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

FORTY-SIXTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Friday, June 16, 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  Montgomery
Alario  Faucheux  Morrish
Alexander  Frith  Odinet
Ansardi  Guillot  Pierre
Arnold  Geymann  Pinac
Badon  Glover  Pitre
Baldone  Gray  Powell, M.
Baudoin  Greene  Quezaire
Baylor  Guillory, E.  Richmond
Beard  Guillory, M.  Ritchie
Bowler  Hammett  Robideaux
Bruce  Harris  Romero
Bruneau  Heaton  Scalice
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  Johns  Strain
Crowe  Katz  Thompson
Curtis  Keniard  Toomy
Dumico  Kenney  Townsend
Daniel  Kleckley  Trahan
Dartez  McVea  Triche
DeWitt  LaBruzzo  Tucker
Doerge  LaFleur  Waddell
Dorsey  LaFonta  Walker
Dove  Lambert  Walsworth
Downs  Lancaster  White

Marchand  Wooton
Martiny  McDonald

ABSENT

Barrow  Powell, T.
Jefferson  Winston

Total - 100
Total - 4

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

Prayer

Prayer was offered by Rep. Durand.

Pledge of Allegiance

Rep. Hill 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. White, the reading of the Journal was
dispensed with.

On motion of Rep. Johns, the Journal of June 15, 2006, was
adopted.

Petitions, Memorials and
Communications

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

Message from the Senate
ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS

June 16, 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. 134

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 134—
BY SENATOR MCPHERSON
A CONCURRENT RESOLUTION
To urge and request the Board of Regents and the nursing boards to
work together and study the feasibility of expanding nursing
programs in order to alleviate the nursing shortage crisis that
exists in Louisiana.

Read by title.
On motion of Rep. DeWitt, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

APPOINTMENT OF CONFERENCE COMMITTEE

June 16, 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. 134: Senators Lentini, Murray, and Marionneaux.

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. 123—

BY REPRESENTATIVE BALDONE

A RESOLUTION

To urge and request the Louisiana High School Athletic Association to revise its policies relative to varsity athletic eligibility requirements for eighth grade students, especially as it relates to such students in private and parochial schools, and to submit a written report on the status of such revisions to the House Committee on Education prior to the convening of the 2007 Regular Session.

Read by title.

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

HOUSE RESOLUTION NO. 124—

BY REPRESENTATIVE BALDONE

A RESOLUTION

To urge and request the House Committee on House and Governmental Affairs to study issues related to the accessibility of records of criminal convictions through the Louisiana Bureau of Criminal Identification and Information or any law enforcement agency, the propriety of assessing a charge for such records, and potential sources of liability for any law enforcement agency furnishing such records and to report its findings to the House of Representatives not later than March 15, 2007.

Read by title.

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

HOUSE RESOLUTION NO. 125—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To commend Stromile Swift of Shreveport for his outstanding accomplishments.

Read by title.

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

HOUSE RESOLUTION NO. 126—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To commend Pastor Joseph Lindsey of the Mooringsport Church of God in Christ for his outstanding accomplishments.

Read by title.

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

HOUSE RESOLUTION NO. 127—

BY REPRESENTATIVE GLOVER

A RESOLUTION

To commend Marvin Joe Williams, Sr., "Jabber Jaws", of Shreveport for his outstanding accomplishments.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 316—

BY REPRESENTATIVE BALDONE

A CONCURRENT RESOLUTION

To urge and request the Department of Veterans Affairs to encourage the employers of the state of Louisiana to recognize the importance of veterans having days off for the observance of Veteran's Day and Memorial Day.

Read by title.

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

Ordered to the Senate.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 136—

BY SENATOR ROMERO

A CONCURRENT RESOLUTION

To continue and expand the purpose of the Atchafalaya Parkway Commission in its study for the need to construct and manage improvements to certain highways in the parishes of St. Martin and St. Landry, by including Iberia Parish in such study; to include representation of the parish government of Iberia on the commission; and to require the commission to make recommendations to the Senate and House committees on transportation, highways and public works prior to the commencement of the 2007 Regular Session.

Read by title.

Motion

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

Reconsideration

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

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

Returned to the calendar under the rules.

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.

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

Returned to the calendar under the rules.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE RESOLUTION NO. 31—
BY REPRESENTATIVE HEBERT
A RESOLUTION
To amend and readopt House Rule 6.4(A) and (B) of the Rules of Order of the House of Representatives to provide for the composition of the Committee on Appropriations.

Read by title.

Motion

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

HOUSE RESOLUTION NO. 95—
BY REPRESENTATIVE ARNOLD
A RESOLUTION
To amend and readopt House Rule 7.19(E) of the Rules of Order of the House of Representatives to provide that a motion to designate a Senate bill a duplicate is debatable.

Read by title.

Motion

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

HOUSE RESOLUTION NO. 99—
BY REPRESENTATIVE WALKER
A RESOLUTION
To urge and request the House Committee on House and Governmental Affairs to conduct a study and make recommendations concerning designating the Department of Culture, Recreation and Tourism as a charter agency as a pilot program to determine the potential effectiveness and benefits of establishing a charter agency program and the ideal components of such a program.

Read by title.

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

HOUSE RESOLUTION NO. 102—
BY REPRESENTATIVES FANNIN, WALSWORTH, ALARIO, ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BRUCE, CAZAYOUX, CHANDLER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GALLOW, GRAY, E. GUILLORY, M. GUILLORY, HEBERT, HILL, HONEY, HUTTER, JOHNS, KATZ, KENNEY, LAFLEUR, MARTINY, MCDONALD, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, RITCHIE, ROBIDEAUX, SALTER, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, THOMPSON, TRAHAN, TUCKER, WADDELL, WALKER, WHITE, AND WOOTON
A RESOLUTION
To urge and request the State Board of Elementary and Secondary Education, relative to the calculation in the minimum foundation program formula of the local school system wealth factor, to develop, adopt, and submit to the legislature for its approval and funding minimum foundation program formulas, beginning with the formula for the 2007-2008 school year, that exclude from the calculation of the local system's property tax revenue capacity and sales tax revenue capacity any such revenues that are the result of a court-ordered settlement agreement until such funds are actually included in the school system's operating budget for any particular year and provide further that only one-third of any such budgeted amount shall be recognized for the purposes of calculating the system's local wealth factor; and to provide for related matters.

Read by title.

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

HOUSE RESOLUTION NO. 103—
BY REPRESENTATIVES FANNIN, BADON, BARROW, CHANDLER, CROW, DOWNS, KENNEY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, WALKER, WALSWORTH, ALARIO, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BRUCE, K. CARTER, CAZAYOUX, CURTIS, CRAVENS, DAMICO, DARTEZ, DOERGE, DOVE, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GALLOW, GRAY, M. GUILLORY, HEBERT, HILL, HONEY, HUTTER, KATZ, LAFLEUR, MARTINY, MCDONALD, MONTGOMERY, QUEZARÉ, ROBIDEAUX, ROMERO, JANE SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TUCKER, WADDELL, WHITE, AND WOOTON
A RESOLUTION
To urge and request the State Board of Elementary and Secondary Education, in considering issues relative to the minimum foundation program formula, especially any considerations relative to the local wealth factor component of the formula, to solicit requests for proposals from a broader field of candidates with expertise in the area of school finance and to submit a written report on the status of such solicitations to the House Committee on Education prior to the convening of the 2007 Regular Session.

Read by title.

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

HOUSE RESOLUTION NO. 105—
BY REPRESENTATIVE BALDONE
A RESOLUTION
To urge and request the House Committee on House and Governmental Affairs to study the feasibility of establishing a standing committee on coastal protection and restoration and, if
it is determined to be feasible, to recommend the subject matter jurisdiction of such committee.

Read by title.

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

**HOUSE RESOLUTION NO. 106**—
**BY REPRESENTATIVE GRAY**

A RESOLUTION

To request the House Committee on Municipal, Parochial and Cultural Affairs to study and make recommendations relative to issues related to the use of inclusionary zoning by parishes and municipalities, the effects of inclusionary zoning on the development of affordable housing for low and moderate income families, and the content of ordinances providing for inclusionary zoning and to report its findings to the House of Representatives prior to the 2007 Regular Session.

Read by title.

On motion of Rep. Gray, 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.

Motion

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

**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.

Motion

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

**HOUSE CONCURRENT RESOLUTION NO. 263**—
**BY REPRESENTATIVES SALTER AND BRUNEAU AND SENATORS HINES AND JONES**

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.

Called from the calendar.

Read by title.

Motion

On motion of Rep. Lancaster, the resolution was withdrawn from the files of the House.

---

**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. 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.

On motion of Rep. Martiny, 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 that April 1, 2007.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lancaster to Original Senate Concurrent Resolution No. 119 by Senator Mount

**AMENDMENT NO. 1**

On page 1, line 2, after "To" and before "to study" delete "create the Louisiana Task Force on Domestic Violence" and insert "request the Senate Committee on Judiciary C and the House Committee on Administration of Criminal Justice to meet and function as a joint committee"

**AMENDMENT NO. 2**

On page 2, line 2, after "Louisiana" delete the remainder of the line and line 3 delete "The Louisiana Task Force on Domestic Violence" and insert "does hereby request the Senate Committee on Judiciary C and the House Committee on Administration of Criminal Justice to meet and function as a joint committee"

**AMENDMENT NO. 3**

On page 2, line 5, after "that the" delete the remainder of the line and delete lines 6 through 30 and delete page 3 in its entirety and on page 4 delete lines 1 through 5 and insert the following:

"Joint committee shall specifically solicit the recommendations, input, and advice of the following:

(1) The executive director, president, and legislative consultant of the Louisiana Coalition Against Domestic Violence, all three to be selected by the chief executive officer of the coalition."
(2) A representative from the formerly Battered Women's Task Force of the Louisiana Coalition Against Domestic Violence to be selected by the chief executive officer of the coalition.

(3) A representative from a local domestic violence program to be selected by the Louisiana Coalition Against Domestic Violence.

(4) The executive director of the Louisiana District Attorneys Association.

(5) The executive director of the Louisiana Commission on Law Enforcement and Administration of Criminal Justice.

(6) The executive director of the office on women's policy in the office of the governor.

(7) The secretary of the Department of Health and Hospitals.

(8) The secretary of the Department of Social Services.

(9) A representative from a batterer's intervention program certified by the Louisiana Coalition Against Domestic Violence to be selected by the director of such program.

(10) A representative from the Louisiana District Judges Association who presides over a predominately civil docket to be selected by the president of that association.

(11) A representative from the Louisiana District Judges Association who presides over a predominately criminal docket to be selected by the president of that association.

(12) A representative of the Louisiana Hearing Officer's Association to be selected by the president of the association.

(13) A representative of the Louisiana Clerks of Court Association to be selected by the president of that association.

(14) The secretary of the Department of Public Safety and Corrections.

(15) A representative from the Louisiana Council of Juvenile and Family Court Judges Association who presides over a juvenile docket to be selected by the president of that association.

(16) A representative from the Louisiana Council of Juvenile and Family Court Judges Association who presides over a family court docket to be selected by the president of that association.

(17) A city court judge who presides over both civil and criminal city dockets to be selected by the president of the Louisiana City Court Judges Association.

(18) The chief justice of the Louisiana Supreme Court.

(19) The judicial administrator of the Louisiana Supreme Court or a representative from the office of the judicial administrator who is familiar with the Louisiana Protective Order Registry.


(21) The executive director of the Louisiana Chief's of Police Association.

(22) The attorney general, or his designee.”

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

On motion of Rep. Durand, the resolution, as amended, was concurred in.

Suspension of the Rules

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

Suspension of the Rules

On motion of Rep. Montgomery, 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1

On page 2, at the end of line 1, after "Shreveport" and before the period "; insert "north of Interstate 20"

AMENDMENT NO. 2

On page 2, at the end of line 2, delete "within" and insert "outside of"

AMENDMENT NO. 3

On page 2, at the end of line 3, after "Shreveport" and before the period "; insert "south of Interstate 20"

AMENDMENT NO. 4

On page 2, line 13, delete "mayor" and insert "governing authority"

AMENDMENT NO. 5

On page 2, at the beginning of line 25, delete "mayor" and insert "governing authority"

Acting Speaker Cazayoux in the Chair
Motion

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

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

Senate Bill No. 229

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

SENATE BILL NO. 382—

BY SENATOR DARDENNE

AN ACT

To amend and reenact R.S. 24:51(2) and R.S. 49:72(5) and to repeal R.S. 42:1123(13), relative to the Code of Governmental Ethics; to repeal provisions relative to an elected official's authorization to accept certain gifts; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 382 by Senator Dardenne

AMENDMENT NO. 1

Delete the set of amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 13, 2006.

Speaker Salter in the Chair

Motion

Rep. DeWitt moved the bill be indefinitely postponed.


By a vote of 49 yeas and 43 nays, the bill was indefinitely postponed.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 1073

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

SENATE BILL NO. 422—

BY SENATOR JACKSON

AN ACT

To enact R.S. 24:515.1, relative to the legislative auditor; to require the legislative auditor to develop a uniform system of reporting all sources of revenue and expenditures relative to judicial district indigent defender boards, funds, and regional defense service centers; to require annual reporting of all major sources of revenues and expenditures through the new audit formats; to provide for uniformity, standardization, and consistency in terminology and classification for annual audit reports; to provide for compliance and reporting schedules; to provide for an effective date; 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. 422 by Senator Jackson

AMENDMENT NO. 1

On page 2, line 24, change "Calendar Year 2007 and Fiscal Year 2007-2008. to "Calendar Year 2007 for such boards on a calendar year schedule, or Fiscal Year 2007-2008 for such boards on a fiscal year schedule."

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

Rep. Martiny 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 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 Harris Robideaux

Bruce Heaton Romero

Bruneau Hebert Scalise

Burns Hill Schneider

Burrell Honey Smiley

Carter, K. Hopkins Smith, G.

Carter, R. Hunter Smith, J.H.–8th

Cazayoux Hutter Smith, J.R.–30th

Chandler Jackson St. Germain

Crane Johns Toomy

Cravins Katz Townsend

Crowe Kenney Thompson

Curtis Kleckley Toomey

Damico LaBruzzo Waddell

Daniel LaFleur Walker

Dartez LaFonta Walsworth

DeWitt Lambert White

Doerge Lancaster Wooton

Dorsey Marchand Wooton

Dove Martiny Wooton

Downs McDonald Wooton

Durand McVea Wooton

Total - 96

NAYS

Total - 0

ABSENT

Barrow Hammett Powell, T.

Erdey Jefferson Winston

Glover Kennard

Total - 8
The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 687—
BY SENATOR DARDETTE
AN ACT
To enact R.S. 42:1123(37), relative to the Code of Governmental Ethics; to authorize certain insurance producers to serve as a professional insurance advisor or an insurance producer of record to a governmental entity; to provide for payment of compensation under certain circumstances; 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. 687 by Senator Dardenne

AMENDMENT NO. 1
On page 2, line 11, after "insurance producer" insert "acting as a professional insurance advisor"

AMENDMENT NO. 2
On page 2, line 17, after "insurers" insert a comma", " and "wholesale brokers, or third party administrators"

AMENDMENT NO. 3
On page 2, at the end of line 20, delete "insurance" and at the beginning of line 21, delete "companies" and insert "insurers, wholesale brokers, or third party administrators"

AMENDMENT NO. 4
On page 2, line 22, after "written" delete the remainder of the line and delete line 23 and insert a period "."

AMENDMENT NO. 5
On page 2, line 28, after "an insurer" and before the comma ", " insert "and its insurance coverage"

Motion

Rep. Hebert moved the bill be recommitted to the Committee on Insurance.

Rep. Hebert withdrew his motion to recommit the bill.

Motion


By a vote of 46 yeas and 43 nays, the bill was indefinitely postponed.

SENATE BILL NO. 700—
BY SENATOR JONES
AN ACT
To amend and reenact R.S. 23:642(B) and to enact R.S. 23:643, relative to payment of employees; to provide with respect to the establishment of a state minimum wage; to provide for an increase in the state minimum wage to six dollars and fifteen cents per hour; to provide with respect to the prohibition of a local governmental subdivision setting a minimum wage; to provide for exclusions; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 753 (Substitute of Senate Bill No. 650 by Senator Cravins)—
BY SENATOR CRAVINS
AN ACT
To amend and reenact R.S. 23:922 and to enact R.S. 23:996, relative to employment of certain aliens; to prohibit the hiring of an alien who is not entitled to lawfully reside or work in the United States; to require the filing of an affidavit with a licensing agency; to provide with respect to an agency, department, board or commission of state or a parish agency to notify the attorney general or local district attorney when an employer who operates a business in the state knowingly employs an alien who is not lawfully entitled to reside or work in the United States; to provide for the attorney general or local district attorney to issue a cease and desist order; to provide for penalties; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Cravins to Engrossed Senate Bill No. 753 by Senator Cravins

AMENDMENT NO. 1
Delete Amendments No. 1 and 2 proposed by the House Committee on Labor and Industrial Relations and adopted by the House on June 13, 2006.

AMENDMENT NO. 2
On page 1, line 2, delete "amend and reenact R.S. 23:922 and to"

AMENDMENT NO. 3
Delete Amendments No. 1 and 2 proposed by the House Committee on Labor and Industrial Relations and adopted by the House on June 13, 2006.

AMENDMENT NO. 4
On page 1, line 2, delete "amend and reenact R.S. 23:922 and to"

AMENDMENT NO. 5
On page 2, delete lines 1 through 4 in their entirety

AMENDMENT NO. 6
On page 2, delete lines 1 through 4 in their entirety

On motion of Rep. Cravins, the amendments were adopted.
Rep. Scalise sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**
Amendments proposed by Representative Scalise to Engrossed Senate Bill No. 753 by Senator Cravins

**AMENDMENT NO. 1**
On page 1, line 2 delete "amend and reenact R.S. 23:992 and to"

**AMENDMENT NO. 2**
On page 1, line 4, after "United States;" delete the remainder of the line

**AMENDMENT NO. 3**
On page 1, line 5, at the beginning of the line, delete "agency;"

**AMENDMENT NO. 4**
On page 1, line 9 after "district attorney to" delete the remainder of the line and insert in lieu thereof the following:
"report notification or knowledge of undocumented aliens to the United States Citizenship and Immigration Service;"

**AMENDMENT NO. 5**
On page 1, line 10, at the beginning of the line, delete "for penalties;"

**AMENDMENT NO. 6**
On page 1, line 12, after "Section 1." delete "R.S. 23:992 is hereby amended and reenacted and"

**AMENDMENT NO. 7**
On page 1, delete lines 14 through 17 in their entirety

**AMENDMENT NO. 8**
On page 2, delete lines 1 through 4 in their entirety

**AMENDMENT NO. 9**
On page 2, line 5, after "$996." delete the remainder of the line and insert in lieu thereof "Reporting of undocumented aliens"

**AMENDMENT NO. 10**
On page 2, line 14, after "empowered to" delete the remainder of the line and insert in lieu thereof the following:
"report notification or knowledge of the employment of an undocumented alien by a Louisiana business or enterprise to the United States Citizenship and Immigration Services;"

**AMENDMENT NO. 11**
On page 2, delete lines 15 through 29 in their entirety

**AMENDMENT NO. 12**
On page 3, delete lines 1 through 14 in their entirety

Rep. Scalise moved the adoption of the amendments.


By a vote of 28 yeas and 59 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**
Amendments proposed by Representative LaFonta to Engrossed Senate Bill No. 753 by Senator Cravins

**AMENDMENT NO. 1**
On page 3, in between lines 13 and 14, insert the following:
"F. The provisions of this Section shall not apply to employers with ten or fewer employees."

On motion of Rep. LaFonta, 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 Faucheux McVea
Alexander Frith
Ansardi Gallot
Arnold Geymann
Badon Glover
Baldone Gray
Baudoin Greene
Baylor Guillory, E.
Beard Guillory, M.
Bruce Hammett
Bruneau Harris
Burns Heaton
Burrell Hebert
Carter, K. Hill
Carter, R. Honey
Cazayoux Hopkins
Chandler Hunter
Crane Hutter
Cravins Jackson
Crowe Johns
Curtis Katz
Damico Kenney
Daniel Kleckley
Dartez LaBruzio
Doerge LaFleur
Dorsey LaFonta
Dove Lambert
Downs Lancaster
Durand Marchand
Erdey Martiny
Fannin Donald
Total - 91

**NAYS**
Alario DeWitt
Bowler Farrar
Crow Jeffrey
Jefferson Toomy
Kennard Waddell
Total - 5

**ABSENT**
Barrow Powell, T.
Jefferson Toomy
Kennard Waddell
Total - 8
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.

SENATE BILL NO. 5—
BY SENATOR CAIN
To enact R.S. 51:1425, relative to unfair or deceptive acts or practices; to prohibit certain disclosures by an Internet service provider; to provide for notices; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Pinac moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker, Fannin
Alario, Farrar
Alexander, Faucheux
Ansardi, Frith
Arnold, Gallot
Badon, Geymann
Baldone, Glover
Baudoin, Gray
Bayou, Greene
Beard, Guilory, E.
Bowler, Guilory, M.
Bruce, Hammett
Brendeau, Heaton
Burns, Hebert
Burrell, Hill
Carter, K.
Carter, R.
Cazayoux, Hunter
Crawford, Jackson
Crowe, Johns
Curry, Katz
Daniel, Kenney
DeWitt, Kleckley
Doerge, LaBruzzi
Dorsey, LaFleur
Dove, LaFonta
Downs, Lambert
Durand, Lancaster
Erdey, Marchand
Fannin, Yiannakoulopoulos
McDonald, Perretta
McVea, Garcia
Morrish, Adams
Pierre, Carper
Pitre, Hamper
Powell, M.
Quezaire, Kennedy
Richmond
Robideaux
Romo
Pitt
Pitre
Powe, M.
Quezaire
Richmond
Robideaux
Romero
Schneider
Smiley
Smith, G.
Smith, J.D., 50th
Smith, J.H., 8th
Smith, J.R., 30th
St. Germain
Strain
Toomy
Trahan
Tribe
Tucker
Waddell
Walker
Walsworth
Wooton

Total - 90

NAYS

Total - 0

ABSENT

Barrow, Jefferson
Chandler, Kennard
Damico, Montgomery
Dartez, Odinet
Harris, Powell, T.

Total - 14

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 47—
BY SENATORS NEVERS AND AMEDEE
AN ACT
To enact R.S. 14:98(L) and R.S. 47:463.131, relative to motor vehicle license plates; to provide for a special license plate for DWI offenders; to require certain persons convicted of operating a vehicle while intoxicated to obtain and display a special DWI license plate; to provide for its charge; to provide for the distribution and use of the moneys; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed Senate Bill No. 47 by Senator Nevers

AMENDMENT NO. 1
Delete Amendment No. 1 proposed by the House Committee on Administration of Criminal Justice and adopted by the House on June 13, 2006.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker, Erdey
Alario, Fannin
Alexander, Farrar
Ansardi, Faucheux
Arnold, Frith
Badon, Gallot
Baldone, Geymann
Baudoin, Glover
Bayou, Gray
Beard, Greene
Bowler, Guilory, E.
Bruce, Hammett
Bruneau, Guillory, M.
Burns, Gray
Burrell, Green
Carter, K., Hebert
Carter, R., Hill
Cazayoux, Honey
Chandler, Hunter
Crane, Hutter
Cravins, Jackson
Curtis, Johns
Damico, Katz
Daniel, Kenney
DeWitt, Kleckley
Doerge, LaBruzzi
Dorsey, LaFleur
Dove, LaFonta
Downs, Lambert
Durand, Lancaster
Erdey, Marchand
Fannin, Yiannakoulopoulos
McDonald, Perretta
McVea, Garcia
Morrish, Adams
Pierre, Carper
Pitre, Hamper
Powell, M.
Quezaire, Kennedy
Richmond
Robideaux
Romo
Schneider
Smiley
Smith, G.
Smith, J.D., 50th
Smith, J.H., 8th
Smith, J.R., 30th
St. Germain
Strain
Toomy
Trahan
Tribe
Tucker
Walker
Walsworth
Wooton

Total - 93
The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 73—**

BY SENATOR LENTINI AND REPRESENTATIVE ANSARDI

AN ACT

To enact R.S. 13:5108.3(D), relative to the legal representation of state employees; to provide for representation and indemnification of officers and employees charged with contempt of court; to provide for exceptions; 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
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Bowler
Brush
Brunel
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Durand
Erdey
Fannin

Farrar
Faucheux
Frith
Gallot
Geymann
Glover
Gray
Guillory, E.
Guillory, M.
Hammitt
Harris
Heaton
Hebert
Hill
Honey
Hopkins
Hunters
Hutter
Jackson
Johns
Katz
Kennard
Kenney
Kleckley
LaBruzoo
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martin
McDonald
McVea
Montgomery
Morris
Odinet
Pierre
Pinac
Pitre
Powell, M.
Quezaire
Richmond
Romeo
Schneider
Smiley
Smith, G.
Smith, J.D.–50th
Smith, J.H.–8th
Smith, J.R.–30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walworth
White
Wooton

ABSENT

Barrow
Curtis
Downs

Kennard
Jefferson
Powell, T.
St. Germain
Waddell
Winston

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

**SENATE BILL NO. 155—**

BY SENATORS MARIONNEAUX, AMEDEE AND FONTENOT

AN ACT

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

Read by title.


**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Bowler
Bruce
Brunel
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Durand
Erdey
Fannin

Farrar
Faucheux
Frith
Gallot
Geymann
Glover
Gray
Greene
Guillory, E.
Guillory, M.
Hammett
Harris
Heaton
Hebert
Hill
Honey
Hopkins
Hunters
Hutter
Jackson
Johns
Katz
Kennard
Kenney

McVea
Montgomery
Morris
Odinet
Pierre
Pinac
Pitre
Powell, M.
Quezaire
Richmond
Ritchie
Robideaux
Romero
Scalise
Schneider
Smiley
Smith, G.
Smith, J.D.–50th
Smith, J.H.–8th
Smith, J.R.–30th
St. Germain
Thompson
1946
The Chair declared the above bill was finally passed.

Rep. St. Germain 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. 158—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 32:61, 63(A), and 141(D), to enact R.S. 32:79(3), and to repeal R.S. 32:62(A), relative to motor vehicles; to provide for removal of vehicles from the roadway following certain accidents and for traffic incident management which emphasizes motor vehicle traffic flow; to provide for the authority of the Department of Transportation and Development to increase or lower certain speed limits; to provide for utilization of the shoulders of certain roadways; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Farrar to Engrossed Senate Bill No. 158 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 2, after "141(D)," delete "to enact R.S. 32:79(3),"

AMENDMENT NO. 2
On page 1, line 6, after "limits;" delete the remainder of the line and delete line 7 in its entirety and insert "and to provide for"

AMENDMENT NO. 3
On page 3, line 10, after "reenacted" delete the remainder of the line and delete line 11 in its entirety and insert "to read as follows:"

AMENDMENT NO. 4
On page 3, delete lines 12 through 25 in their entirety

AMENDMENT NO. 5
Delete Amendment Nos. 6 and 7 from the set of amendments proposed by the House Transportation, Highways and Public Works Committee and adopted by the House of Representatives on June 14, 2006.

AMENDMENT NO. 6
Delete House Floor Amendment Nos. 1 through 3 proposed by Representative Farrar and adopted by the House on June 16, 2006.

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 158 by Senator McPherson

AMENDMENT NO. 1
On page 2, at the end of line 13, insert the following:

"However, notwithstanding the provisions of this Paragraph, the maximum speed limit on any multi-lane divided highway of this state within a municipality shall not exceed sixty miles per hour."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 158 by Senator McPherson

AMENDMENT NO. 1
On page 1, line 6, after "limits;" insert the following:

"to require the House and Senate Committees on Transportation, Highways and Public Works to approve any speed limit increase prior to implementation by the department;"
AMENDMENT NO. 1
On page 1, line 2, after "R.S. 32:61, 63(A)," and before "are" insert "73.1(B)"

AMENDMENT NO. 2
On page 1, line 10, after "R.S. 32:61, 63(A)," and before "are" insert "73.1(B)"

AMENDMENT NO. 3
On page 3, between lines 2 and 3, insert the following:

"§73.1. Rolling roadblocks prohibited on certain multiple-lane highways; definitions; penalties

B. A vehicle which remains in the passing lane of a multiple-lane highway as defined in Subsection A of this Section traveling at the same speed as the vehicle in the right lane and impedes the flow of traffic shall be deemed a "rolling roadblock" which shall be prohibited. The provisions of this Subsection shall not apply to vehicles stopped at a traffic signal or traveling at a slower rate due to traffic congestion as long as the vehicle is not causing traffic congestion. The Department of Transportation and Development shall ensure that signs bearing the words "Left Lane for Passing Only" are erected on all highways which are subject to the prohibitions of this Section.

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


By a vote of 79 yeas and 13 nays, the House agreed to order the previous question on the entire subject matter.

Rep. Crowe moved the adoption of the amendments.


By a vote of 39 yeas and 55 nays, the amendments were rejected.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker
Ansardi
Arnold
Baldone
Baylor
Burrell
Carter, R.
Cazayoux
Damico
Dartez
DeWitt
Doerge
Dorsey
Downs
Durand
Farrar
Firth
Total - 51

NAYS

Alario
Alexander
Baudoin
Bear
Bowler
Bruce
Brouneau
Burns
Carter, K.
Chandler
Crane
Cravins
Crowe
Total - 42

ABSENT

Barrow
Curtis
Glover
Gray
Total - 11
Failed to pass.

Motion to reconsider pending.

SENATE BILL NO. 204—
BY SENATORS CHEEK AND ELLINGTON
AN ACT
To amend and reenact R.S. 33:1981(C)(1) and (2) and 2201(C)(1) and (2) and to enact R.S. 11:248 and R.S. 33:2201(F), relative to financial security of survivors of certain firemen and law enforcement officers; to increase payments to surviving spouses and children in certain cases; to extend the period of time in which to notify the Law Enforcement Officers and Firemen’s Survivor Benefit Review Board of such death; to provide for cost-of-living adjustments for surviving spouses of certain law enforcement officers; to provide for retroactive effect; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Honey to Reengrossed Senate Bill No. 204 by Senator Cheek

AMENDMENT NO. 1
In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, line 22, after "of" and before "hearing" delete "certain"

AMENDMENT NO. 2
In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, line 26, after "during" and before "employment" delete "a period of"

AMENDMENT NO. 3
In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, line 27, after "shall" and before "be classified" insert a comma "," and "for purposes of this Section only;"

AMENDMENT NO. 4
In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, delete line 28 in its entirety, and insert the following:

"employee affected shall be entitled to medical benefits including hearing prosthesis as"

AMENDMENT NO. 5
In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, at the end of line 33, delete "such loss" and insert "same"

AMENDMENT NO. 6
In House Committee Amendment No. 5 of the set of amendments proposed by the House Committee on Municipal, Parochial and Cultural Affairs and adopted by the House on June 14, 2006, on page 1, at the end of line 34, delete "fire"

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

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

Rep. Honey moved the adoption of the amendments.

By a vote of 79 yeas and 11 nays, the amendments were adopted.

Rep. Jack Smith moved the final passage of the bill, as amended.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker
Mr. Durand
Mr. Lambert
Mr. Erdey
Mr. Marchand
Mr. Ansardi
Mr. Farrar
Mr. Montgomery
Mr. Arnold
Mr. Frith
Mr. McVea
Mr. Badon
Mr. Gallot
Mr. Odinet
Mr. Baldone
Mr. Glover
Mr. Pierre
Mr. Baudoin
Mr. Gray
Mr. Pinac
Mr. Baylor
Mr. Guillory, E.
Mr. Quezaire
Mr. Bruce
Mr. Guillory, M.
Mr. Richmon
Mr. Burrell
Mr. Hammett
Mr. Ritchie
Mr. Carter, K.
Mr. Harris
Mr. Romero
Mr. Carter, R.
Mr. Heaton
Mr. Smiley
Mr. Carayoux
Mr. Hebert
Mr. Smith, G.
Mr. Cravins
Mr. Hill
Mr. Smith, J.D.–50th
Mr. Curtis
Mr. Honey
Mr. Smith, J.R.–30th
Mr. Damico
Mr. Hopkins
Mr. St. Germain
Mr. Daniel
Mr. Hunter
Mr. Strain
Mr. Dentz
Mr. Hutter
Mr. Thompson
Mr. DeWitt
Mr. Jackson
Mr. Toomy
Mr. Doerge
Mr. Kennard
Mr. Townsend
Mr. Dorsey
Mr. LaBuzzo
Mr. White
Mr. Dove
Mr. LaFonta
Mr. Wooton

Total - 66

NAYS

Mr. Alexander
Mr. Greene
Mr. Powell, M.
Mr. Beard
Mr. Johns
Mr. Robideaux
Mr. Beard
Mr. Katz
Mr. Scalise
Mr. Bowler
Mr. Kenney
Mr. Schneider
Mr. Bruneau
Mr. Kleckley
Mr. Trahan
Mr. Chandler
Mr. LaFleur
Mr. Triche
Mr. Crane
Mr. Lancaster
Mr. Tucker
Mr. Crowe
Mr. Martiny
Mr. Walker
Mr. Downs
Mr. McDonald
Mr. Walsworth
Mr. Fannin
Mr. Morrish
Mr. Feymann
Mr. Pitre

Total - 31
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. 331—
BY SENATOR CAIN
AN ACT
To amend and reenact R.S. 14:95(G)(2) and to enact R.S. 40:1379.3.1(A)(3), relative to retired law enforcement officers; to provide for carrying concealed weapons by such persons; to provide for issuance of retiree identification to certain retired law enforcement officers; to provide for payment of concealed handgun permit fees; and to provide for related matters.

Read by title.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Erdey McVea
Alario Fannin Montgomery
Alexander Ansardi Morrish
Arnold Arnold Pierre
Badon Ballon Pitre
Baldone Gallot Powell, M.
Baudoin Bayard Quezaire
Beard Beard Richmond
Bowler Bowler Robideaux
Bruce Bruce Smiley
Bruneau Bruneau Smith, G.
Burm Burrell Smith, J.D.–50th
Burns Burns St. Germain
Burrell Burns St. Germain
Carter, K. Carter, K. Strain
Carter, R. Carter, R. Thompson
Cazayoux Cazayoux Toomy
Chandler Chandler Townsend
Crane Crane Trahan
Cravins Crane Trahan
Crowe Crowe White
Curtis Curtis Waddell
Daniel Damico Wooton
Dartez DeWitt White
DeWitt Doerge Wooton
Doerge Doerge Wooton
Dorsey Dover Wooton
Dove Dover Wooton
Dowens Dowens Wooton
Durand Durand Wooton

Total - 95

NAYS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Curtis
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Dowens
Durand

Total - 0

ABSENT

Barrow
Fannin
Glover

Total - 8
The Chair declared the above bill was finally passed.

Rep. Morrish 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. 569—
BY SENATOR MURRAY

To enact R.S. 29:725.1, relative to the authority of the attorney general in certain emergencies; to authorize the issuance of cease and desist orders by the attorney general during an emergency; to provide for the power of the attorney general to issue cease and desist orders when immediate action through the normal judicial process is not possible; to provide for proper venue to request a hearing; and to provide for related matters.

Read by title.

Rep. Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
<th>NAYS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alario</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alexander</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ansardi</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Arnold</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Badon</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baldone</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baudoin</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baylor</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bowler</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bruce</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bruneau</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Burns</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Burrell</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carter, K.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carter, R.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cazayoux</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chandler</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crane</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cravins</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crowe</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Curtis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Damico</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Daniel</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dartez</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>DeWitt</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doerge</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dorsey</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dove</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Downs</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Durand</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Erdey</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total - 96</td>
<td></td>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
<th>ABSENT</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Barrow</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Beard</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Guillory, E.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total - 8</td>
<td></td>
<td>Total - 7</td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

Acting Speaker Tucker in the Chair

SENATE BILL NO. 597—
BY SENATOR DARDENNE

To enact Part III of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:44 through 51, relative to public records; to provide for confidentiality of the addresses of registered voters who are victims of abuse; and to provide for related matters.

Read by title.

Rep. Marchand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
<th>NAYS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alario</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alexander</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Ansardi</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Arnold</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Badon</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baldone</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baudoin</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baylor</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bowler</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bruce</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bruneau</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Burns</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Burrell</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carter, K.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carter, R.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cazayoux</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chandler</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crane</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cravins</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crowe</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Curtis</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Damico</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Daniel</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dartez</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>DeWitt</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Doerge</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dorsey</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dove</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Downs</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Durand</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Erdey</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total - 97</td>
<td></td>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
<th>ABSENT</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Barrow</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Beard</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Guillory, E.</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total - 7</td>
<td></td>
<td>Total - 7</td>
<td></td>
</tr>
</tbody>
</table>

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

SENATE BILL NO. 671—
BY SENATOR MARIONNEAUX
AN ACT
To enact Code of Civil Procedure Art. 372(F), relative to civil procedure; to require that an electronic copy of the transcript be provided to party requesting and paying for paper copy of transcript; and to provide for related matters.

Read by title.

Rep. Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker    Farrar  Montgomery
Alario       Faucheux  Morrish
Alexander     Frith     Odinet
Ansardi       Gallot    Pierre
Arnold        Geymann   Pinac
Badon         Glover    Pitre
Baldone       Gray      Powell, M.
Baudoin       Greene    Quezaire
Bayor         Guillory, E.  Rich mond
Beard         Guillory, M.  Ritchie
Bowler        Hammett  Robideaux
Brunoex       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         Johns     Strain
Curris         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          McVea    Wooton

Total - 96

NAYS

Total - 0

ABSENT

Barrow       Jefferson  Powell, T.
Bruce         Kennard  Winston
Fannin        McDonald

Total - 8

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. 676—
BY SENATOR HINES AND REPRESENTATIVE WALKER
AN ACT
To amend and reenact R.S. 30:2000.2(1), relative to the Atchafalaya Basin Program; to provide certain definitions; to provide relative to the definition of “Atchafalaya Basin”; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed Senate Bill No. 676 by Senator Hines

AMENDMENT NO. 1

On page 2, at the end of line 5, after “Program,” insert the following:

“Provided, however, any projects approved prior to July 1, 2006, shall be completed prior to the funding of any project located in areas previously approved in and adjacent to the geographical boundaries of the Atchafalaya Basin as herein defined.”

Motion

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

Acting Speaker Tucker in the Chair

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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montgomery to Reengrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1

On page 2, at the end of line 1, after “Shreveport” and before the period “,” insert “north of Interstate 20”

AMENDMENT NO. 2

On page 2, at the end of line 2, delete “within” and insert “outside of”

AMENDMENT NO. 3

On page 2, at the end of line 3, after “Shreveport” and before the period “,” insert “south of Interstate 20”
AMENDMENT NO. 4
On page 2, line 13, delete "mayor" and insert "governing authority"

AMENDMENT NO. 5
On page 2, at the beginning of line 25, delete "mayor" and insert "governing authority"

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Glover to Reengrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1
On page 2, line 13, after "Shreveport" insert a period "." and delete the remainder of the line and delete lines 14 through 23 in their entirety and insert the following:

"(b) Any commissioner appointed pursuant to this Paragraph shall serve a term of six years.

AMENDMENT NO. 2
On page 2, line 25, after "Bossier City" insert a period "." and delete the remainder of the line and delete lines 26 through 29 in their entirety

AMENDMENT NO. 3
On page 3, delete line 7 in its entirety and insert the following:

"of the parish of Caddo whose term would have expired on March 13, 2009, shall expire on such date. His successors shall

AMENDMENT NO. 4
On page 3, at the end of line 8, change "Item(A)(1)(a)(i)" to "Item(A)(1)(a)(ii)"

AMENDMENT NO. 5
On page 3, line 16, change "Item(A)(3)(a)(iii)" to "Paragraph (A)(3)"

AMENDMENT NO. 6
On page 3, line 19, change "Item(A)(3)(a)(ii)" to "Item(A)(1)(a)(i)"

AMENDMENT NO. 7
On page 3, line 21, change "December 31, 2006" to "such date"

AMENDMENT NO. 8
On page 3, line 22, change "Item(A)(3)(a)(i)" to "Paragraph (A)(3)"

AMENDMENT NO. 9
On page 3, line 25, change "Item(A)(1)(a)(ii)" to "Paragraph (A)(3)"

AMENDMENT NO. 10
On page 3, line 27, after "shall" delete the remainder of the line and insert "expire on such date. His"

AMENDMENT NO. 11
On page 3, line 28, change "(A)(3)(a)(i)" to "(A)(3)"

AMENDMENT NO. 12
On page 4, line 4, change "(A)(4)(a)(iv)" to "(A)(4)"

AMENDMENT NO. 13
On page 4, line 4, change "(A)(4)(a)(i)" to "(A)"

Rep. Glover moved the adoption of the amendments.


By a vote of 63 yeas and 27 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Hopkins to Engrossed Senate Bill No. 723 by Senator Malone

AMENDMENT NO. 1
On page 1, line 4, after "port commission;" insert "to change the name of the commission;

AMENDMENT NO. 2
On page 1, line 11, after "known as the" delete the remainder of the line and on line 12, delete "Parishes Port" and insert "Port of Northwest Louisiana"

AMENDMENT NO. 3
On page 4, after line 7, insert the following:

"Section 2. The Louisiana State Law Institute shall change any occurrence of the words "Caddo-Bossier Parishes Port Commission" to "Port of Northwest Louisiana Commission" in Title 34 and in any other Title of the Louisiana Revised Statutes of 1950 where such words occur."

On motion of Rep. Hopkins, 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  Erdey  Odnin  Odinet  Powell, M.
Alexander  Fannin  Ritchie
Baldone  Fauchex  Robideaux
Beard  Greene  Scalise
Bowler  Hammett  Schneider
Bruce  Hopkins  Smiley
Bruneau  Hutter  Smith, J.H.–8th
Burns  Johns  Smith, J.R.–30th
Carter, R.  Katz  Strain
Chandler  Kennard  Thompson
Crate  Kenney  Toomy
Crowe  Kleckley  Toomy
Rep. Montgomery moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Suspension of the Rules

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

Speaker Salter in the Chair

SENATE BILL NO. 695—
BY SENATORS CRAVINS AND N. GAUTREAUX
AN ACT
To amend and reenact R.S. 27:392(C)(2) and to enact R.S. 27:361(B)(4)(d), relative to the Pari-mutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to further the purposes of the Act by requiring payment of a fixed amount to establish a health and welfare plan for Louisiana jockeys; to provide for the distribution for the Greater New Orleans Sports Foundation Fund; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Reengrossed Senate Bill No. 695 by Senator Cravins

AMENDMENT NO. 1

In Amendment No. 2 proposed by the House Committee on Appropriations and adopted by the House on June 14, 2006, on page 1, line 6, after "Commission;" delete the remainder of the line and delete line 7.

AMENDMENT NO. 2

Delete Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House on June 14, 2006.

AMENDMENT NO. 3

In Amendment No. 4 proposed by the House Committee on Appropriations and adopted by the House on June 14, 2006, on page 1, delete lines 12 through 17 in their entirety.

AMENDMENT NO. 4

In Amendment No. 5 proposed by the House Committee on Appropriations and adopted by the House on June 14, 2006, on page 1, delete lines 23, delete "(i)"

AMENDMENT NO. 5

In Amendment No. 5 proposed by the House Committee on Appropriations and adopted by the House on June 14, 2006, on page 1, delete lines 32 through 41 and on page 2, delete lines 1 through 14 in their entirety.

AMENDMENT NO. 6

On page 2, at the end of line 10, insert the following:

"Notwithstanding the provisions of R.S. 4:219, the licensed eligible facility may also use funds attributable to uncashed pari-mutuel tickets to pay the cost of a health and welfare plan for Louisiana jockeys."

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

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Pierre
Alario Galloit Pitr
Arnold Gray Quezaire
Badon Guillory, E. Richomnd
Baldone Guillory, M. Smith, J.D.–50th
Bayor Hammet Ritchie
Bruce Hebert Robideaux
Burrell Hill Romerio
Carter, R. Hopkins Smiley
Chandler Hunter Smith, J.R.--30th
Crane Hutter Strain
Cravins Jackson St. Germain
Curtis Johns Townsend
Damico LaFleur Wagger
Daniel LaFonta Wooton
Dartez Lambert White
Doerge Lancaster Waddell
Dorsey Marchand Walker
Dove Montgomery Waddell
Durand Morrish Wooton
Farrar Odinet

NAYS

Alario Frith LaFonta
Ansardi Gallot Marchand
Arnold Geymann Martiny
Badon Glover Morris
Baudoin Gray Pierre
Baylor Guillory, E. Pinar
Burrell Guillory, M. Quezaire
Carter, K. Harris Richomnd
Cazayoux Heaton Romerio
Cravins Hebert Smith, G.
Curtis Hill Smith, J.D.–50th
Dartez Honey St. Germain
DeWitt Hunter Townsend
Dorsey Jackson Waddell
Farrar LaFleur Walker

ABSENT

Barrow Pitre Triche
Jefferson Powell, T. Winston

Total - 61

The Chair declared the above bill was finally passed.

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

"Notwithstanding the provisions of R.S. 4:219, the licensed eligible facility may also use funds attributable to uncashed pari-mutuel tickets to pay the cost of a health and welfare plan for Louisiana jockeys."

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

Rep. Montgomery moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Frith Pierre
Alario Galloit Pitr
Arnold Gray Quezaire
Badon Guillory, E. Richomnd
Baldone Guillory, M. Smith, J.D.–50th
Bayor Hammet Ritchie
Bruce Hebert Robideaux
Burrell Hill Romerio
Carter, R. Hopkins Smiley
Chandler Hunter Smith, J.R.--30th
Crane Hutter Strain
Cravins Jackson St. Germain
Curtis Johns Townsend
Damico LaFleur Wagger
Daniel LaFonta Wooton
Dartez Lambert White
Doerge Lancaster Waddell
Dorsey Marchand Walker
Dove Montgomery Waddell
Durand Morrish Wooton
Farrar Odinet

NAYS

Alario Frith LaFonta
Ansardi Gallot Marchand
Arnold Geymann Martiny
Badon Glover Morris
Baudoin Gray Pierre
Baylor Guillory, E. Pinar
Burrell Guillory, M. Quezaire
Carter, K. Harris Richomnd
Cazayoux Heaton Romerio
Cravins Hebert Smith, G.
Curtis Hill Smith, J.D.–50th
Dartez Honey St. Germain
DeWitt Hunter Townsend
Dorsey Jackson Waddell
Farrar LaFleur Walker

ABSENT

Barrow Pitre Triche
Jefferson Powell, T. Winston

Total - 61
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. 703—

BY SENATORS HEITMEIER AND MOUNT

AN ACT

To amend and reenact R.S. 33:4547.1(B), 4547.2(B) through (E), and 4547.3 and to enact R.S. 33:4547.1(C) and (D), 4547.2(F) through (H) and 4547.4, relative to performance-based energy efficiency contracts; to provide for award of certain performance-based energy efficiency contracts by political subdivisions; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 703 by Senator Heitmeier

AMENDMENT NO. 1

On page 3, line 7, after "conditions" and before the period ";" insert "below recognized acceptable standards"

AMENDMENT NO. 2

On page 3, line 10, after "2006" and before the period ";" insert ", or subsequently amended verification protocols or alternative protocols and verification standards and methodologies acceptable to political subdivisions; to provide for an effective date; and to provide for related matters.

AMENDMENT NO. 3

On page 4, line 2, after "include" delete the remainder of the line and on line 3, delete "contractors or companies may include"

AMENDMENT NO. 4

On page 4, line 4, after "management" delete the comma ";" and delete the remainder of the line and delete lines 5 through 9 in their entirety and insert "companies, or contractors that specialize in servicing such energy savings equipment such as mechanical or electrical systems and energy services companies (herinafter referred to ESCO)"

AMENDMENT NO. 5

On page 4, line 15, after "completed," and before "percent" delete "Price shall not be less than fifty" and insert "Fifty"

AMENDMENT NO. 6

On page 4, line 16, after "proposal" delete the period ";" and delete "The most favorable price"

AMENDMENT NO. 7

On page 4, line 17, after "by" and before "shortest" delete "considering"

AMENDMENT NO. 8

On page 5, line 6, after "proposed" and before the period ";" insert "and the cost of maintenance, if included in the proposed contract"

AMENDMENT NO. 9

On page 6, line 1, after "subdivision" delete the remainder of the line and delete lines 2 through 10 in their entirety and on line 11, delete "state or governmental unit. " and insert "or its designee."

AMENDMENT NO. 10

On page 6, line 15, after "identify" and before "responsibility" delete "the" and insert "any and all"

AMENDMENT NO. 11

On page 6, line 16, after "subdivision" and before "under" insert a comma ";" and "if any."

AMENDMENT NO. 12

On page 6, line 16, after "ECM" and before the period ";" insert "including, but not limited to, operating hours, maintenance requirements, and operating protocols"

AMENDMENT NO. 13

On page 6, line 22, after "savings" and before the period ";" insert a comma ";" and "for at least the term of the bonds sold to support the terms of the energy performance contract"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 703 by Senator Heitmeier

AMENDMENT NO. 1

On page 5, line 27, after "maintain," and before "update," insert "repair"

On motion of Rep. Cazayoux, the amendments were adopted.
Rep. Cazayoux sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 703 by Senator Heitmeier

AMENDMENT NO. 1

On page 4, delete lines 20 through 23 in their entirety and insert the following:

"C. Every request for proposals shall include the following mandatory provisions:"

AMENDMENT NO. 2

On page 6, delete lines 19 through 21 and insert the following:

"performance-based energy efficiency contract shall be for a period equal to the lesser of twenty years or the average life of the equipment installed by the performance contractor and shall contain a guarantee of energy"

AMENDMENT NO. 3

On page 6, at the end of line 22, delete the period "." and insert "for at least the term of the bonds sold or financing arrangement of the political subdivision to support the energy performance contract."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Erdey Montgomery
Alario Fannin Odinet
Alexander Farrar Pierre
Ansardi Faucheux Pinac
Arnold Frith Pitre
Badon Gallot Powell, M.
Baldone Geymann Quezaire
Baudoin Gray Richmond
Baylor Greene Ritchie
Beard Guillyour, E. Robideaux
Bowler Guillyour, M. Romero
Bruce Hammett Scalise
Bruneau Harris Smith, G.
Burns Hebert Smith, J.D.–50th
Burrell Hill Smith, J.H.–8th
Carter, R. Hutter St. Germain
Cazayoux Hunter Thompson
Chandler Jackson Toomy
Crane Johns Townsend
Cravins Johns Trahan
Crowe Katz Tichie
Curts Kenney Tricher
Damico Kleckley Tucker
Daniel LaBrazzo Waddell
Dartez LaFleur Walker
DeWitt LaFonta Walsworth
Doerge Lancaster White
Dorsey Marchand Wooton
Dove Martiny
Downs McDonald
Durand McVea

Total - 92

NAYS

Smith, J.R.–30th
Barrow Hopkins Powell, T.
Carter, K. Jefferson Schneider
Glover Kennard Winston
Heaton Lambert

Total - 11

ABSENT

Barrow

POWELL, T.

Glover

SCHNEIDER

Heaton

WINSTON

The Chair declared the above bill was finally passed.

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

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.

Rep. Cravins moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Erdey Montgomery
Alario Fannin Odinet
Alexander Faucheux Pierre
Ansardi Frith Pinac
Arnold Gallot Pitre
Badon Geymann Powell, M.
Baldone Gray Quezaire
Baudoin Baylor Richie
Beard Guillyour, E. Robideaux
Bowler Guillyour, M. Romero
Bruce Hammett Scalise
Braneau Harris Smith, G.
Burns Hebert Smith, J.D.–50th
Burrell Hill Smith, J.H.–8th
Carter, K. Hutter St. Germain
Carter, R. Hunter Thompson
Cazayoux Jackson Toomy
Crane Johns Townsend
Cravins Johns Trahan
Crowe Katz Tichie
Curts Kenney Tricher
Damico Kleckley Tucker
Daniel LaBrazzo Waddell
Dartez LaFleur Walker
DeWitt LaFonta Walsworth
Doerge Lancaster White
Dorsey Marchand Wooton
Dove Martiny
Downs McDonald
Durand McVea

Total - 90

NAYS

Smith, J.R.–30th
Barrow Hopkins Powell, T.
Carter, K. Jefferson Schneider
Glover Kennard Winston
Heaton Lambert

Total - 11
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.

Motion

Rep. Hunter moved to call from the calendar Senate Bill No. 700 at this time.


By a vote of 42 yeas and 53 nays, the House refused to call the bill from the calendar.

Motion

On motion of Rep. Farrar, the rules were suspended to reconsider the vote by which Senate Bill No. 158 failed to pass on the same legislative day.

Reconsideration

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

SENATE BILL NO. 158—

BY SENATOR MCPPHERSON

AN ACT

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

Read by title.

On motion of Rep. Hunter, the vote by which the above Senate Bill failed to pass was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

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

SENATE BILL NO. 455—

BY SENATOR MALONE

AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative DeWitt to Engrossed Senate Bill No. 455 by Senator Malone

AMENDMENT NO. 1

Delete House Committee Amendment Nos. 1 and 3 in the set of amendments proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 7, 2006.

AMENDMENT NO. 2

In House Committee Amendment No. 2 proposed by the House Committee on Civil Law and Procedure and adopted by the House on June 7, 2006, line 6, change "§112." to "§104."

AMENDMENT NO. 3

On page 1, line 2, after "reenact" insert "R.S. 44:104(E) which was enacted as R.S. 44:112(E) by".

AMENDMENT NO. 4

On page 1, line 3, after "Louisiana" delete the comma "," and insert "and re-designated by the Louisiana State Law Institute,"

AMENDMENT NO. 5

On page 1, at the end of line 4, delete "to", delete line 5 in its entirety and on line 6, delete "for certain mineral leases;" and insert "to provide relative to notice of certain mineral leases;"

AMENDMENT NO. 6

On page 1, line 8, before "Section 6" insert "R.S. 44:104(E) which was enacted as R.S. 44:112(E) by".

AMENDMENT NO. 7

On page 1, line 9, after "Louisiana" insert "and re-designated by the Louisiana State Law Institute"

AMENDMENT NO. 8

On page 1, delete lines 1 through 8 in their entirety

AMENDMENT NO. 9

On page 2, delete lines 1 through 8 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS
Amendments proposed by Representative Martiny to Reengrossed Senate Bill No. 611 by Senator Adley

**AMENDMENT NO. 1**

On page 2, after line 28, insert the following:

"(e) In addition to the requirements for publication provided for in this Paragraph, any person applying for a license for the placement of video draw poker devices at a truck stop facility shall provide notice to the public of his intention of building a truck stop facility that may qualify for a license to operate video draw poker devices as a qualified truck stop facility in each of the following manners:

   (i) Appear on national television on at least one cable television network station and one non cable network station announcing his intention of constructing the truck stop facility.

   (ii) Tattoo the forehead of his first born child with a statement which provides "I am going to build a truck stop in ____". If the person does not have a child, the tattoo shall be placed on his forehead or the forehead of his nearest relative.

   (iii) Print bumper stickers which announce the intention to build a truck stop in the location which shall be placed on all vehicles within a 20 mile radius of the location where the truck stop will be constructed.

   (iv) Employ the services of a hot air balloon which shall contain the advertising information provided for by this Paragraph in a manner which is visible on the balloon from a distance of at least one mile from the balloon. The balloon shall be flown at least twice in the area where the truck stop is to be constructed for a period of not less than one hour for each flight."

**AMENDMENT NO. 2**

On page 3, at the end of line 6, delete the period "." and insert "and the applicant can demonstrate that every person living within four hundred miles of the truck stop facility has been personally contacted and informed of the person's intention of constructing the truck stop facility."

**AMENDMENT NO. 3**

306.1. Gaming regulation addiction; services

A. Notwithstanding any provision of law to the contrary, continued attempts to over-regulate gaming activities and disregard the majority of electors who voted to approve gaming as provided for in R.S. 18:1300.21 can be addictive and the division shall require that signs at licensed premises be posted offering the toll-free number available to provide information and referral services regarding this form of addiction.

B. In addition, any legislator who speaks against the gaming industry shall be prohibited from appearing before any committee of the legislature seeking revenue derived from gaming sources.

C. Licensees shall also post signs which contain the following public service announcement, "if you think you may have a gambling problem please try cockfighting as there is no gambling involved in cockfighting."

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

Rep. Jane Smith moved the final passage of the bill.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  
Alario  
Alexander  
Arnold  
Badon  
Baldone  
Baudoin  
Baylor  
Beard  
Bruce  
Bruneau  
Burns  
Burrell  
Carter, K.  
Cazayoux  
Chandler  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
DeWitt  
Doerge  
Dorsey  
Dove  

Downs  
Durand  
Fannin  
Faucheux  
Firth  
Gallot  
Geymann  
Gray  
Greene  
Guillory, E.  
Guillory, M.  
Hebert  
Hunter  
Hutter  
Jackson  
Johns  
Katz  
Kenney  
Kleckley  
LaBruzoo  
LaFleur  
LaFonta  
Lancaster  
Marchand  
McDonald  
McVea  
Montgomery  
Morrish  
Odinet  
Pierre  
Pinac  
Powell, M.  
Quezaire  
Ritchie  
Scalise  
Smiley  
Smith, J.D.–50th  
Smith, J.H.–8th  
Smith, J.R.–30th  
St. Germain  
Strain  
Thompson  
Trahan  
Triche  

Total - 77

NAYS

Bowler  
Cravins  
Farrar  
Hill  
Hopkins  

Martiny  
Pitre  
Romero  
Smith, G.  
Toomy  

Townsend  
Tucker  
Wooton  

Total - 13

ABSENT

Ansardi  
Barrow  
Carter, R.  
Erdey  
Glover  

Hammett  
Harris  
Heaton  
Jefferson  
Kennard  

Lambert  
Powell, T.  
Richmond  
Winston  

Total - 14

The Chair declared the above bill was finally passed.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 134  
House Bill No. 992

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

Motion

Rep. Martiny moved to call Senate Bill No. 228 from the calendar.


By a vote of 68 yeas and 18 nays, the bill was called from the calendar.

SENATE BILL NO. 228—
BY SENATOR JONES

AN ACT
To amend and reenact Code of Criminal Procedure Art. 893, relative to suspension and deferral of sentence and probation in felony cases; to provide for suspension of sentence for certain third convictions; to require participation in a drug program; to provide for the period of probation upon completion of participation in a drug program; and to provide for related matters.

Called from the calendar.

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. 228 by Senator Jones

AMENDMENT NO. 1

On page 2, line 10, after “served,” and before “the” insert “and with the consent of the district attorney.”

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  
Alario  
Ansardi  
Arnold  
Badon  
Baldown  
Baudoin  
Baylor  
Beard  
Bruce  
Bruneau  
Burns  
Burrell  
Carter, K.  
Cazayoux  
Chandler  
Crane  
Crowe  
Curtis  
Damico  
Daniel  
Dartez  
DeWitt  
Doerge  
Dorsey  
Dove  
Downs  
Durand  

Fannin  
Farrar  
Farrar  
Faucheux  
Firth  
Gallot  
Geymann  
Gray  
Greene  
Guillory, E.  
Guillory, M.  
Hebert  
Hunter  
Hutter  
Jackson  
Johns  
Katz  
Kenney  
Kleckley  
LaBruzoo  
LaFleur  
LaFonta  
Lancaster  
Marchand  
McDonald  
McVea  
Montgomery  
Morrish  
Odinet  
Pierre  
Pinac  
Powell, M.  
Quezaire  
Ritchie  
Scalise  
Smiley  
Smith, J.D.–50th  
Smith, J.H.–8th  
Smith, J.R.–30th  
St. Germain  
Strain  
Thompson  
Trahan  
Triche  

Total - 82

McDonald  
McVea  
Montgomery  
Morrish  
Odinet  
Pierre  
Pinac  
Powell, M.  
Quezaire  
Ritchie  
Scalise  
Smiley  
Smith, J.D.–50th  
Smith, J.H.–8th  
Smith, J.R.–30th  
St. Germain  
Strain  
Thompson  
Toomy  

Total - 77

Townsend  
Tucker  
Wooton  

Total - 13

ABSENT

Ansardi  
Barrow  
Carter, R.  
Erdey  
Glover  

Hammett  
Harris  
Heaton  
Jefferson  
Kennard  

Lambert  
Powell, T.  
Richmond  
Winston  

Total - 14

The Chair declared the above bill was finally passed.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 134  
House Bill No. 992

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

Motion

Rep. Martiny moved to call Senate Bill No. 228 from the calendar.
The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 289—
BY SENATOR FIELDS
AN ACT
To amend and reenact R.S. 15:574.20(A), relative to parole; to provide with respect to medical parole; to require medical parole consideration of inmates determined to be permanently incapacitated or terminally ill; and to provide for related matters.

Called from the calendar.

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

SENATE BILL NO. 195—
BY SENATORS MCPHERSON, CHEEK, ELLINGTON, FIELDS, 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 for an effective date; and to provide for related matters.

Called from the calendar.

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

Motion
Rep. Robideaux moved to call Senate Bill No. 207 from the calendar.


By a vote of 50 yeas and 37 nays, the bill was recommitted to the Committee on Ways and Means.

By a vote of 42 yeas and 39 nays, the bill was called from the calendar.

SENATE BILL NO. 207—
BY SENATORS MICHOT, BOASSO, DUPLESSIS, HOLLIS, MOUNT, QUINN AND SCHEDLER
AN ACT
To enact R.S. 51:1783(10) and 1787(K), relative to the Louisiana Enterprise Zone Act; to define the term "residential type development"; to provide for additional business enterprises eligible for participation in the Louisiana Enterprise Zone Act; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Robideaux to Reengrossed Senate Bill No. 207 by Senator Michot

AMENDMENT NO. 1

AMENDMENT NO. 2
On page 2, line 10, change "Consists" to "Consist"

AMENDMENT NO. 3
On page 2, line 11, change "Creates" to "Create"

AMENDMENT NO. 4
On page 2, line 17, change "December 31, 2011." to "December 31, 2008."

Rep. Hammett moved the bill be recommitted to the Committee on Ways and Means.


By a vote of 50 yeas and 37 nays, the bill was recommitted to the Committee on Ways and Means.

Motion
Rep. White moved to call Senate Bill No. 251 from the calendar.


By a vote of 42 yeas and 39 nays, the bill was called from the calendar.

SENATE BILL NO. 251—
BY SENATOR FONTENOT
AN ACT
To amend and reenact R.S. 37:583(B)(2), 585(A), 586(A)(1), 601, 604(A), and 605(B), and to enact R.S. 37:392(C), relative to barbers and cosmetologists; to provide for qualifications to teach cosmetology, esthetics, or manicuring; to provide for conducting of examinations; to provide for inspections and citations issued by the Board of Barber Examiners; to provide for fines and penalties; and to provide for related matters.

Called from the calendar.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative White to Engrossed Senate Bill No. 251 by Senator Fontenot

**AMENDMENT NO. 1**
On page 1, line 2, after "586(A)(1)," delete "601,"

**AMENDMENT NO. 2**
On page 1, line 2, after "and 605(B)," delete "and" and on line 3 delete "to enact R.S. 37:392(C),"

**AMENDMENT NO. 3**
On page 1, line 3, after "relative to" delete "barbers and"

**AMENDMENT NO. 4**
On page 1, line 5, after "examinations;" delete the remainder of the line and on line 6 delete "Board of Barber Examiners;"

**AMENDMENT NO. 5**
Delete House Floor Amendment No. 3 proposed by Representative White and adopted by the House of Representatives on May 1, 2006

**AMENDMENT NO. 6**
On page 1, delete lines 9 through 17 in their entirety and insert the following:

"Section 1. R.S. 37:583(B)(2), 585(A), 586(A)(1), 604(A), and 605(B) are hereby amended and reenacted to read as follows;"

**AMENDMENT NO. 7**
In House Floor Amendment No. 5 proposed by Representative White and adopted by the House of Representatives on May 1, 2006, on page 1, line 13, after "in their entirety" delete the remainder of the line.

**AMENDMENT NO. 8**
On page 2, delete lines 26 through 29 in their entirety and on page 3, delete lines 1 through 3 in their entirety

**AMENDMENT NO. 9**
On page 3, at the end of line 7, insert the following:

"Upon proof of a second or subsequent violation of the provisions of this Chapter or of any rule promulgated by the board, the board may order the payment of up to five hundred dollars per violation, not to exceed a total of ten thousand dollars."

Rep. White moved the adoption of the amendments.


By a vote of 71 yeas and 19 nays, the amendments were adopted.

Rep. White 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
Morrish
Alexander
Frith
Odinet
Arnold
Geymann
Pierre
Badon
Guillory, E.
Pinac
Baldone
Guillory, M.
Quezaire
Baylor
Hammett
Ritchie
Bruce
Hebert
Smiley
Bruneau
Hunter
Smith, J.D.–50th
Burrell
Jackson
St. Germain
Cazayoux
Johns
Townsend
Crane
Kleckley
Trahair
Dannico
LaBruzzo
Walker
Daniel
LaFleur
White
Dartez
Lambert
Wooton
Downs
Lancaster

Total - 49

**NAYS**

Baudoin
Glover
Robideaux
Beard
Gray
Romero
Bowler
Greene
Schneider
Carter, K.
Harris
Smith, G.
Carter, R.
Hill
Smith, J.–8th
Cravins
LaFonta
Strain
Crowe
Marchand
Thompson
Curtis
LaFonita
Trice
DeWitt
McVea
Tucker
Dorsey
Montgomery
Waddell
Dove
Pitre
Walsworth
Durand
Powell, M.
Dove

Total - 40

**ABSENT**

Ansardi
Heaton
Kennard
Barrow
Honey
Powell, T.
Burns
Hopkins
Scalise
Chandler
Hutter
Toomy
Farrar
Jefferson
Winston

Total - 15

The Chair declared the above bill failed to pass.

**SENATE BILL NO. 375—**

BY SENATOR ADLEY

AN ACT

To enact R.S. 29-732.1, relative to contractual relationships; to provide for certain contracts or agreements executed during, or as a result of, a declared state disaster or emergency; to provide certain terms and conditions; to provide for violations of contractual provisions; to provide for an effective date; to provide for certain retroactive application; and to provide for related matters.

Called from the calendar.

Read by title.

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

---

1961
Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 375 by Senator Adley

AMENDMENT NO. 1
Delete Amendments Nos. 1 and 2 proposed by the House Committee on Civil Law and Procedure and adopted by the House on May 30, 2006.

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

SENATE BILL NO. 38—
BY SENATOR B. GAUTREAUX
AN ACT
To amend and reenact R.S. 11:2253(A)(2), relative to membership in the Firefighters' Retirement System; to prohibit membership in the system of a person receiving a disability pension from another public retirement system or pension fund; to provide for an effective date; and to provide for related matters.

Called from the calendar.
Read by title.
Rep. Arnold moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker
Erdey
Montgomery
Alario
Fannin
Morris
Alexander
Farrar
Odinet
Ansardi
Faucheux
Pierre
Arnold
Frith
Pinac
Badon
Galhot
Pitre
Baldone
Geymann
Powell, M.
Baudoin
Glover
Quezaire
Baylor
Gray
Richmond
Beard
Greene
Ritchie
Bruneau
Guilory, M.
Robideaux
Burns
Hammett
Romero
Burrell
Harris
Scalise
Carter, K.
Heaton
Schneider
Carter, R.
Hill
Smiley
Cazayoux
Honey
Smith, G.
Chandler
Hunter
Smith, J.D.–50th
Crane
Jackson
Smith, J.H.–8th
Cravins
Johns
Smith, J.R.–30th
Crowe
Katz
St. Germain
Curtis
Kennedy
Strain
Damico
Kleckley
Thompson
Daniel
LaBranco
Toomy
DeWitt
LaFleur
Trahan
Doerge
LaFonta
Tucker
Dorsey
Lambert
Waddell
Dove
Lancaster
Walker
Downs
Marchand
Walsworth
Durand
McDonald
Wooton

Total - 87

NAYS

Total - 0

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

SENATE BILL NO. 39—
BY SENATOR B. GAUTREAUX
AN ACT
To amend and reenact R.S. 11:2258(C), relative to the Firefighters’ Retirement System; to provide for survivor's benefits; to provide for continuation of benefits for a surviving spouse of a disability retiree; to provide for an effective date; and to provide for related matters.

Called from the calendar.
Read by title.
Rep. Arnold sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Arnold to Engrossed Senate Bill No. 39 by Senator B. Gautreaux

AMENDMENT NO. 1
On page 1, line 2, after "relative to" delete the remainder of the line and insert "benefits of certain retirement systems; to"

AMENDMENT NO. 2
On page 1, line 3, after "benefits" delete the semi-colon ";" and delete "to provide" and insert "of the Firefighters’ Retirement System, including provisions"

AMENDMENT NO. 3
On page 1, line 4, after "retiree;" and before "and to provide" delete "to provide for an effective date;" and insert "to provide with respect to cost-of-living adjustments for judges who did not opt to become members of the Louisiana State Employees’ Retirement System and who are in the judges' noncontributory plan and for surviving spouses of such judges; to provide the procedures for determining the amount of such adjustments; to provide effective dates;"

AMENDMENT NO. 4
On page 2, between lines 4 and 5, insert:

"Section 2.  R.S. 11:1386 is hereby amended and reenacted to read as follows:

§1386.  Cost-of-living adjustments

A.  The retirement benefits payable under the provisions of this Chapter to any surviving spouse of any justice or judge shall be increased by two percent as a cost-of-living adjustment on July 1, 2005; four percent for the fiscal years beginning on July 1, 2006, and
on July 1, 2007, and by a cost-of-living adjustment annually on July
first of every year thereafter in an amount equal to two percent or, if
the annual percentage increase in the Consumer Price Index for all
Urban Consumers for the preceding year is less than two percent, then
the cost-of-living adjustment shall be a percentage equal to the
annual percentage increase in the Consumer Price Index for all Urban
Consumers for the preceding year, if any.

B. The percentage as determined by Subsection A of this
Section shall be applied to the total annual benefit being paid to each
recipient on the effective date of the increase.

AMENDMENT NO. 5

On page 2, at the beginning of line 5, delete "an effective date;" and insert "for
benefit for certain retirees of the State Police Pension and Retirement

AMENDMENT NO. 3

On page 1, line 4, after "retiree;" 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 8, after "reenacted " insert "and R.S. 11:1307(F) is
hereby enacted"

AMENDMENT NO. 6

On page 1, between lines 8 and 9, 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.

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

Rep. Arnold moved the final passage of the bill, as amended.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Erdey

Alario
Fannin

Alexander
Farrar

Ansardi
Faucheux

Arnold
Firth

Badon
Gallot

Baldone
Geymann

Baudoin
Gray

Bayor
Guilory, E.

Beard
Guilory, M.

Bowler
Hammett

Bruce
Harris

Brunneau
Hebert

Burns
Hill

Burrell
Honey

Carter, K.
Hopkins

Carter, R.
Hunter

Cazayoux
Jackson

Chandler
Johns

Crane
Katz

Cravins
Kenney

Crowe
Kleckley

Damico
LaBruzzo

Daniel
LaFleur

Dartez
Lambert

DeWitt
Lancaster

Doerge
Marchand

Dorsey
Martiny

Dove
McDonald

Downs
McVea

Durand
Montgomery

Total - 92

NAYS

Greene
Total - 1

ABSENT

Barrow
Hutter

Curtis
Jefferson

Glover
Kennard

Heaton
LaFonta

Total - 11

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 63—
BY SENATOR B. GAUTREAUX

AN ACT
To amend and reenact R.S. 11:2257(F)(2)(b)(introductory paragraph) and to enact R.S. 11:2257(F)(2)(d), relative to the Firefighters’ Retirement System; to provide with respect to the Deferred Retirement Option Plan; to provide for payment of interest on plan accounts; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Fannin

Alario
Farrar

Alexander
Faucheux

Arnold
Firth

Badon
Gallot

Baldone
Geymann

Baudoin
Gray

Bayor
Guilory, E.

Beard
Guilory, M.

Bowler
Hammett

Bruce
Harris

Brunneau
Hebert

Burns
Hill

Burrell
Honey

Carter, K.
Hopkins

Carter, R.
Hunter

Cazayoux
Jackson

Chandler
Johns

Crane
Katz

Cravins
Kenney

Crowe
Kleckley

Damico
LaBruzzo

Daniel
LaFleur

Dartez
Lambert

DeWitt
Lancaster

Doerge
Marchand

Dorsey
Martiny

Dove
McDonald

Downs
McVea

Durand
Montgomery

Total - 93

NAYS

Total - 0

ABSENT

Ansardi
Hutter

Barrow
Jefferson

Bayor
Kennard

Heaton
Martiny

Total - 11

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 22—
BY SENATOR SMITH

AN ACT
To amend and reenact R.S. 9:4103(A) and 4106(A)(2), relative to mediators and the Louisiana Mediation Act; to authorize court ordered mediation at the request of one party; to provide relative to qualifications of mediators; to provide relative to persons who served as judges; and to provide for related matters.

Called from the calendar.

Read by title.

1964
Rep. Hebert sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hebert to Reengrossed Senate Bill No. 22 by Senator Smith

**AMENDMENT NO. 1**

On page 1, line 2, after "(4106(A)(2)," insert "and to enact R.S. 9:4107(C),".

**AMENDMENT NO. 2**

On page 1, line 7, after "reenacted" insert "and R.S. 9:4107(C) is hereby enacted".

**AMENDMENT NO. 3**

On page 2, after line 3 insert the following:

"§4107. Standard of conduct; disclosure

C. (1) No state agency which sponsors mediation shall encourage an individual or party to forgo representation by an attorney. No state agency shall encourage an attorney to violate the Rules of Professional Responsibility by penalizing that attorney if he is adversarial to the desires or wishes of his or her opponent or the agency.

(2) The department or mediator shall advise, in writing, that the individual or party may retain counsel to represent them at the mediation. The department or mediator shall attach the advisory to the notice of mediation which is mailed or transmitted to the individual or party.

(3). Any mediator who conducts or a mediation sponsored by any state agency shall disclose, in writing, as follows:

(a) The agency’s attorney represents the agency and does not represent the individual or party participating in the mediation.

(b) The individual or party has the right to retain his or her own attorney to represent him or her at the mediation."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative LaFleur to Reengrossed Senate Bill No. 22 by Senator Smith

**AMENDMENT NO. 1**

On page 1, line 17, delete "city, parish,"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Damico
Daniel
Dartez
De Witt
Dorsey
Dove
Downs
Durand

Total - 90

**NAYS**

Curtis

Total - 1

**ABSENT**

Barrow
Doerge
Gallot
Gray
Gray
Heaton

Total - 13

The Chair declared the above bill was finally passed.

Rep. Alexander 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**

Rep. Martiny moved to call Senate Bill No. 528 from the calendar.


By a vote of 33 yeas and 49 nays, the House refused to call the bill from the calendar.

**SENATE BILL NO. 41—**

BY SENATOR B. GAUTREAUX

AN ACT

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

Called from the calendar.

Read by title.

Rep. Schneider sent up floor amendments which were read as follows:
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 the purposes of this Subsection the term "average compensation" shall have the following meaning:

(a) "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 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.
§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 final average compensation 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. Alario sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed Senate Bill No. 41 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 8, after "R.S. 11:1152(J)(4)" delete the comma "," and insert "and to enact "R.S. 11:1152(M),"

AMENDMENT NO. 2

On page 1, line 5, after "employment;" insert "to provide for recession of election to participate subject to certain limitations; to provide for a rescinding members' return to active status upon payment of employee contributions, interest, or other actuarial costs, and forfeiture of plan benefits; to provide for rulemaking;"

AMENDMENT NO. 3

On page 1, line 8, after "reenacted" insert "and R.S. 11:1152(M) is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 4 and 5, insert the following:

"M.(1) Notwithstanding any other provision of this Section or any other law to the contrary, any participant in the Deferred Retirement Option Plan who satisfies all of the following requirements may make a one-time, irrevocable election to rescind all of his accumulated benefits and participation period in the plan and return to active, contributing membership in the system subject to Paragraph (2) of this Subsection:

(a) The member has completed his selected Deferred Retirement Option Plan participation period.

(b) The member's Deferred Retirement Option Plan participation period did not exceed two years.

(c) The member has not separated from service.

(d) The member has not taken a distribution from the plan account.

(e) The member has seventeen thousand dollars or less in his Deferred Retirement Option Plan Account.

(f) The member has thirty-four or more years of service credit in the system.

(g) The member's application to rescind Deferred Retirement Option Plan participation is received by the system on or before September 30, 2006.

(2) A person who rescinds plan participation as provided in this Subsection shall forfeit all accumulated plan benefits attributable to the participation period rescinded. On or before September 30, 2008, or retirement, whichever occurs first, the member shall pay to the system an amount equal to the cost calculated in accordance with the actuarial cost provisions of R.S. 11:1158 resulting from such rescission. After he pays to the plan the required amount, the member shall be credited with service as if he had remained in active service continuously and had not participated in the plan during the rescinded participation period. The member's benefit shall be calculated using the accrual rate applicable at the time of the member's entry into the Deferred Retirement Option Plan. The board may adopt uniform rules for the implementation of this Subsection in accordance with..."
the Administrative Procedure Act. The rescinding participant shall be required to contractually hold the system harmless in the event that a spouse, former spouse, or any other person ever successfully asserts a property right relative to the rescission of plan participation which has any adverse effect upon the fund.

On motion of Rep. Alario, 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 McVea
Alario Farrar Montgomery
Alexander Faucheux Morrish
Ansardi Frith Odinet
Arnold Gallot Pierre
Badon Geymann Pinac
Baldone Glover Pitre
Baudoin Gray Powell, M.
Baylor Greene Quezaire
Beard Guillory, E. Richmond
Bruce Guillory, M. Ritchie
Bruneau Hammett Robideaux
Burns Harris Romero
Burrell Heaton Scalise
Carter, K. Hebert Schneider
Carter, R. Hill Smiley
Cazayoux Honey Smith, G.
Chandler Hunter Smith, J.D.–50th
Crane Hutter Smith, J.H.–8th
Cravins Jackson Smith, J.R.–30th
Crowe Johns St. Germain
Curtis Katz Strain
Damico Kenney Thompson
Daniel Kleckley Toomy
Dartez LaBranzo Townsend
DeWitt LaFleur Trahan
Doerge LaFonta Tucker
Dorsey Lambert Waddell
Dove Lancaster Walker
Downs Marchand Walsworth
Durand Martin White
Erdey McDonald Wooton
Total - 96

NAYS

Total - 0

ABSENT

Barrow Jefferson Triche
Bowler Kennard Winston
Hopkins Powell, T.

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. 43

BY SENATOR B. GAUTREAUX

AN ACT
To amend and reenact R.S. 11:779(C), 780(A), and 783(I)(1)(a), relative to the Teachers' Retirement System of Louisiana; to provide with respect to benefits; to provide for disability retirement; to provide for benefits for a survivor of a disability retiree; to provide for reexamination; to provide an effective date; and to provide for related matters.

Called from the calendar.

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. 43 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after “R.S. 783(I)(1)(a)” delete the comma “,” and insert “and to enact “R.S. 11:1152(M),”

AMENDMENT NO. 2

On page 1, line 5, after “reexamination;” insert “to provide relative to the Deferred Retirement Option Plan of such system; to provide for recession of election to participate subject to certain limitations;”

AMENDMENT NO. 3

On page 1, line 10, after “reenacted” insert “and R.S. 11:1152(M) is hereby enacted”

AMENDMENT NO. 4

On page 3, between lines 9 and 10, insert the following: "§1152. Deferred Retirement Option Plan

M.(1) Notwithstanding any other provision of this Section or any other law to the contrary, any participant in the Deferred Retirement Option Plan who satisfies all of the following requirements may make a one-time, irrevocable election to rescind all of his accumulated benefits and participation period in the plan and return to active, contributing membership in the system subject to Paragraph (2) of this Subsection:

(a) The member has completed his selected Deferred Retirement Option Plan participation period.
(b) The member's Deferred Retirement Option Plan participation period did not exceed two years.
(c) The member has not separated from service.
(d) The member has not taken a distribution from the plan account.
(e) The member has seventeen thousand dollars or less in his Deferred Retirement Option Plan Account.
(f) The member has thirty-four or more years of service credit in the system.
(g) The member's application to rescind Deferred Retirement Option Plan participation is received by the system on or before September 30, 2006."
(2) A person who rescinds plan participation as provided in this Subsection shall forfeit all accumulated plan benefits attributable to the participation period rescinded. On or before September 30, 2008, or retirement, whichever occurs first, the member shall pay to the system an amount equal to the cost calculated in accordance with the actuarial cost provisions of R.S. 11:710 resulting from such rescission. After he pays to the plan the required amount, the person shall be credited with service as if he had remained in active service continuously and had not participated in the plan during the rescinded participation period. The member's benefit shall be calculated using the accrual rate applicable at the time of the member's entry into the Deferred Retirement Option Plan. The board may adopt uniform rules for the implementation of this Subsection in accordance with the Administrative Procedures Act. The rescinding participant shall be required to contractually hold the system harmless in the event that a spouse, former spouse, or any other person ever successfully asserts a property right relative to the rescission of plan participation which has any adverse effect upon the fund."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed Senate Bill No. 43 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "783(I)(1)(a)" delete the comma "," and insert "and to enact R.S. 11:710(E),"  

AMENDMENT NO. 2

On page 1, line 3, after "Louisiana:" and before "to" insert "to provide for the employment of certain retirees who were employed by a Louisiana public postsecondary education institution subject to certain limitations; to provide for the forfeiture of employer and employee contributions;"

AMENDMENT NO. 3

On page 1, line 10, after "reenacted" and before "to" insert "and R.S. 11:710(E),"  

AMENDMENT NO. 4

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

"§710. Employment of retirees

* * *

E. (1) As an alternative to returning to service pursuant to Paragraph (I) of Subsection A of this Section, any member employed by a Louisiana public postsecondary education institution who retires with thirty or more years of creditable service at any age, or with twenty-five or more years of creditable service and who has attained age fifty-five, or with ten or more years of creditable service and who has attained age sixty, exclusive of unused accumulated sick leave and unused accumulated annual leave, may be reemployed pursuant to this Subsection by such institution immediately following retirement.

(2) The provisions of this Subsection shall apply only to teaching and research faculty members whose job responsibilities upon reemployment are no more than one-half of the job responsibilities that would be required of a full-time employee in the same position.

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

(4) The provisions of Subsection A of this Section shall be applicable to any retiree reemployed pursuant to this Subsection who remains reemployed after completion of the thirty-six-month period immediately following retirement.

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

* * *

Motion

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

**SENATE BILL NO. 88—**

BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 11:1006(A)(1) and (B), relative to the Louisiana School Employees’ Retirement System; to provide for the calculation of benefits and amounts in excess of such limitation; 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. 88 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:1006(A)(1) and (B)," and insert "R.S. 11:1006(A)(1) and (B), 1141.2(B)(10), 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;"

AMENDMENT NO. 3

On page 1, line 5, after "limitation;" insert "to provide for calculation of average compensation; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan;"
§231. Average compensation

(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:

§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:

(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 thirteenth through the twenty-fourth 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 twenty-fifth through the thirty-sixth 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.

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

(a) “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 to the member for the 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 to the member for the 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

Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey

Gray
Greene
Guillory, E.
Guillory, M.
Hammelt
Harris
Heaton
Hebert
Hill
Honey
Hunter
Hutter
Jackson
Johns
Katz
Kenney
Kleckley
LaBruzzo
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McVea

Quezaire
Ritchie
Robideaux
Romero
Scalise
Schneider
Smiley
Smith, G.
Smith, J.D.–50th
Smith, J.H.–8th
Smith, J.R.–30th
St. Germain
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walsworth
White
Wooton

NAYS

Ansardi
Barrow
Hopkins

Jefferson
Kennard
McDonald

Powell, T.
Richmond
Winston

Total - 9

ABSENT

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.

Conference Committee Reports for Consideration

The following Conference Committee Reports were taken up and acted upon as follows:

HOUSE BILL NO. 676—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 47:1998(A)(1)(a) and to enact R.S. 47:1998(G), relative to ad valorem taxation; to provide procedures for judicial review of the final determination by the Louisiana Tax Commission of assessed valuation and taxes due; to authorize assessors employment of private counsel; and to provide for related matters.

Read by title.

The Conference Committee Report for House Bill No. 676 was withdrawn from the files of the House in lieu of consideration of a revised report.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 676
Senate Bill No. 548

1971
The conference committee reports for the legislative instruments above lie over under the rules.

SENATE BILL NO. 222—
BY SENATOR MOUNT
AN ACT
To amend and reenact R.S. 32:402(B)(1)(a) and (c), 416, 417(A), and 427(A)(1), and to enact R.S. 14:92.2(A)(4) and (B)(3) and R.S. 32:417(D) and (E), relative to motor vehicles; to increase the penalties for any unlicensed person who operates a motor vehicle; to increase the penalties for any person who allows an unlicensed minor to operate a motor vehicle; to provide for penalties when an unlicensed person is involved in an accident which results in the serious injury or death of another person; to provide for the improper supervision of a minor by a parent or legal custodian; to provide for exceptions; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Johns to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1
On page 1, line 7, change "serious injury" to "serious bodily injury"

AMENDMENT NO. 2
On page 2, delete line 2 in its entirety and insert the following:
"results in the serious bodily injury or death of another person. For purposes of this Paragraph, "serious bodily injury" means a bodily injury which involves unconsciousness, protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death."

AMENDMENT NO. 3
On page 2, at the end of line 22, before the period "." insert the following:
"or to a minor who is participating in a driver education course or a prelicensing training course approved and certified by the Department of Public Safety and Corrections or the Department of Education"

AMENDMENT NO. 4
On page 3, line 3, change "serious injury" to "serious bodily injury"

AMENDMENT NO. 5
On page 3, at the end of line 10, insert the following:
"For purposes of this Item, "serious bodily injury" means a bodily injury which involves unconsciousness, protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death."

AMENDMENT NO. 6
On page 3, at the end of line 18, insert the following:

"However, the provisions of this Section shall not apply to a minor who is participating in a driver education course or a prelicensing training course approved and certified by the Department of Public Safety and Corrections or the Department of Education."

AMENDMENT NO. 7
On page 3, at the end of line 27, insert the following:
"However, the provisions of this Subsection shall not apply to a minor who is participating in a driver education course or a prelicensing training course approved and certified by the Department of Public Safety and Corrections or the Department of Education."

AMENDMENT NO. 8
On page 4, line 13, change "serious injury" to "serious bodily injury"

AMENDMENT NO. 9
On page 4, at the end of line 14, insert the following:
"For purposes of this Paragraph, "serious bodily injury" means a bodily injury which involves unconsciousness, protracted and obvious disfigurement, or protracted loss or impairment of the function of a bodily member, organ, or mental faculty, or a substantial risk of death."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Gallot to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1
On page 3, line 14, delete "eighteen" and insert "seventeen"

AMENDMENT NO. 2
On page 3, line 17, delete "eighteen" and insert "seventeen"

AMENDMENT NO. 3
On page 3, line 22, delete "eighteen" and insert "seventeen"

AMENDMENT NO. 4
On page 3, line 24, delete "eighteen" and insert "seventeen"

AMENDMENT NO. 5
On page 4, line 3, after "minor" insert "under the age of seventeen"

AMENDMENT NO. 6
On page 4, line 5, after "minor" insert "under the age of seventeen"

AMENDMENT NO. 7
On page 4, line 12, after "However" delete "if the unlicensed minor" and insert "if an unlicensed minor under the age of seventeen"

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

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

Motion

Rep. Schneider moved to call Senate Bill No. 258 from the calendar.


By a vote of 76 yeas and 8 nays, the bill was called from the calendar.

SENATE BILL NO. 258—
BY SENATORS BOASSO, BARHAM, DARDENNE, B. GAUTREAUX, HOLLIS, SHEPHERD AND THEUNISSEN
A JOINT RESOLUTION
Proposing to amend Article X, Section 29(E)(4) and (5) of the Constitution of Louisiana, relative to retirement and survivor's benefits; to limit creation of additional unfunded accrued liabilities for state retirement systems; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

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. 258 by Senator Boasso

AMENDMENT NO. 1
On page 1, line 3, after "benefits;" delete the remainder of the line and on line 4 delete "accrued liabilities for" and insert "to provide limitations on increases in unfunded accrued liability and retirement benefits of".

AMENDMENT NO. 2
On page 2, delete lines 11 through 15, and insert the following: "(b) The governing authority of a state retirement system shall take no action which increases the system's unfunded accrued liability unless it identifies a funding source sufficient to amortize such liability and such action and funding source are approved by the favorable vote of a majority of the elected members of each house of the legislature. This Subparagraph shall be implemented as provided by law and shall not be applicable to normal business operating expenses of the retirement system, cost-of-living increases, and any other action provided by law.".

AMENDMENT NO. 3
On page 2, line 25, after "enactment;" delete the remainder of the line and delete lines 26 through 29 and on page 3, delete lines 1 and 2 and insert: "(however, unless approved by the favorable vote of two-thirds of the elected members of each house of the legislature, no legislative instrument that increases a retirement benefit of members of a state retirement system that has an actuarial cost unless it identifies a funding source sufficient to amortize the cost, and to provide for exceptions and implementation. (Amends Article X, Section 29(E)(4) and (5)) (Effective January 1, 2008)"

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 Odinet
Ansardi Frith Pierre
Arnold Gallot Pinac
Badon Geymann Pitre
Baldone Glover Powell, M.
Baudoin Gray Quezaire
Baudoin Gray Quezaire
Baylor Greene Richmond
Beard Guillory, E. Ritchie
Bowler Guillory, M. Robideaux
Bruce Harris Romero
Bruneau Heaton Scalise
Burns Hill Schneider
Burrell Honey Smiley
Carter, K. Hunter Smith, G.
Carter, R. Hutter Smith, J.D.–50th
Cazyaux Jackson Smith, J.R.–30th
Chandler Johns St. Germain
Crane Katz Strain
Cravins Kenney Thompson
Crowe Kleckley Toomy
Damicco LaBruzzo Townsend
Daniel LaFleur Trahan
DeWitt LaFonte Triche
Doerge Lambert Tucker
Dorsey Lancaster Waddell
Dove Marchand Walsworth
Downs Martiny White
Durand McDonald
Durand McDonald
Erdey McVea

Total - 91
The chair declared the above bill, having received a two-thirds vote of the elected members, 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.

Suspension of the Rules

On motion of Rep. Martiny, the rules were suspended in order to call from the calendar Senate Bill No. 129 at this time.

SENATE BILL NO. 129—

By Senator Jones

AN ACT

To amend and reenact R.S. 15:571.3(B), relative to execution of sentence; to provide for diminution and commutation of sentence for good behavior; to provide for an increase in the rate of good time earned every thirty days in certain circumstances; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Schneider moved that the bill be returned to the calendar.


By a vote of 32 yeas and 64 nays, the House refused to return the bill to the calendar.

Rep. Martiny moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Ansardi  Geymann  Morrish
Arnold  Glover  Odinet
Badon  Gray  Pierre
Baldone  Guillory, E.  Pinac
Baylor  Hammett  Quezaire
Bowler  Harris  Richmond
Burrell  Heaton  Ritchie
Carter, K.  Honey  Romero
Cazayoux  Hunter  Smith, G.
Cravins  Jackson  Smith, J.D.–50th
Curtis  Johns  Toomy
Damico  Kleckley  Townsend
Daniel  LaFleur  Trahan
Dartez  LaFonta  Tucker
Dorsey  Lancaster  Walker
Durand  Marchand  White
Faucheux  Martiny  Wooton
Gallot  McVea

Total - 53

NAYS

Mr. Speaker  Dove  Pitre
Alario  Erdey  Powell, M.
Alexander  Fannin  Robideaux
Baudoin  Farrar  Scalice
Beard  Fricht  Schneider
Bruce  Greene  Smiley
Bruno  Guillory, M.  Smith, J.H.–8th
Burns  Hebert  Smith, J.R.–30th
Carter, R.  Hill  Strain
Chandler  Kenney  Thompson
Crane  LaBruzio  Triche
Crowe  Lambert  Waddell
DeWitt  McDonald  Walsworth
Doerge  Montgomery

Total - 41

ABSENT

Barrow  Hopkins  Smith, J.H.–8th
Dartez  Jefferson  Walker
Hammett  Kennard  Winston
Hebert  Powell, T.  Wooton

Total - 12

The Chair declared the above bill was finally passed.

Suspension of the Rules

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

SENATE BILL NO. 222—

By Senator Mount

AN ACT

To amend and reenact R.S. 32:402(B)(1)(a) and (c), 416, 417(A), and 427(A)(1), and to enact R.S. 14:92.2(A)(4) and (B)(3) and R.S. 32:417(D) and (E), relative to motor vehicles; to increase the penalties for any unlicensed person who operates a motor vehicle; to increase the penalties for any person who allows an unlicensed minor to operate a motor vehicle; to provide for penalties when an unlicensed person is involved in an accident which results in the serious injury or death of another person; to provide for the improper supervision of a minor by a parent or legal custodian; to provide for exceptions; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cazayoux to Reengrossed Senate Bill No. 222 by Senator Mount

AMENDMENT NO. 1

In House Floor Amendment No. 3 proposed by Representative Johns and adopted by the House on June 16, 2006, on page 1, at the end of line 14, insert a comma “,” and add “or to a minor who is driving with a parent or guardian in the vehicle who holds a valid drivers license”.

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

Rep. Johns moved the final passage of the bill, as amended.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Durand Morrish
Alario Erdey Odinet
Alexander Frith Pierre
Ansardi Gallot Pire
Arnold Geymann Pitre
Badon Glover Powell, M.
Baldone Gray Quezaire
Baudoin Greene Richmond
Baylor Guillory, E. Ritchie
Beard Guillory, M. Robideaux
Bruce Hummett Scalise
Bruneau Hill Schneider
Burns Honey Smiley
Burrell Hopkins Smith, G.
Carter, K. Greene Smiley
Carter, R. Hammett Smith, J.D.–50th
Cazayoux Hebert Smith, J.R.–30th
Chandler Johns St. Germain
Cravins Jackson Strain
Crowe Kleckley Townsend
Curtis LaBrazzo Trahan
Damico LaFleur Triche
Daniel LaFonta Tucker
Dartez Lambert Waddell
DeWitt Lancaster Walker
Doeger Marchand Walsworth
Dorsey Martiny White
Dove McDonald Wooton
Downs McVea
Total - 89

NAYS

Bowler Faucheux Smith, G.
Farrar Hebert
Total - 5

ABSENT

Barrow Jefferson Romero
Fannin Kenndard
Harris Mongomery
Heaton Powell, T.
Total - 10

The Chair declared the above bill was finally passed.

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

Motion

Rep. Daniel moved to call Senate Bill No. 285 from the calendar.


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

ROLL CALL

The roll was called with the following result:

YEAS

Badon Gallot Morrish
Baldone Geymann Odinet
Beard Glover Pinac
Burns Gray Powell, M.
Carter, K. Greene Smith, J.H.–8th
Carter, R. Hammett Smith, J.R.–30th
Cazayoux Hebert Smith, J.D.–50th
Chandler Hunter St. Germain
Cravins Jackson Strain
Daniel Johns Townsend
Dorsey Katz Walker
Downs Kleckley Walker
Farrar Lamart Walsworth
Faucheux Marchand White
Total - 45

NAYS

Mr. Speaker DeWitt Montgomery
Alario Doerge Pierre
Alexander Durand Pitre
Arnold Frith Ritchie
Baudoin Guillory, E. Robideaux
Baylor Guillory, M. Scalsie
Bowler Hill Schneider
Bruce Kenney Smith, J.H.–8th
Bruneau LaBruzzo Triche
Burrell LaFleur Waddell
Crane Lancaster Walker
Dorsey McDonald Wooton
Total - 36

ABSENT

Ansardi Heaton Powell, T.
Barrow Honey Quezaire
Crowe Hopkins Richardson
Curtis Hutter Romero
Dartez Jefferson Thompson
Dove Kennard Trahan
Fannin Martiny
Harris McVea
Total - 23

The House agreed to call the bill from the calendar.

SENATE BILL NO. 285—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 4:61(B) and (C), 63, 64, 65(A), (B), and (C)(3), (4), and (5), 67(A) and (C)(1), 70, 72, 73, 75, 76, 79, 81, 82, 83, and 85 and to enact R.S. 4:61(F), 82.1, and 82.2, relative to the boxing commission; to provide for authority; to provide for domicile; to provide for exclusion from civil liability; to provide for duties of secretary; to provide for bond requirements; to provide for license fees and taxes; to provide for physicians; to provide for seating for the commission; to provide for sham contests; to provide for definitions; 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. 285 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 12, after "in and" delete "shall may" and insert "shall"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bruneau to Reengrossed Senate Bill No. 285 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 4:61(B) and (C)," and insert "R.S. 4:61(A), (B), and (C),"

AMENDMENT NO. 2

On page 1, line 12, after "Section 1." delete "R.S. 4:61(B) and (C)," and insert "R.S. 4:61(A), (B), and (C),"

AMENDMENT NO. 3

On page 1, delete line 16 in its entirety and insert the following

"§61. State Boxing and Wrestling Commission; domicile; authority

A. (1) There is hereby created a State Boxing and Wrestling Commission within the office of the governor. It shall consist of seven members, all of whom shall be appointed by the governor to serve at the pleasure of the governor making the appointment. Five members appointed by the governor shall be appointed, one from each Public Service Commission district and two from the state at large. Each appointment by the governor shall be submitted to the Senate for confirmation. The governor shall designate one member as chairman, one member as secretary, and one member as vice chairman. The secretary shall execute a bond of five thousand dollars, in favor of the state treasurer, for the faithful performance of the duties of his office. The premium of this bond shall be paid out of the commission funds.

(2) All commission members appointed under this Chapter shall have demonstrated expertise in the fields of boxing or wrestling"

On motion of Rep. Bruneau, 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

Crowe  Daniel  Downs  Erdey  Fannin  Farrar  Gallot  Total - 47
Katz  Kleckley  LaBruzio  LaFleur  Lambert  Marchand  McDonald  NAYS

Mr. Speaker  Dorsey  Alario  Arnold  Baudoin  Baylor  Bruce  Bruneau  Burrell  Crane  Cravins  Damico  DeWitt  Doerge  Total - 38
Mr. Speaker  Ritchie  Durand  Faucheux  Frith  Hill  LaFonte  LaFonza  Lancaster  McVea  Odinet  Pitre  Richmond  ABSENT
Alario Durand  Arnold  Baudoin  Baylor  Bruce  Bruneau  Burrell  Crane  Cravins  Damico  DeWitt  Doerge  Total - 19
Barrow  Burns  Burns  Curtis  Dartez  Dove  Glover  Absent

Failed to pass.

Motion to reconsider pending.

Suspension of the Rules

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

SENATE BILL NO. 445—

BY SENATOR JACKSON

AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed Senate Bill No. 445 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 40:600.6(A)(22) and to" and change "R.S. 40:600.26(G) and (H)" to "R.S. 40:600.26(D)(5) and (G) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:600.31 through 600.38"
AMENDMENT NO. 2

On page 1, line 3, after "2003" and the semicolon ";" and before "to provide" insert "to provide for a nonprofit corporation to address housing needs as defined in the Road Home Program."

AMENDMENT NO. 3

On page 1, line 8, after "Section 1" and the period "." change "R.S. 40:600.26(G) and (H)" to "R.S. 40:600.6(A)(22) is hereby amended and reenacted and R.S. 40:600.26(D)(5) and (G) and Chapter 3-C of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.31 through 600.38;"

AMENDMENT NO. 4

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

"§600.6. Powers and duties of the agency

A. The agency shall have the powers necessary or convenient to carry out and effectuate the purposes and provisions of this Chapter, including the following powers in addition to all other powers granted by other provisions of this Chapter:

* * *

(22) Notwithstanding anything stated in this Chapter or in any other law to the contrary, particularly R.S. 12:202.1, to create or cause to be created such nonprofit corporations as may be necessary or expedient to participate in housing programs of the federal government or its agencies and instrumentalities, including the creation of a nonprofit corporation to address the needs of the Road Home Program, as more specifically described in R.S. 40:600.31, et seq.

* * *

AMENDMENT NO. 5

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

"D. The trust fund shall receive monies in the following manner:

* * *

(5) Monies appropriated or otherwise made available to the trust fund, from income derived under the Road Home Housing Program from the sale of real property, acquired by the state, or its agent, under the program and sold for purposes of redevelopment of housing or from the repayment of loans, grants, or any other agreement wherein the state provided financial assistance to an individual for rehabilitation or buyout of a home under the program, but only in such amounts as are approved by the Louisiana Recovery Authority and the division of administration and provided that such monies shall be subject to budgetary control and authority of the division of administration."

AMENDMENT NO. 6

On page 1, delete lines 15 through 17 in their entirety and on page 2, delete lines 1 through 9 in their entirety.

AMENDMENT NO. 7

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

"* * *"
§600.35. Applicable laws to Road Home Corporation

The Road Home corporation shall be subject to the Public Records Law, the Open Meetings Law, and the Code of Governmental Ethics.

§600.36. Powers of the Road Home Corporation

A. In addition to the powers granted it by the General Nonprofit Corporation Law, Title 12 of the Louisiana Revised Statutes of 1950, as amended, the Road Home corporation shall have the power to undertake any project, in adherence to the policy guidelines for rebuilding, recovery, and land use management set forth by the Louisiana Recovery Authority, to provide for the financing thereof as administered by the office of community development, and in connection therewith:

(1) To receive and accept from any agency of the United States or any agency of the state of Louisiana or any municipality, parish, or other political subdivision thereof, of from any individual, association, or corporation, gifts, grants, or donations of money or other property for achieving any other purposes of this Chapter.

(2) To finance, own, lease as lessee or lessor, sell, exchange, donate, or otherwise hold or transfer a property interest in housing stock damaged by Hurricane Katrina or Hurricane Rita, including contracts for the acquisition, purchase, construction, disposition, sale, exchange, donate, renovation, improvement, or expansion such housing stock property interest by the Road Home corporation.

(3) To receive and accept from any source, loans, contributions, or grants or for or in aid of project, or the financing thereof in either money, property, labor, or other things of value.

(4) To mortgage all or any portion of its interest in a project and the property on which any such project is located, whether owned or thereafter acquired, including the granting of a security interest in any property, corporeal or incorporeal, and to assign or pledge all of any portion of its interest in property, corporeal or incorporeal and the revenues therefrom.

(5) To obtain, or aid in obtaining, from any department or agency of the United States or the state or any private company, any insurance or guarantee as to, or for the payment or repayment of, interest or principal, or both, or any part thereof, on any lease or obligation or any instrument evidencing or securing the same, made or entered into pursuant to the provisions of this Chapter and to assign any such insurance or guarantee as security.

(6) To enter into any and all agreements or contracts, execute any and all instruments, and do and perform any and all acts or things necessary, convenient, or desirable for the purpose of the Road Home corporation or to carry out any power expressly given in this Chapter.

§600.37. Excess Earnings

Any net earnings of the Road Home corporation beyond that necessary for the Road Home corporation to implement the purposes of this Chapter shall inure to the benefit of The Road Home Program.

§600.38. Dissolution of the Road Home Corporation; Title to property to vest in successor

Upon dissolution of the Road Home corporation, title to all property owned by the Road Home corporation shall vest in the successor corporation created by the legislature, if any. If no such successor corporation is so created, title to such property shall vest in the state of Louisiana.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed Senate Bill No. 445 by Senator Jackson

AMENDMENT NO. 1

In House Floor Amendment No. 7 proposed by Representatives Richmond and Tucker and adopted by the House of Representatives on June 16, 2006, on page 3, delete lines 11 through 12 in their entirety and insert the following:

“No less than three of such members shall be a domiciliary of one of the parishes most affected by Hurricane Katrina and no less than three members shall be a domiciliary of one of the parishes most affected by Hurricane Rita. Any domiciliary selected under this Subsection shall have been domiciled in their respective parish for at least one year prior to August 29, 2005.”

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Barrow  Kennard  Robideaux
Curtis  Lambert  Winston
Jefferson  Powell, T.

Total - 8
The Chair declared the above bill was finally passed.

Rep. Richmond 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. 709—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 33:4720.55(D), (E), (F)(1), 4720.57(F), 4720.71(11) through (21) and to enact R.S. 33:4720.57(G), 4720.71(22) through (30), and 4720.71.1, relative to the composition of the board of commissioners of the New Orleans Redevelopment Authority; to provide for the number of commissioners; to provide for the method of appointment of commissioners; to provide for the terms of commissioners; to provide for an effective date; and to provide for related matters.

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 Reengrossed Senate Bill No. 709 by Senator Murray

AMENDMENT NO. 1

On page 2, at the end of line 17, insert the following:

"However, the mayor shall not appoint two or more nominees submitted by the same legislator to serve as commissioners at the same time."

AMENDMENT NO. 2

On page 3, line 17, delete "The authority may pay and its" and delete lines 18 and 19 in their entirety and on line 20, delete "to exceed two meetings per month."

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
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Bayor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey

McVea
McVea
Morrish
Morrish
Odinet
Pierre
Pitre
Powell, M.
Quezaire
Richmond
Ritchie
Romero
Smiley
Smith, G.
Smith, J.D.–50th
Smith, J.H.–8th
Smith, J.R.–30th
Strain
Toomy
Trahon
Tuche
Tucker
Waddell
Walker
Walworth
White
Wooton

Total - 96

NAYS

Total - 0

ABSENT

Barrow
Curtis
Greene

Total - 8

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. 19—
BY SENATOR MCPHERSON AND REPRESENTATIVE WALKER
AN ACT
To amend and reenact R.S. 37:1226.2(B)(1) and (2) and to enact R.S. 37:1226.2(F), (G), and (H), relative to the donation of prescription drugs to free pharmacies; to require free pharmacies to accept certain prescription drugs; to allow dispensing at the discretion of the pharmacist; to provide for mandatory donation of certain prescription drugs to charitable pharmacies under certain circumstances; to provide for a deduction of any such charges when unopened prescription drugs are returned, unused to a pharmacy; 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
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Bayor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey

Farrar
Faucheux
Frith
Gallot
Geymann
Glover
Gray
Guilory, E.
Guilory, M.
Hammett
Harris
Heaton
Hebert
Hill
Honey
Hopkins
Hunter

Fannin
Farrar
Fannin
Farrar
Frith
Frith
Gallot
Geymann
Glover
Gray
Guilory, E.
Guilory, M.
Hammett
Hebert
Hill
Honey
Hopkins

McMea
Morrish
Morrish
Odinet
Pierre
Pitre
Powell, M.
Quezaire
Richmond
Ritchie
Romero
Smiley
Smith, G.
Smith, J.D.–50th

Montgomery
Montgomery
Montgomery
Odinet
Pierre
Pitre
Powell, M.
Quezaire
Richmond
Ritchie
Romero
Smiley
Smith, G.
Smith, J.D.–50th

Total - 96

Montgomery
Montgomery
Montgomery
Odinet
Pierre
Pitre
Powell, M.
Quezaire
Richmond
Ritchie
Romero
Smiley
Smith, G.
Smith, J.D.–50th

Total - 0

ABSENT

Barrow
Curtis

Total - 8

The Chair declared the above bill was finally passed.
Carter, R. Hunter Smith, J.H.–8th
Cazayoux Hutter Smith, J.R.–30th
Chandler Jackson St. Germain
Crane Johns Thompson
Cravins Katz Toomy
Crowe Koehey Townsend
Curtis Kleckley Trahan
Damico LaBruzzo Tuche
Daniel LaFleur Waddell
Dartez Lambert Walker
DeWitt Lancaster Walsworth
Dorsey Marchand White
Dove Martiny Wooton
Downs McDonald
Total - 93

NAYS
Total - 0

Barrow Heaton Richmond
Faucheux Jefferson Robideaux
Greene Kennard Winston
Harris Powell, T.
Total - 11

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.

Motion
Rep. Alario moved the House consider Senate Bill No. 185 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day of the session.

ROLL CALL
The roll was called with the following result:

YEAS
Alario Fannin Marchand
Arnold Gallot McDonald
Badon Gray Odenet
Baldone Greene Pinac
Baylor Guillory, E. Powell, M.
Bruce Hammett Quesaire
Burns Hill Richmond
Burrell Hopkins Ritchie
Carter, K. Hopkins Smith, G.
Cazayoux Jackson Strain
Chandler Katz Smith, J.H.–8th
Crane LaBruzzo Toomy
Durand LaFleur Townsend
Total - 47

NAYS
Mr. Speaker Frith Schneider
Baudoin Geymann Smiley
Beard Katz Smith, J.R.–30th
Bruneau Kenney Trahan
Cranmo Kleckley Tucker
Damico McVea Waddell
Downs Montgomery Wooton
Total - 29

ABSENT
Alexander Glover Pierre
Ansardi Guillory, M. Powell, T.
Barrow Harris Robideaux
Bowler Heaton Romero
Cravins Hebert Smith, J.D.–50th
Crowe Jefferson Thompson
Curtis Johns Waddell
Dartez Kenney Walsworth
Dorsey Kennard
Dove Martiny
Total - 11

The motion to consider not having received a two-thirds vote of the elected members, was rejected.

Motion
Rep. Burns moved the House consider Senate Bill No. 545 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day of the session.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Frith Odenet
Alario Geymann Pierre
Alexander Greene Pinac
Badon Guillory, E. Pite
Baldone Guillory, M. Powell, M.
Baudoin Hammett Quezaire
Baylor Hebert Richmond
Beard Hill Ritchie
Bruce Hopkins Smiley
Bruneau Hunter Smith, G.
Burns Johns Smith, J.H.–8th
Cazayoux Kenney Smith, J.R.–30th
Chandler LaBruzzo St. Germain
Crane Kleckley Strain
Curtis LaFleur Toomy
Doerge Lambert Trahan
Dorsey Lancaster Tucker
Dove Marchand Waddell
Downs Martiny Walker
Durand Montgomery Wooton
Total - 77

NAYS
Ansardi Daniel
Carter, K. DeWitt
Cravins Gallot
Total - 8

NAYS
Mr. Speaker Frith Schneider
Baudoin Geymann Smiley
Beard Katz Smith, J.R.–30th
Bruneau Kenney Trahan
Cranmo Kleckley Tucker
Damico McVea Waddell
Downs Montgomery Wooton
Total - 93

1980
### ABSENT

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
<th>District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arnold Harris Romero</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Barrow Heaton Smith, J.D.–50th</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bowler Hutter Thompson</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Burrell Jefferson Townsend</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carter, R. Kennard Winston</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dartez Powell, T.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Glover Robideaux</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>19</td>
<td></td>
</tr>
</tbody>
</table>

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

### Motion

Rep. Hebert moved the House consider Senate Bill No. 732 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day of the session.

### ROLL CALL

The roll was called with the following result:

#### YEAS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
<th>District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker Gallot</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baldone Geymann Pinac</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baudoin Grene Powell, M. Quezaire</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Beard Guillory, E. Ritchie</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bruce Hebert Scalise</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Burns Hill Schiener</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Burrell Hopkins Smith, G.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carter, R. Johns Smith, J.R.–30th</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cazayoux Kenney St. Germain</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Damico Hopkins Triche</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Daniel LaBruzzo White</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dorsey LaFleur Toomy</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Durand Lambert</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Farrar McDonald</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Frith Montgomery</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>42</td>
<td></td>
</tr>
</tbody>
</table>

#### NAYS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
<th>District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario Fannin McVea</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Alexander Farrar</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Arnold Gallot</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Badon Geymann</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Baylor Grene</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bruneau Hebert</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Carter, K. Hopkins</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Chandler Hunter Smith, J.H.–8th</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crane Geymann</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Cravins Katz</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Curtis LaFleur</td>
<td></td>
<td></td>
</tr>
<tr>
<td>DeWitt LaFonta Walker</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Downs Marchand Walsworth</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Erdey Martiny</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>40</td>
<td></td>
</tr>
</tbody>
</table>

#### ABSENT

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
<th>District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario Alexander Glover Richmond</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Badon Harris Robideaux</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Arnold Heaton Romero</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Barrow Hutter Smith, J.D.–50th</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Bowler Jefferson Thompson</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Crowe Kennard Winston</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dartez Pierre</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Dove Powell, T.</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>22</td>
<td></td>
</tr>
</tbody>
</table>

The motion to consider, not having received a two-thirds vote of the elected members, was rejected.

### Motion

Rep. Richmond moved the House consider Senate Bill No. 128 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day of the session.
ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
</tr>
<tr>
<td>Badon</td>
</tr>
<tr>
<td>Baldone</td>
</tr>
<tr>
<td>Baylor</td>
</tr>
<tr>
<td>Bruce</td>
</tr>
<tr>
<td>Bruneau</td>
</tr>
<tr>
<td>Burns</td>
</tr>
<tr>
<td>Burrell</td>
</tr>
<tr>
<td>Carter, K.</td>
</tr>
<tr>
<td>Carter, R.</td>
</tr>
<tr>
<td>Cazayoux</td>
</tr>
<tr>
<td>Cravins</td>
</tr>
<tr>
<td>Curtis</td>
</tr>
<tr>
<td>Damico</td>
</tr>
<tr>
<td>Daniel</td>
</tr>
<tr>
<td>Dorsey</td>
</tr>
<tr>
<td>Total</td>
</tr>
<tr>
<td>NAYS</td>
</tr>
<tr>
<td>Alario</td>
</tr>
<tr>
<td>Alexander</td>
</tr>
<tr>
<td>Baudoin</td>
</tr>
<tr>
<td>Beard</td>
</tr>
<tr>
<td>Chandler</td>
</tr>
<tr>
<td>Crane</td>
</tr>
<tr>
<td>DeWitt</td>
</tr>
<tr>
<td>Doerge</td>
</tr>
<tr>
<td>Erdey</td>
</tr>
<tr>
<td>Fannin</td>
</tr>
<tr>
<td>Faucheux</td>
</tr>
<tr>
<td>Geymann</td>
</tr>
<tr>
<td>Total</td>
</tr>
<tr>
<td>ABSENT</td>
</tr>
<tr>
<td>Ansardi</td>
</tr>
<tr>
<td>Arnold</td>
</tr>
<tr>
<td>Barrow</td>
</tr>
<tr>
<td>Bowler</td>
</tr>
<tr>
<td>Crowe</td>
</tr>
<tr>
<td>Dartez</td>
</tr>
<tr>
<td>Dove</td>
</tr>
<tr>
<td>Total</td>
</tr>
</tbody>
</table>

The motion to consider, not having received a two-thirds vote of the elected members, was rejected.

Motion
Rep. Farrar moved the House consider Senate Bill No. 684 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day of the session.

ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
</tr>
<tr>
<td>Badon</td>
</tr>
<tr>
<td>Baldone</td>
</tr>
<tr>
<td>Baudoin</td>
</tr>
<tr>
<td>Baylor</td>
</tr>
<tr>
<td>Beard</td>
</tr>
<tr>
<td>Carter, K.</td>
</tr>
<tr>
<td>Carter, R.</td>
</tr>
<tr>
<td>Cazayoux</td>
</tr>
<tr>
<td>Damico</td>
</tr>
<tr>
<td>Daniel</td>
</tr>
<tr>
<td>Doerge</td>
</tr>
<tr>
<td>Downs</td>
</tr>
<tr>
<td>Durand</td>
</tr>
<tr>
<td>Fannin</td>
</tr>
<tr>
<td>Total</td>
</tr>
<tr>
<td>NAYS</td>
</tr>
<tr>
<td>Alario</td>
</tr>
<tr>
<td>Arnold</td>
</tr>
<tr>
<td>Baudoin</td>
</tr>
<tr>
<td>Beard</td>
</tr>
<tr>
<td>Bowler</td>
</tr>
<tr>
<td>Carter, K.</td>
</tr>
<tr>
<td>Carter, R.</td>
</tr>
<tr>
<td>Cazayoux</td>
</tr>
<tr>
<td>Damico</td>
</tr>
<tr>
<td>Daniel</td>
</tr>
<tr>
<td>Doerge</td>
</tr>
<tr>
<td>Downs</td>
</tr>
<tr>
<td>Durand</td>
</tr>
<tr>
<td>Fannin</td>
</tr>
<tr>
<td>Total</td>
</tr>
<tr>
<td>ABSENT</td>
</tr>
<tr>
<td>Ansardi</td>
</tr>
<tr>
<td>Arnold</td>
</tr>
<tr>
<td>Barrow</td>
</tr>
<tr>
<td>Bowler</td>
</tr>
<tr>
<td>Crowe</td>
</tr>
<tr>
<td>Dartez</td>
</tr>
<tr>
<td>Dove</td>
</tr>
<tr>
<td>Total</td>
</tr>
</tbody>
</table>

The motion to consider, not having received a two-thirds vote of the elected members, was rejected.
The motion to consider, not having received a two-thirds vote of the elected members, was rejected.

**Motion**

Rep. Townsend moved the House consider Senate Bill No. 687 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day of the session.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Fannin</td>
<td>Powell, M.</td>
</tr>
<tr>
<td>Alexander</td>
<td>Fannin</td>
<td>Powell, T.</td>
</tr>
<tr>
<td>Arnold</td>
<td>Geymann</td>
<td>Quezaire</td>
</tr>
<tr>
<td>Baldone</td>
<td>Honey</td>
<td>Richmond</td>
</tr>
<tr>
<td>Beard</td>
<td>Jackson</td>
<td>Scalise</td>
</tr>
<tr>
<td>Burns</td>
<td>Johns</td>
<td>Smiley</td>
</tr>
<tr>
<td>Crane</td>
<td>Katz</td>
<td>Smith, J.H.–8th</td>
</tr>
<tr>
<td>Cravins</td>
<td>Klekkey</td>
<td>Townsend</td>
</tr>
<tr>
<td>Curtis</td>
<td>LaFleur</td>
<td>Trahan</td>
</tr>
<tr>
<td>DeWitt</td>
<td>LaFonta</td>
<td>Tucker</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Marchand</td>
<td>Wooton</td>
</tr>
<tr>
<td>Erdey</td>
<td>McDonald</td>
<td></td>
</tr>
<tr>
<td>Total - 67</td>
<td>Total - 39</td>
<td>Total - 20</td>
</tr>
</tbody>
</table>

| Mr. Speaker | Fannin | Powell, M. |
| Alexander | Geymann | Pitre |
| Arnold | Geymann | Powell, M. |
| Baldone | Guillelory, M. | Ritchie |
| Beard | Hebert | Scalise |
| Beaudoin | Hopkins | Smiley |
| Burns | Johns | Smith, G. |
| Carter, K. | Katze | Smith, J.H.–68th |
| Carter, R. | LaBruzzo | Smith, J.R.–30th |
| Cazayoux | LaBruzzo | St. Germain |
| Chandler | LaFleur | Toomer |
| Cravins | LaFleur | Toomer |
| Curtis | LaFleur | Toomer |
| Damico | LaLambert | Toomer |
| Daniel | LaLambert | Toomer |
| Doerge | Marchand | Toomer |
| Dorsey | Marchand | Toomer |
| Downs | Martin | Toomer |
| Durand | McDonald | Toomer |
| Total - 46 | Total - 39 | Total - 20 |

| Ansardi | Doerge | LaFonta |
| Barrow | Fannin | Lancaster |
| Beard | Farrar | Marchand |
| Crowe | Faucheux | Martiny |
| Dardet | Galot | Quezaire |
| Dorsey | Gray | Richmond |
| Glover | Hammett | Schneider |
| Harris | LaLambert | Strain |
| Total - 17 | Total - 19 | Total - 20 |

The roll was called with the following result:

<table>
<thead>
<tr>
<th>ABSENT</th>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ansardi</td>
<td>Harris</td>
<td>Powell, T.</td>
</tr>
<tr>
<td>Barrow</td>
<td>Heaton</td>
<td>Romero</td>
</tr>
<tr>
<td>Beard</td>
<td>Hunter</td>
<td>Thompson</td>
</tr>
<tr>
<td>Crowe</td>
<td>Hutter</td>
<td>Triche</td>
</tr>
<tr>
<td>Dardet</td>
<td>Jefferson</td>
<td>Winston</td>
</tr>
<tr>
<td>Dove</td>
<td>Kennard</td>
<td></td>
</tr>
<tr>
<td>Glover</td>
<td>McDonald</td>
<td></td>
</tr>
<tr>
<td>Harris</td>
<td>Powell, T.</td>
<td></td>
</tr>
<tr>
<td>Total - 19</td>
<td>Total - 20</td>
<td>Total - 20</td>
</tr>
</tbody>
</table>

| Ansardi | Heaton | Robideaux |
| Barrow | Hunter | Romero |
| Beard | Hunter | Thompson |
| Crowe | Hutter | Triche |
| Dardet | Jefferson | Winston |
| Dove | Kennard | |
| Glover | McDonald | |
| Harris | Powell, T. | |
| Total - 19 | Total - 20 | Total - 20 |
The motion to consider, not having received a two-thirds vote of the elected members, was rejected.

**Motion**

Rep. Richmond moved to reconsider the vote by which the motion to consider Senate Bill No. 545 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day was adopted.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Durand</td>
</tr>
<tr>
<td>Arnold</td>
<td>Erdey</td>
</tr>
<tr>
<td>Badon</td>
<td>Farrar</td>
</tr>
<tr>
<td>Baudoin</td>
<td>Faucheux</td>
</tr>
<tr>
<td>Baylor</td>
<td>Frith</td>
</tr>
<tr>
<td>Burrell</td>
<td>Gallot</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Gray</td>
</tr>
<tr>
<td>Carter, R.</td>
<td>Guilyoux</td>
</tr>
<tr>
<td>Cazayoux</td>
<td>Hammett</td>
</tr>
<tr>
<td>Cravins</td>
<td>Hebert</td>
</tr>
<tr>
<td>Curtis</td>
<td>Honey</td>
</tr>
<tr>
<td>Damico</td>
<td>Hopkins</td>
</tr>
<tr>
<td>DeWitt</td>
<td>Jackson</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Kenney</td>
</tr>
<tr>
<td>Total - 42</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Geymann</td>
</tr>
<tr>
<td>Alexander</td>
<td>Greene</td>
</tr>
<tr>
<td>Baldone</td>
<td>Guilyory, E.</td>
</tr>
<tr>
<td>Beard</td>
<td>Johns</td>
</tr>
<tr>
<td>Bowler</td>
<td>Katz</td>
</tr>
<tr>
<td>Bruce</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Bruneau</td>
<td>LaBruzno</td>
</tr>
<tr>
<td>Burns</td>
<td>Lambert</td>
</tr>
<tr>
<td>Chandler</td>
<td>Lancaster</td>
</tr>
<tr>
<td>Crane</td>
<td>Martiny</td>
</tr>
<tr>
<td>Crowe</td>
<td>McDonald</td>
</tr>
<tr>
<td>Daniel</td>
<td>McVea</td>
</tr>
<tr>
<td>Doerge</td>
<td>Montgomery</td>
</tr>
<tr>
<td>Downs</td>
<td>Odinett</td>
</tr>
<tr>
<td>Fannin</td>
<td>Pitre</td>
</tr>
<tr>
<td>Total - 44</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Ansardi</td>
<td>Heaton</td>
</tr>
<tr>
<td>Barrow</td>
<td>Hill</td>
</tr>
<tr>
<td>Durtex</td>
<td>Hunter</td>
</tr>
<tr>
<td>Dove</td>
<td>Hutter</td>
</tr>
<tr>
<td>Glover</td>
<td>Jefferson</td>
</tr>
<tr>
<td>Harris</td>
<td>Kennard</td>
</tr>
<tr>
<td>Total - 18</td>
<td></td>
</tr>
</tbody>
</table>

The motion failed to pass.

**Suspension of the Rules**

On motion of Rep. Mickey Guillory, 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**

**RELATIVE TO CONSIDERATION AFTER THE 82nd CALENDAR DAY**

June 16, 2006

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider House Bill No. 1404 on third reading and final passage after the 82nd calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Motion**

Rep. Mickey Guillory moved to concur with the Senate to permit consideration of House Bill No. 1404 after 6:00 P.M., on the eighty-second calendar day.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Erdey</td>
</tr>
<tr>
<td>Alario</td>
<td>Fannin</td>
</tr>
<tr>
<td>Alexander</td>
<td>Farrar</td>
</tr>
<tr>
<td>Arnold</td>
<td>Faucheux</td>
</tr>
<tr>
<td>Badon</td>
<td>Frith</td>
</tr>
<tr>
<td>Baldone</td>
<td>Gallot</td>
</tr>
<tr>
<td>Baudoin</td>
<td>Guilyory, E.</td>
</tr>
<tr>
<td>Beard</td>
<td>Gray</td>
</tr>
<tr>
<td>Bowler</td>
<td>Guilyory, M.</td>
</tr>
<tr>
<td>Bruce</td>
<td>Hamilton</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Hammett</td>
</tr>
<tr>
<td>Burns</td>
<td>Harris</td>
</tr>
<tr>
<td>Burrell</td>
<td>Heaton</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Hebert</td>
</tr>
<tr>
<td>Carter, R.</td>
<td>Hill</td>
</tr>
<tr>
<td>Cazayoux</td>
<td>Hunter</td>
</tr>
<tr>
<td>Chandler</td>
<td>Jackson</td>
</tr>
<tr>
<td>Crane</td>
<td>Johns</td>
</tr>
<tr>
<td>Cravins</td>
<td>Katz</td>
</tr>
<tr>
<td>Crowe</td>
<td>Kenney</td>
</tr>
<tr>
<td>Curtis</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Damico</td>
<td>LaBruzno</td>
</tr>
<tr>
<td>Daniel</td>
<td>LaFleur</td>
</tr>
<tr>
<td>DeWitt</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Doerge</td>
<td>Lambert</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Lancaster</td>
</tr>
</tbody>
</table>

The motion failed to pass.
The House agreed that the Senate consider the bill.

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

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

**HOUSE BILL NO. 829—**
BY REPRESENTATIVE BALDONE

An Act

To amend and reenact Civil Code Article 665, relative to legal public servitudes; to provide that public servitudes exist for the making and repairing of certain levees; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 829 by Representative Baldone

**AMENDMENT NO. 1**

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

"To amend and reenact Civil Code Article 665 and R.S. 38:291(R)(2), 330.1(B), 330.3(A)(1)(a), and 330.5(B) as amended and enacted by Act 1 of the First Extraordinary Session of 2006, and Section 5 of Act No. 1 of the First Extraordinary Session of 2006, relative to legal public servitudes and flood protection; to provide that public servitudes exist for the making and repairing of certain levees; to provide relative to the board of certain flood protection authorities; to provide relative to the date of termination of such district; to provide relative to the terms of the boards of commissioners; to extend such date; and to"

**AMENDMENT NO. 2**

On page 1, line 12, after "exist on" delete the remainder of the line and delete line 13, and insert:

"property necessary for the building of levees and other water control structures on the alignment approved by the U.S. Army Corps of Engineers as provided by law, including the repairing of hurricane protection levees."

**AMENDMENT NO. 3**

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

"Section 2. R.S. 38:291(R)(2), 330.1(B), 330.3(A)(1)(a), and 330.5(B), as amended and enacted by Act No. 1 of the First Extraordinary Session of 2006, are hereby amended and reenacted to read as follows:

§291. Naming; limits of districts; composition of boards

* * *

R. West Jefferson Levee District. (1)

* * *

(2) On and after January 1, 2007 December 1, 2007, the district shall be governed by the board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank pursuant to authority granted by Article VI, Sections 38 and 38.1 of the Constitution of Louisiana and as provided in this Chapter.

* * *

§330.1. Southeast Louisiana Flood Protection Authority-East and Southeast Louisiana Flood Protection Authority-West Bank; territorial jurisdiction; board of commissioners; appointments; terms; compensation; vacancy; officers; meetings; domicile

* * *

B. On and after January 1, 2007, the Southeast Louisiana Flood Protection Authority-East Bank, and on and after December 1, 2007, the Southeast Louisiana Flood Protection Authority-West Bank, each flood protection authority, through its board through their boards of commissioners as provided for in this Section, shall exercise all authority over and have management, oversight, and control of the following territories as provided by law for the boards of commissioners of such levee districts to which the authority is a successor and to the extent provided for in this Part:

* * *

§330.3. Levee district and board reorganization; transfer of authority; obligations; taxes; lands

A.(1)(a) Any legal proceeding to which the East Jefferson Levee District, Lake Borgne Basin Levee District or Orleans Levee District, or West Jefferson Levee District is a party and which is filed, initiated, or pending before any court on January 1, 2007, and any legal proceeding to which the West Jefferson Levee District is a party and which is filed, initiated, or pending before any court on December 1, 2007, and all documents involved in or affected by said legal proceeding, shall retain its effectiveness and shall be continued in the name of the district. Other than the district or districts originally named as party to the proceedings, neither an authority or district within the territorial jurisdiction of the authority shall have any liability for actions pending or claims arising prior to the effective date of this Section.

* * *

§330.5. Employees

* * *
B. Any person employed by the East Jefferson Levee District, the Lake Borgne Basin Levee District or the Orleans Levee District on January 1, 2007, or the West Jefferson Levee District on January 1, 2007, or December 1, 2007, may, insofar as practicable, continue as an employee of the levee district at the pleasure of the flood protection authority created in this Part and may, insofar as practicable, retain all rights, privileges, and benefits.

Section 3. Section 5 of Act No.1 of the First Extraordinary Session of 2006 is hereby amended and reenacted to read as follows:

"Section 5. Notwithstanding the provisions of Section 5 of Act 1 of the First 2006 Extraordinary Session, the terms of the boards of commissioners of the East Jefferson Levee District, the Lake Borgne Basin Levee District and the Orleans Levee District, and the West Jefferson Levee District serving on December 31, 2006 and the West Jefferson Levee District serving on November 29, 2007, shall terminate on that date."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 829 by Representative Baldone

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 7, 2006, on page 1, line 3, following "330.1(B)" and before the ",", insert "(introductory paragraph)"

AMENDMENT NO. 2

In Senate Committee Amendment No.3 proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 7, 2006, on page 1, line 3, following "330.1(B)" and before the ",", insert "(introductory paragraph)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 7, 2006, on page 2, line 35, following "Section 5," delete the remainder of the line and on line 36, change "2006 Extraordinary Session, the" to "The"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 829 by Representative Baldone

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 and 3 proposed by the Senate Committee on Judiciary A and adopted by the Senate on June 7, 2006.

AMENDMENT NO. 2

Delete Legislative Bureau Amendments Nos. 1, 2, and 3 proposed by the Legislative Bureau and adopted by the Senate on June 8, 2006.

AMENDMENT NO. 3

On page 1, line 3, after "levees;" and before "and" insert "to provide that such servitudes also exist for certain purposes relative to the building and repairing of certain levees and other water control structures;"
The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 922**

**By Representative Schneider**

**AN ACT**

To amend and reenact R.S. 11:1002(6), 1141.2(B)(10), 1152(J)(3) and (4), 1402(6), 1422, 1503(7), 1732(15), 1763(J)(1) and (2), 1902(14), 2031(5), and 2178(B)(1)(b) and (C)(1)(c) and to enact R.S. 11:231(C)(3), relative to benefits of the state and statewide retirement systems of Louisiana; to provide for definitions; to provide for calculation of average compensation; to provide for the calculation of benefits after participation in the Deferred Retirement Option Plan; to provide for applicability and effectiveness; and to provide for related matters.

Read by title.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 922 by Representative Schneider

**AMENDMENT NO. 1**

On page 1, line 4, following "(C)(3)," and before "relative" insert "(4), and (5),"

**AMENDMENT NO. 2**

On page 1, line 15, following "(C)(3)" and before "hereby" change "is" to "(4), (4), and (5) are"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Gautreaux to Reengrossed House Bill No. 922 by Representative Schneider

**AMENDMENT NO. 1**

On page 1, line 2 after "R.S." delete the remainder of the line and insert in lieu thereof "11:1402(6), 1422;"

**AMENDMENT NO. 2**

On page 1, line 13, after "R.S." delete the remainder of the line and insert in lieu thereof "11:1402(6), 1422;"

**AMENDMENT NO. 3**

On page 2, delete line 5 in its entirety

**AMENDMENT NO. 4**

On page 2, line 6 change "(c)" to "(b)"

**AMENDMENT NO. 5**

On page 2, line 7 change "(d)" to "(c)"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>Representive</th>
<th>District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Montgomery</td>
</tr>
<tr>
<td>Alario</td>
<td>Morrish</td>
</tr>
<tr>
<td>Arnold</td>
<td>Odinet</td>
</tr>
<tr>
<td>Badon</td>
<td>Pierre</td>
</tr>
<tr>
<td>Baudoin</td>
<td>Pinac</td>
</tr>
<tr>
<td>Baylor</td>
<td>Powell, M.</td>
</tr>
<tr>
<td>Beard</td>
<td>Quezaire</td>
</tr>
<tr>
<td>Bowler</td>
<td>Richmon</td>
</tr>
<tr>
<td>Bruce</td>
<td>Ritchie</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Robideaux</td>
</tr>
<tr>
<td>Burns</td>
<td>Romero</td>
</tr>
<tr>
<td>Burrell</td>
<td>Scalise</td>
</tr>
<tr>
<td>Carter, R.</td>
<td>Schneider</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Smiley</td>
</tr>
<tr>
<td>Carayoux</td>
<td>Smith, G.</td>
</tr>
<tr>
<td>Chandler</td>
<td>Smith, J.D.–50th</td>
</tr>
<tr>
<td>Crane</td>
<td>Smith, J.H.–8th</td>
</tr>
<tr>
<td>Cravins</td>
<td>Smith, J.R.–30th</td>
</tr>
<tr>
<td>Crowe</td>
<td>St. Germain</td>
</tr>
<tr>
<td>Curtis</td>
<td>Strain</td>
</tr>
<tr>
<td>Damico</td>
<td>Thompson</td>
</tr>
<tr>
<td>Daniel</td>
<td>Toomy</td>
</tr>
<tr>
<td>DeWitt</td>
<td>Townsend</td>
</tr>
<tr>
<td>Doerge</td>
<td>Trahan</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Triche</td>
</tr>
<tr>
<td>Dove</td>
<td>Tucker</td>
</tr>
<tr>
<td>Downs</td>
<td>Waddell</td>
</tr>
<tr>
<td>Durand</td>
<td>Walker</td>
</tr>
<tr>
<td>Erdey</td>
<td>Walsworth</td>
</tr>
<tr>
<td>Fannin</td>
<td>White</td>
</tr>
<tr>
<td>Total - 93</td>
<td></td>
</tr>
</tbody>
</table>

**NAYS**

<table>
<thead>
<tr>
<th>Representive</th>
<th>District</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alexander</td>
<td>Powell, T.</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Winston</td>
</tr>
<tr>
<td>Barrow</td>
<td>Wooton</td>
</tr>
<tr>
<td>Dartez</td>
<td>Winston</td>
</tr>
<tr>
<td>Total - 11</td>
<td></td>
</tr>
</tbody>
</table>

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

**HOUSE BILL NO. 970**

**By Representative Jack Smith**

**AN ACT**

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

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 970 by Representative Jack Smith

**AMENDMENT NO. 1**

On page 1, line 13, after "waste" insert ", unless such waste meets the definition of hazardous material as provided in 49 CFR 171.8, incidental to and".

**AMENDMENT NO. 2**

On page 1, delete line 14 and insert "demolition debris generated by Hurricane Katrina or Hurricane Rita pursuant to a contract".

**AMENDMENT NO. 3**

On page 2, delete line 7, and insert "guideline for transporting hazardous waste, unless such waste meets the definition of hazardous material as provided in 49 CFR 171.8, incidental to and commingled with only demolition debris generated by Hurricane".

**AMENDMENT NO. 4**

On page 2, line 8, delete "and Rita construction or demolition debris" and insert "or Hurricane Rita".

**AMENDMENT NO. 5**

On page 3, at the end of line 14, insert "Sections 1 and 2 of this Act shall cease to be effective on February 28, 2007."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Fontenot to Reengrossed House Bill No. 970 by Representative Jack Smith

**AMENDMENT NO. 1**

Delete Senate Committee Amendments No.1, 2, and 5 proposed by the Senate Committee on Environmental Quality and adopted by the Senate on June 7, 2006

**AMENDMENT NO. 2**

On page 1, line 2, after "reenact" delete "R.S. 30:2189(A) and".

**AMENDMENT NO. 3**

On page 1, delete lines 7 through 18

**AMENDMENT NO. 4**

On page 1, line 19, after "Section" delete "2" and insert "1"

**AMENDMENT NO. 5**

On page 2, delete lines 12 through 22

**AMENDMENT NO. 6**

On page 2, line 23, after "Section" delete "4" and insert "2"

**AMENDMENT NO. 7**

On page 3, at the beginning of line 9, delete "Section 5. This Section and Sections 1, 2, and 6" and insert "Section 3. This Section and Sections 1 and 4"

**AMENDMENT NO. 8**

On page 3, line 13, after "1" delete ", 2, and 6" and insert "and 4"

**AMENDMENT NO. 9**

On page 3, delete line 15 and insert "Section 4. Section 2 of this Act shall become effective December 31, 2007."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker  Erdey  Pierre
Alexand  Alario  Prac
Arnold  Farrar  Pite
Badon  Faucheux  Powell, M.
Baldone  Frith  Quezaire
Baylor  Gallot  Richmond
Beard  Geymann  Ritchie
Bruce  Glover  Robideaux
Bruneau  Greene  Romero
Burns  Guillory, E.  Scalise
Burrell  Hammett  Schneider
Carter, K.  Hebert  Smiley
Carter, R.  Hill  Smith, G.
Cazayoux  Hopkins  Smith, J.D.–50th
Chandler  Hunter  Smith, J.H.–8th
Crane  Jackson  Smith, J.R.–30th
Cravin  Johns  Strain
Crowe  Katz  Thompson
Curtis  Kenney  Townsend
Damico  Kleckley  Trahan
Daniel  LaFleur  Triche
Dartez  LaFonta  Tucker
DeWitt  Marchand  Waddell
Doerge  McDonald  Walker
Dorsey  McVea  Walsworth
Dove  Montgomery  White
Downs  Morrish  Wooton
Durand  Odinet

Total - 89

**NAYS**

Total - 0

**ABSENT**

Ansardi  Heaton  Lambert
Barrow  Hutter  Lancaster
Bowl  Jefferson  Martiny
Guillory, M.  Kennard  Powell, T.
Harris  LaBrou  Winston

Total - 15

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.
HOUSE BILL NO. 1168—
BY REPRESENTATIVE JACK SMITH
AN ACT
To enact R.S. 33:2002(A)(3) and 2218.2(A)(3), relative to certain firemen and law enforcement officers; to authorize enhancement of the first-year salary of certain firemen and law enforcement officers; to require written disclosure of the temporary nature of such enhancement; to provide relative to reducing the salary of any fireman or law enforcement officer after a year; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 1168 by Representative Jack Smith

AMENDMENT NO. 1
On page 1, line 2 after "To" and before "enact" insert "amend and reenact R.S. 33:2218.2(B)(2) and to"

AMENDMENT NO. 2
On page 1, line 8 after "Section 1." and before "R.S." insert "R.S.33:2218.2(B)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3
On page 2, line 29 after "reducing" and before "of any" delete "the salary" and insert "the portion of the salary that represents the state supplemental pay"

AMENDMENT NO. 4
On page 3 between lines 4 and 5 insert the following:

"B. *

(2) In computing the period of service required for the payment of extra compensation to a commissioned deputy sheriff pursuant to the provisions of R.S. 33:2218.8, service as a full-time police officer receiving extra compensation under the provisions of Subsection A, shall also include prior service as a full-time post-certified enforcement agent of the Department of Wildlife and Fisheries, and shall include prior service of retired state police officers who received extra compensation under the provisions of R.S. 40:1457.

* *

"*

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Erdey Montgomery
Alario Fannin Morrish
Alexander Farrar Odinet
Arnold Faucheux Pierre
Badon Frith Pitre

NAYS

Total - 93

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1213 by Representative M. Powell

AMENDMENT NO. 1
On page 1, line 10, after "person" delete the remainder of the line

AMENDMENT NO. 2
On page 1, line 12, after "or" insert "who is a validly appointed notary public in and for any parish in this state and"

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

HOUSE BILL NO. 1213—
BY REPRESENTATIVE M. POWELL
AN ACT
To amend and reenact R.S. 35:191(P), relative to notaries public; to provide for statewide jurisdiction for certain notaries; to provide the qualifications to obtain statewide jurisdiction; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 1213 by Representative M. Powell

AMENDMENT NO. 1
On page 1, line 10, after "person" delete the remainder of the line

AMENDMENT NO. 2
On page 1, line 12, after "or" insert "who is a validly appointed notary public in and for any parish in this state and"

Rep. Michael Powell moved that the amendments proposed by the Senate be concurred in.
ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fannin Morrish
Alario Farrar Odet
Alexander Faucheux Pierre
Arnold Frith Pinac
Badon Gallot Pitre
Baldone Geymann Powell, M.
Baudoin Glover Quezaira
Baylor Greene Richmond
Beard Guillory, E. Ritchie
Bowler Guillory, M. Robideaux
Bruce Hammett Romero
Bruno Harris 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 Johns Strain
Crowe Katz Thompson
Curts Kenney Toomy
Damico Kleckley Townsend
Daniel LaFleur Trahan
DeWitt LaFonta Triche
Doerge Lambert Tucker
Dorsey Lancaster Waddell
Dove Marchand Walker
Downs McDonald Walsworth
Durand McDaniell White
Erdey Montgomery Wooton
Total - 93

NAYS

Total - 0

ABSENT

Ansardi Heaton Martin
Barrow Jefferson Powell, T.
Dartez Kennard Winston
Gray LaBruzzo
Total - 11

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

HOUSE BILL NO. 1281—
BY REPRESENTATIVE DORSEY

AN ACT

To enact R.S. 33-9038.1, relative to tax increment financing; to specify those taxes which may be levied and the increments of which may be pledged and dedicated in tax increment financing; to provide relative to the effect of the invalidity of any tax or tax increment on other taxes or tax increments; to provide for legislative intent; to provide for redesignation of certain statutes by the Louisiana State Law Institute; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Fields to Engrossed House Bill No. 1281 by Representative Dorsey

AMENDMENT NO. 1

On page 3, line 15, change "2005 La. Lexis 2092" to "908 So. 2d 623th"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Farrar Morrish
Alario Faucheux Odet
Alexander Frith Pierre
Arnold Gallot Pitre
Badon Geymann Powell, M.
Baudoin Gray Quezaira
Baylor Greene Richmond
Beard Guillory, E. Ritchie
Bowler Guillory, M. Robideaux
Bruce Hammett Romero
Bruno Harris 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 Johns Strain
Crowe Katz Thompson
Curts Kenney Toomy
Damico Kleckley Townsend
Daniel LaFleur Trahan
DeWitt LaFonta Triche
Doerge Lambert Tucker
Dorsey Lancaster Waddell
Dove Marchand Walker
Downs McDonald Walsworth
Durand McDaniell White
Erdey Montgomery Wooton
Total - 97

NAYS

Total - 0

ABSENT

Ansardi Kennard Winston
Barrow Jefferson Powell, T.
Total - 7

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 13—
BY REPRESENTATIVES GREENE AND TOOMY

A JOINT RESOLUTION

Proposing to amend Article V, Section 24 of the Constitution of Louisiana, to provide for the qualifications of office for judges; to provide for submission of the proposed amendment to the electorate; to provide for an effective date; to provide for applicability; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Re-Reengrossed House Bill No. 13 by Representative Greene

AMENDMENT NO. 1
On page 1, delete lines 12 through 19 and insert "family court, parish court, or court having solely juvenile jurisdiction shall have been admitted to the practice of law in this state for at least five years prior to his election and shall have been domiciled in the respective district, circuit, or parish for the two years preceding election."

AMENDMENT NO. 2
On page 2, delete lines 1 and 2

AMENDMENT NO. 3
On page 2, at the end of line 8, change "November 7," to "September 30."

AMENDMENT NO. 4
On page 2, line 14, after "of" insert "ten"

AMENDMENT NO. 5
On page 2, line 15, after "judge" change "on certain courts" to "to the supreme court, court of appeal, district court, family court, parish court, or court having solely juvenile jurisdiction"

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Smith to Re-Reengrossed House Bill No. 13 by Representative Greene

AMENDMENT NO. 1
In Senate Floor Amendment No. 6 proposed by Senator Kostelka and adopted in the Senate on June 13, 2006, change "2007" to "2008"

AMENDMENT NO. 2
On page 2, line 16, after "person" delete the remainder of the line and add "who is elected to the office of judge on and after January 1, 2007. (Amends"

AMENDMENT NO. 3
On page 2, line 20, after "person" delete the remainder of the line and add "who is elected to the office of judge on and after January 1, 2007."

AMENDMENT NO. 4
On page 2, delete line 21 in its entirety

AMENDMENT NO. 5
In Senate Floor Amendment No. 8 proposed by Senator Kostelka and adopted in the Senate on June 13, 2006, change "2007" to "2008"

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator N. Gautreaux to Re-Reengrossed House Bill No. 13 by Representative Greene

AMENDMENT NO. 1
On page 1, line 11, after "(A)" insert "(I)"

AMENDMENT NO. 2
In Senate Committee Amendment No. 1 proposed by the Senate Committee on Judiciary A and adopted by the Senate on May 24, 2006, after "election." insert the following:

"(2) The provisions of Paragraph (1) this Section shall not apply to any person who has served as a judge in any court of competent jurisdiction for five years or more."

AMENDMENT NO. 3
On page 2, line 15, after "law" and before "before" insert "for ten years"
Rep. Greene moved that the amendments proposed by the Senate be concurred in.

As a substitute motion, Rep. Richmond moved that the amendments proposed by the Senate be rejected.

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
</tr>
<tr>
<td>Alario</td>
</tr>
<tr>
<td>Arnold</td>
</tr>
<tr>
<td>Baldoe</td>
</tr>
<tr>
<td>Baylor</td>
</tr>
<tr>
<td>Bowler</td>
</tr>
<tr>
<td>Burrell</td>
</tr>
<tr>
<td>Carter, K.</td>
</tr>
<tr>
<td>Cravins</td>
</tr>
<tr>
<td>Damico</td>
</tr>
<tr>
<td>DeWitt</td>
</tr>
<tr>
<td>Dorsey</td>
</tr>
<tr>
<td>Beard</td>
</tr>
<tr>
<td>Bruce</td>
</tr>
<tr>
<td>Bruneau</td>
</tr>
<tr>
<td>Burns</td>
</tr>
<tr>
<td>Carter, R.</td>
</tr>
<tr>
<td>Cazayoux</td>
</tr>
<tr>
<td>Chandler</td>
</tr>
<tr>
<td>Crane</td>
</tr>
<tr>
<td>Crowe</td>
</tr>
<tr>
<td>Daniel</td>
</tr>
<tr>
<td>DeWitt</td>
</tr>
<tr>
<td>Doerge</td>
</tr>
<tr>
<td>Downs</td>
</tr>
<tr>
<td>Durand</td>
</tr>
<tr>
<td>Erdey</td>
</tr>
<tr>
<td>NAYS</td>
</tr>
<tr>
<td>Mr. Speaker</td>
</tr>
<tr>
<td>Alario</td>
</tr>
<tr>
<td>Arnold</td>
</tr>
<tr>
<td>Badon</td>
</tr>
<tr>
<td>Baldone</td>
</tr>
<tr>
<td>Baylor</td>
</tr>
<tr>
<td>Bowler</td>
</tr>
<tr>
<td>Burrell</td>
</tr>
<tr>
<td>Carter, K.</td>
</tr>
<tr>
<td>Cravins</td>
</tr>
<tr>
<td>Curtis</td>
</tr>
<tr>
<td>Damico</td>
</tr>
<tr>
<td>Beard</td>
</tr>
<tr>
<td>Bruce</td>
</tr>
<tr>
<td>Bruneau</td>
</tr>
<tr>
<td>Burns</td>
</tr>
<tr>
<td>Carter, R.</td>
</tr>
<tr>
<td>Cazayoux</td>
</tr>
<tr>
<td>Chandler</td>
</tr>
<tr>
<td>Crane</td>
</tr>
<tr>
<td>Crowe</td>
</tr>
<tr>
<td>Daniel</td>
</tr>
<tr>
<td>DeWitt</td>
</tr>
<tr>
<td>Doerge</td>
</tr>
<tr>
<td>Downs</td>
</tr>
<tr>
<td>Durand</td>
</tr>
<tr>
<td>Erdey</td>
</tr>
<tr>
<td>Total - 37</td>
</tr>
</tbody>
</table>

The amendments proposed by the Senate, failing to receive a two-thirds vote of the elected members, were not concurred in by the House.

Conference Committee appointment pending.

**HOUSE BILL NO. 128—**

*BY REPRESENTATIVE GREENE*

**AN ACT**

To amend and reenact Civil Code Articles 111 and 112, relative to an award of final spousal support; to require necessitous circumstances; and to provide for related matters.

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 128 by Representative Greene

**AMENDMENT NO. 1**

On page 2, delete lines 11 through 18

**AMENDMENT NO. 2**

On page 2, line 19, change "Section 4" to "Section 2"
Rep. Greene moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barrow Jackson Powell, T.
Farrar Jefferson Winston
Hutter Kennard
Total - 8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 439

BY REPRESENTATIVE TOWNSEND

AN ACT

To amend and reenact R.S. 1:13 and R.S. 13:3712(A) and to enact
R.S. 13:3711 and R.S. 24:177, relative to legislation; to
specifically provide that certain elements of a bill are not law;
to provide with respect to legislative journals; to provide with
respect to audio and video recordings of legislative proceedings;
to provide with respect to legislative intent; to define the extent
to which certain elements of a bill are considered to determine
legislative intent; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and
Governmental Affairs to Engrossed House Bill No. 439 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 14, between "one-liner," and "abstract" insert
"summary and adjoining information."

AMENDMENT NO. 2

On page 2, line 15, between "proceeding" and the period "." insert
"contained on the recording or image"

AMENDMENT NO. 3

On page 3, line 12, delete "(a)" and between, "one-liner," and
"abstract" insert "summary and adjoining information."

AMENDMENT NO. 4

On page 3, line 15, between "bill" and the period "." insert "and are
not subject to amendment by the legislature or any committee of the
legislature and shall not constitute proof or indicia of legislative
intent."

AMENDMENT NO. 5

On page 3, line 16, change "(b)" to "(2)" and change "context" to
"content of the bill." and delete line 17

AMENDMENT NO. 6

On page 3, line 18, change "(e)" to "(3)"

AMENDMENT NO. 7

On page 3, line 20, between "note" and the period "." insert and shall
not constitute proof or indicia of legislative intent.

AMENDMENT NO. 8

On page 3, line 21, change "(d)" to "(4)" and at the end of the line
insert "and shall not constitute proof or indicia of legislative intent."
and delete lines 22 and 23

AMENDMENT NO. 9

On page 3, delete lines 24 through 28.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill
No. 439 by Representative Townsend

AMENDMENT NO. 1

On page 3, at the beginning of line 8, change "D." to "(D)"

AMENDMENT NO. 2

On page 3, delete lines 16 and 17 in their entirety

AMENDMENT NO. 3

Delete Amendment No. 5 proposed by the Senate Committee on
Senate and Governmental Affairs and adopted by the Senate on June
8, 2006.
AMENDMENT NO. 4
In Amendment No. 6 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 8, 2006, on page 1, line 18, change “(3)” to “(2)”

AMENDMENT NO. 5
In Amendment No. 8 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 8, 2006, on page 1, line 23, change “(4)” to “(3)”

AMENDMENT NO. 6
On page 3, between lines 23 and 24 insert the following:

“(4) Words and phrases not constituting the substance of an amendment or the recommendations of a conference committee report, and any other legislative staff documents which are not subject to amendment by the legislature or any committee of the legislature, shall not constitute proof or indicia of legislative intent.”

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

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Farrar</td>
</tr>
<tr>
<td>Alario</td>
<td>Faucheux</td>
</tr>
<tr>
<td>Alexander</td>
<td>Frith</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Gallot</td>
</tr>
<tr>
<td>Arnold</td>
<td>Geymann</td>
</tr>
<tr>
<td>Badon</td>
<td>Glover</td>
</tr>
<tr>
<td>Baldone</td>
<td>Gray</td>
</tr>
<tr>
<td>Baudoin</td>
<td>Greene</td>
</tr>
<tr>
<td>Baylor</td>
<td>Guillory, E.</td>
</tr>
<tr>
<td>Beard</td>
<td>Guillory, M.</td>
</tr>
<tr>
<td>Bowler</td>
<td>Hammett</td>
</tr>
<tr>
<td>Bruce</td>
<td>Harris</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Heaton</td>
</tr>
<tr>
<td>Burns</td>
<td>Hebert</td>
</tr>
<tr>
<td>Carter, R.</td>
<td>Hill</td>
</tr>
<tr>
<td>Cazayoux</td>
<td>Honey</td>
</tr>
<tr>
<td>Chandler</td>
<td>Hopkins</td>
</tr>
<tr>
<td>Crane</td>
<td>Hunter</td>
</tr>
<tr>
<td>Cravins</td>
<td>Jackson</td>
</tr>
<tr>
<td>Crowe</td>
<td>Johns</td>
</tr>
<tr>
<td>Curtis</td>
<td>Katz</td>
</tr>
<tr>
<td>Damico</td>
<td>Kenney</td>
</tr>
<tr>
<td>Daniel</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Barteau</td>
<td>LaBruzoo</td>
</tr>
<tr>
<td>DeWitt</td>
<td>LaFleur</td>
</tr>
<tr>
<td>Doerge</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Lambert</td>
</tr>
<tr>
<td>Dove</td>
<td>Lancaster</td>
</tr>
<tr>
<td>Downs</td>
<td>Marchand</td>
</tr>
<tr>
<td>Durand</td>
<td>Martiny</td>
</tr>
<tr>
<td>Erdey</td>
<td>McDonald</td>
</tr>
<tr>
<td>Fannin</td>
<td>McVea</td>
</tr>
<tr>
<td>Total - 95</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Fannin</td>
<td>McVea</td>
</tr>
<tr>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Barrow</td>
<td>Hutter</td>
</tr>
<tr>
<td>Burrell</td>
<td>Jefferson</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Kennard</td>
</tr>
<tr>
<td>Total - 9</td>
<td></td>
</tr>
</tbody>
</table>

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

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 128: Reps. Greene, Ansardi, and Robideaux.

HOUSE BILL NO. 520—
BY REPRESENTATIVE K. CARTER
AN ACT
To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for licensing fees for public adjusters; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 520 by Representative K. Carter

AMENDMENT NO. 1
On page 1, line 13 change “$75.00” to “$55.00”

AMENDMENT NO. 2
On page 1, line 16 change “$75.00” to “$55.00”

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

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Faucheux</td>
</tr>
<tr>
<td>Alario</td>
<td>Frith</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Gallot</td>
</tr>
<tr>
<td>Arnold</td>
<td>Geymann</td>
</tr>
<tr>
<td>Badon</td>
<td>Glover</td>
</tr>
<tr>
<td>Baldone</td>
<td>Gray</td>
</tr>
<tr>
<td>Baudoin</td>
<td>Greene</td>
</tr>
<tr>
<td>Baylor</td>
<td>Guillory, E.</td>
</tr>
<tr>
<td>Beard</td>
<td>Guillory, M.</td>
</tr>
<tr>
<td>Bowler</td>
<td>Hammett</td>
</tr>
<tr>
<td>Bruce</td>
<td>Harris</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Heaton</td>
</tr>
<tr>
<td>Burns</td>
<td>Hebert</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Hill</td>
</tr>
<tr>
<td>Cazayoux</td>
<td>Honey</td>
</tr>
<tr>
<td>Chandler</td>
<td>Hopkins</td>
</tr>
<tr>
<td>Crane</td>
<td>Hunter</td>
</tr>
<tr>
<td>Cravins</td>
<td>Jackson</td>
</tr>
<tr>
<td>Crowe</td>
<td>Johns</td>
</tr>
<tr>
<td>Curtis</td>
<td>Katz</td>
</tr>
<tr>
<td>Damico</td>
<td>Kenney</td>
</tr>
<tr>
<td>Daniel</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Barteau</td>
<td>LaBruzoo</td>
</tr>
<tr>
<td>DeWitt</td>
<td>LaFleur</td>
</tr>
<tr>
<td>Doerge</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Dorsey</td>
<td>Lambert</td>
</tr>
<tr>
<td>Dove</td>
<td>Lancaster</td>
</tr>
<tr>
<td>Downs</td>
<td>Marchand</td>
</tr>
<tr>
<td>Durand</td>
<td>Martiny</td>
</tr>
<tr>
<td>Erdey</td>
<td>McDonald</td>
</tr>
<tr>
<td>Fannin</td>
<td>McVea</td>
</tr>
<tr>
<td>Total - 95</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Fannin</td>
<td>McVea</td>
</tr>
<tr>
<td>Total - 0</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Barrow</td>
<td>Hutter</td>
</tr>
<tr>
<td>Burrell</td>
<td>Jefferson</td>
</tr>
<tr>
<td>Carter, K.</td>
<td>Kennard</td>
</tr>
<tr>
<td>Total - 9</td>
<td></td>
</tr>
</tbody>
</table>
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 669—
BY REPRESENTATIVE M. POWELL
AN ACT
To amend and reenact R.S. 18:1284(C), relative to proposition elections; to provide for the content of the proposition; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Malone to Reengrossed House Bill No. 669 by Representative M. Powell

AMENDMENT NO. 1
On page 1, line 15, after "on" delete the remainder of the line and delete lines 16 and 17 and insert "January 1, 2007."

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

ROLL CALL

The roll was called with the following result:

YEAS

NAYS

ABSENT

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

HOUSE BILL NO. 675—
BY REPRESENTATIVE MCVEA
AN ACT
To enact R.S. 42:1119(B)(2)(a)(v) and (E), relative to nepotism; to allow certain immediate family members of school board members and of superintendents to be promoted to administrative positions in parishes with a population of twenty thousand or less; to allow an immediate family member of an athletic director at a school to be employed as a coach at such school; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 675 by Representative McVeA

AMENDMENT NO. 1
On page 1, line 4 after "twenty" insert "-six"

AMENDMENT NO. 2
On page 1, line 16 after "twenty

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Reengrossed House Bill No. 675 by Representative McVeA

AMENDMENT NO. 1
On page 1, line 2 after "To" insert "amend and reenact R.S. 42:1119(B)(2)(a)(i) and"

AMENDMENT NO. 2
On page 1, line 8 after "R.S." insert "42:1119(B)(2)(a)(i)" is hereby amended and reenacted and R.S."
AMENDMENT NO. 3

On page 1, delete line 14 and insert the following:

"(a)(i) Any local school board may employ any member of the immediate family of any board member or of the superintendent as a classroom teacher or teacher's assistant provided that such family member is certified to teach. Any school board member or superintendent whose immediate family member is employed by the school board shall recuse himself from any decision involving the promotion or assignment of teaching location of such employee."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Barrow Hopkins Powell, T.
Dartez Jefferson Winston
Gallow Kennaard
Herbert LaFleur

Total - 10

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 793—
BY REPRESENTATIVE FRITH

To enact R.S. 42:1111(C)(4), relative to completion of certain contracts by an elected official; to provide for an exception to the prohibition against payments for services rendered by a public servant from a prohibited source; to allow an elected official to receive payment for the completion of certain contracts that commenced prior to his initial election to office; to require notice of such contract to the elected official's governmental entity and the Board of Ethics; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 793 by Representative Frith

AMENDMENT NO. 1

On page 1, line 6, after "office" insert "for a limited period of time"

AMENDMENT NO. 2

On page 1, line 15, after "prohibited" insert "for a period of not more than ninety days following the first day of his initial term of office"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 82
NAYS
Beard Katz Tucker
Bruneau Scalise Walsworth
Crowe Schneider
Total - 8

ABSENT
Badon Guillory, E. LaFleur
Barrow Hutter Lambert
Dartez Jefferson Powell, T.
Downs Kennard Winston
Greene Kleckley
Total - 14

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

HOUSE BILL NO. 1044—
BY REPRESENTATIVES HARRIS, ARNOLD, GALLOT, JEFFERSON, LANCASTER, MONTGOMERY, PITRE, AND SMILEY

To enact R.S. 18:1495.4(H), relative to campaign finance; to provide for the due date of certain campaign finance reports; to provide for an extension of time for candidates in service in the uniformed services; to provide for notice of such service; and to provide for related matters.

Read by title.

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

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 1044 by Representative Harris

AMENDMENT NO. 1

On page 1, line 12, after "days" delete the remainder of the line and on line 13, delete "of such service" and insert "past the deadlines otherwise required by law"

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

ROLL CALL

The roll was called with the following result:

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

Total - 94

NAYS
Hutter Strain
Total - 0

ABSENT

Barrow Kennard Scalise
Dartez LaFleur Winston
Downs Powell, T.
Jefferson Richmond
Total - 10

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

HOUSE BILL NO. 1056—
BY REPRESENTATIVE FARRAR AND SENATOR MURRAY

To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71 through 1210.87, relative to the licensure of claims adjusters; to provide for definitions; to provide for a license; to provide for a license application; to provide for resident and nonresident licenses; to provide for limited licenses; to provide for catastrophic or emergency registration; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, nonrenewal, or revocation of a license; to provide for continuing education; to provide for referrals by insurers; to provide for standards of conduct; to provide for penalties; to provide for powers of the commissioner of insurance; to provide for regulations; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 479—
BY REPRESENTATIVE FARRAR

To amend and reenact R.S. 22:1410(A)(1) and 2092.2(17)(b)(vi) and to enact R.S. 22:1409(G)(2)(e) and 2092.5.1, relative to title insurance; to provide for contents of title opinions; to authorize a certain organization to make filings for their members; to provide title insurers the ability to seek permission to file a deviation from certain rates; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.
SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 479 by Representative Farrar

AMENDMENT NO. 1
On page 3, at the beginning of line 15, insert "A."

AMENDMENT NO. 2
On page 3, after line 22, insert the following:

"B. Notwithstanding any provision of law to the contrary, title insurers and title insurance rating organizations shall not be required to file with the commissioner of insurance, the Louisiana Insurance Rating Commission, or any other entity, individual loss, or expense information for any purpose other than statistical reporting associated with a statistical plan."

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 479 by Representative Farrar

AMENDMENT NO. 1
In Senate Committee Amendment No. 2, proposed by the Senate Committee on Insurance and adopted by the Senate on June 1, 2006, on page 1, line 8 after "purpose" insert "associated with ratemaking"

AMENDMENT NO. 2
In Senate Committee Amendment No. 2, proposed by the Senate Committee on Insurance and adopted by the Senate on June 1, 2006, on page 1, at the end of line 9, after "plan." add the following:

"Notwithstanding the foregoing, nothing in this Section shall be construed to constrain access to the books and records of any title insurer doing business in the state of Louisiana by the commissioner of the Department of Insurance."

AMENDMENT NO. 3
On page 3, line 18, after "discriminatory." delete the remainder of the line and delete lines 19 through 22 in their entirety.

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

ROLL CALL
The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Fannin</th>
<th>McVea</th>
<th>Carter, K.</th>
<th>Hill</th>
<th>Smith, G.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Alario</td>
<td>Farrar</td>
<td>Montgomery</td>
<td>Carter, R.</td>
<td>Honey</td>
<td>Smith, J.D.–50th</td>
</tr>
<tr>
<td>Alexander</td>
<td>Faucheur</td>
<td>Morris</td>
<td>Cazayoux</td>
<td>Hopkins</td>
<td>Smith, J.H.–8th</td>
</tr>
<tr>
<td>Ansardi</td>
<td>Frith</td>
<td>Odinet</td>
<td>Crane</td>
<td>Hunter</td>
<td>Smith, J.R.–30th</td>
</tr>
<tr>
<td>Arnold</td>
<td>Gallot</td>
<td>Pierre</td>
<td>Cravins</td>
<td>Hutter</td>
<td>Strain</td>
</tr>
<tr>
<td>Badon</td>
<td>Geymann</td>
<td>Pinac</td>
<td>Crowe</td>
<td>Jackson</td>
<td>Thompson</td>
</tr>
<tr>
<td>Baldone</td>
<td>Glover</td>
<td>Pitre</td>
<td>Curtis</td>
<td>Johns</td>
<td>Townsend</td>
</tr>
<tr>
<td>Baudouin</td>
<td>Gray</td>
<td>Powell, M.</td>
<td>Damico</td>
<td>Katz</td>
<td>Toomy</td>
</tr>
<tr>
<td>Baylor</td>
<td>Greene</td>
<td>Quezaire</td>
<td>Daniel</td>
<td>Kenney</td>
<td>Triche</td>
</tr>
<tr>
<td>Beard</td>
<td>Guilory, E.</td>
<td>Rich mond</td>
<td>Dartez</td>
<td>Kleckley</td>
<td>Tucker</td>
</tr>
<tr>
<td>Bowler</td>
<td>Guilory, M.</td>
<td>Ritchie</td>
<td>DeWitt</td>
<td>Labruzzo</td>
<td>Waddell</td>
</tr>
<tr>
<td>Bruce</td>
<td>Hammet</td>
<td>Robideaux</td>
<td>Doerge</td>
<td>LaFleur</td>
<td>Walsworth</td>
</tr>
<tr>
<td>Bruneau</td>
<td>Harris</td>
<td>Romero</td>
<td>Dorsey</td>
<td>Lambert</td>
<td>White</td>
</tr>
<tr>
<td>Burns</td>
<td>Heaton</td>
<td>Scalise</td>
<td>Dove</td>
<td>Lancaster</td>
<td>Wooton</td>
</tr>
<tr>
<td>Burrell</td>
<td>Hebert</td>
<td>Schneider</td>
<td>Durand</td>
<td>Martiny</td>
<td></td>
</tr>
<tr>
<td>Total - 94</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NAYS

Total - 0

ABSENT

Barrow | LaFonta | Walker |
| Chandler | Powell, T. | Winston |
| Jefferson | Smiley | |
| Kennard | Trahan | |
| Total - 10 | | |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 870—
BY REPRESENTATIVES DAMICO AND SALTER
AN ACT
To enact R.S. 30:2014.5, relative to expedited permits; to authorize the secretary of the Department of Environmental Quality to develop and implement an expedited permitting processing program; to provide for fees paid to the Department of Environmental Quality for processing certain permits; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 870 by Representative Damico

AMENDMENT NO. 1
On page 1, delete lines 10 through 14

AMENDMENT NO. 2
On page 1, line 15, change "B." to "A."

AMENDMENT NO. 3
On page 1, line 20, change "C." to "B."
The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1094 by Representative M. Powell

AMENDMENT NO. 1

On page 1, lines 2 and 6, after "R.S. 48:250.3(D)(2)" delete "(D)(2)"

AMENDMENT NO. 2

On page 1, line 8, after "letters of interest;" insert "statement of qualifications;"

AMENDMENT NO. 3

On page 1, delete lines 11 through 15 and insert as follows:

"A. Definition. "Design-builder" means the entity contractually responsible for delivering the project design and construction.

B. Design-builder licensing. To qualify for design-build contracting with the department, a single legal entity shall possess professional engineering design capability and qualified construction contracting capability. Each design-builder shall be, employ, or have as a partner, member, co-venturer, or subcontractor, persons or a firm with persons who are duly licensed and registered to provide the services required to complete the project and do business in this state. The standard professional engineer and land surveyor qualifications as provided for in R.S. 37:681 et seq., the rules and regulations of the Louisiana Professional Engineering and Land Surveying Board, and the department's standard technical qualification requirements for firms providing professional engineering and land surveying services as provided for in R.S. 48:290 shall apply to the components providing design services, and the standard contractor qualifications as provided for in R.S. 37:2150 et seq., and the current rules and regulations of the State Licensing Board for Contractors shall apply to the components providing construction services and the design-build entity design-builder, based upon the applicable categories for the specific project. All licenses for each component shall be issued obtained prior to the closing date for submittal of letters of interest to or concurrent with award of the project to the selected design-builder by the department.

C. Letter of interest. (1) A notice of intent to select a single legal entity for design-build services and to request letters of interest and statements of qualifications from qualified firms or teams for a design-build project shall be distributed by the department through advertisement in the Daily Journal of Commerce, the Baton Rouge Advocate, by appearance on the Department of Transportation and Development's internet home page, and by other means to ensure adequate response, including newspapers, trade journals, and other forms of media which may be appropriate for specialty services. All notices of intent shall be advertised a minimum of thirty days prior to the deadline for receipt of responses and shall contain a brief description of the project, the required scope of services, and the standard professional engineer and land surveyor qualifications as provided for in R.S. 37:681 et seq., the rules and regulations of the Louisiana Professional Engineering and Land Surveying Board, and the department's standard technical qualification requirements for firms providing professional engineering and land surveying services as provided for in R.S. 48:290 shall apply to the components providing design services, and the standard contractor qualifications as provided for in R.S. 37:2150 et seq., and the current rules and regulations of the State Licensing Board for Contractors shall apply to the components providing construction services and the design-build entity design-builder, based upon the applicable categories for the specific project. All licenses for each component shall be issued obtained prior to the closing date for submittal of letters of interest to or concurrent with award of the project to the selected design-builder by the department.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Geymann Montgomery
Alario Glover Morrish
Ansardi Gray Odinet
Arnold Guillory, E. Pierre
Badon Guillory, M. Pinac
Baldone Hammett Pitre
Baylor Harris Quezaire
Bruce Heaton Richmond
Bruneau Hebert Ritchie
Burns Hill Robideaux
Burrell Honey Romero
Carter, K. Hopkins Smith, G.
Carter, R. Hunter Smith, J.D.–50th
Cazayoux Hutter Smith, J.H.–8th
Crane Jackson Smith, J.R.–30th
Curts Johns St. Germain
Damicco Kenney Thompson
Daniel Kleckley Toomy
DeWitt LaBrazzo Townsend
Doerge LaFleur Trahan
Dorsay LaFonta Triche
Dove Lambert Tucker
Dudru Lancaster Waddell
Fannin Marchand Walker
Farrar Martiny Wooton
Frith McDonald
Gallot McVea
Total - 79

NAYS

Alexander Crowe Schneider
Baudoin Erdey Smiley
Beard Greene Strain
Bowler Katz Walsworth
Cravins Powell, M. White
Total - 15

ABSENT

Barrow Faucheux Scalise
Chandler Jefferson Winston
Dartez Kennard
Downs Powell, T.
Total - 10
interest and statement of qualifications. The department may readvertise the notice of intent using additional media or publications in an attempt to solicit additional responses if the number of responses received by the department is inadequate.

(2) (a) The department may use a private design professional to develop the description of the project and the required scope of services; however, if the department uses a private design professional, the private design professional shall be selected in accordance with the provisions of R.S. 48:291(A).

(b) The description of the project and the required scope of services shall include design criteria, analyses, reports, and cost estimates for the design-build project as prepared by a private design professional or the department.

(c) The design-build entity shall include a registered design professional who shall be independent from the department’s private design professional and shall be named in the design-build entity’s proposal.

D. Request for Qualifications. The department shall provide a request for qualifications package to any design-builder who submits a letter of interest. The department shall identify all required information in the notice of intent for qualifications package and in the standard response forms provided by the department. The notice of intent response to a request for qualifications package shall include statements of qualification by credentials and experience of design component members for the areas of expertise specific to the project and statements of qualification by experience and resources of the construction team component. The completed response form and any other required information shall be transmitted to the department by the responding entity prior to the deadline to submit such forms and information as provided in the notice of intent request for qualifications package. Any response failing to meet all of the requirements contained in the notice of intent request for qualifications package shall not be considered by the department. False or misrepresented information furnished in response to a notice of intent request for qualifications shall be grounds for rejection by the department.

E. Primary evaluation committee shall evaluate the letters of interest from qualifications of responding entities on the basis of the criteria set forth in this Subsection and.

AMENDMENT NO. 4
On page 1, line 17, after “three” delete the remainder of the line and insert “responses”

AMENDMENT NO. 5
On page 2, delete line 6 and insert the following:

“E. (1) Depending upon the complexity of the project and the degree of flexibility in the approach to design and construction methods, the specific requirements of the technical proposal shall be identified by the department to the entities making the short list by means of a ‘Scope of Services Package.’ Generally, the technical proposal shall include discussions of design strategy and preliminary design concepts, construction sequencing, techniques, materials, and methods, the schedule for commencement and completion of all phases of work, and a lump sum cost for all services in fulfillment of the requirements and within the constraints of the ‘Scope of Services Package.’

(2) For more complex projects and projects with scopes which permit flexibility and innovation in the design and construction approach, the department shall compensate unsuccessful and responsive short-listed entities for the expense of preparing the technical proposal. The amount of compensation to be paid for the technical proposal shall be predetermined by the department and shall be revealed to the entity at the time the entity is notified of its selection to the short list included in the department’s scope of services package. The department may use concepts submitted by any paid short-listed entity to design and construct the project.

F. General. The chief engineer, with concurrence of the secretary, shall establish a technical review committee for evaluation of design-build proposals. The technical review committee shall include representatives from the construction, road design, bridge design, and planning sections of the department. The chief engineer, with concurrence of the secretary, shall assign a project manager, who shall become the chairman of the technical review committee for the project. The technical review committee, including the project manager, shall identify specific technical elements of the project, depending on the characteristics of the project, to be included in the final score. Additionally, the chief engineer, with concurrence of the secretary, may select additional department engineering and technical experts, and nationally recognized design-build experts to serve as committee members to score each technical element of the project. Members of the technical review committee shall not have served as members of the primary evaluation committee. Each member of the technical review committee shall make his scoring of assigned elements available for public review. Such scores shall be considered public record.

G. An adjusted score approach shall be used by the department in determining the winning proposal. An adjusted score shall be determined using the following three components:

(a) The technical score determined by the technical review committee. Weighing factors may be assigned to each element depending on its relative magnitude or significance to the overall project. Each technical review committee member shall rate his assigned element of the proposal from each of the entities on the short list and shall submit such scores to the chairman of the technical review committee. The schedule and price bid shall not be made known to the technical review committee during the scoring process. The chairman of the technical review committee shall adjust the scores for any applicable weighing factors and shall determine the total technical score for each proposal.

(ii) Prior to determining the adjusted score, the chairman of the technical review committee shall notify each design-build proposer, in writing, of each proposer’s final total technical score. A proposer may request, in writing, not later than ten business days from the date of the chairman’s notice, a review of its final total technical score by the chief engineer or his designated representative. If any proposer requests a review of its total technical score, the chief engineer shall hold a hearing to review such within a reasonable time after the request has been received by the chief engineer. The chief engineer shall give the requesting proposer reasonable notice of the time and place of such hearing. The requesting proposer may appear at the
§250.2. Design-build contracts; administration

On page 1, between lines 6 and 7, insert as follows:

**AMENDMENT NO. 5**

On page 1, line 6, change “is” to “and 443(A) are”

**AMENDMENT NO. 6**

On page 1, line 2, after “R.S. 48:250.3(D) is” and insert “R.S. 48:250.2(C) and 250.3 are”

**AMENDMENT NO. 7**

On page 2, after line 6, insert as follows:

“C. This pilot program shall be limited in duration to allow use of the design-build method to construct the new Mississippi River Bridge at St. Francisville (connection to US 61) including approach structures and connecting roadways, which project is included in the Transportation Infrastructure Model for Economic Development program, and Interstate 49 North from Interstate 20 in the city of Shreveport to the Louisiana/Arkansas border, or any portion thereof. Additionally, the secretary may also select an additional project to utilize the design-build method; however, the cost of the additional project shall not exceed five million dollars.

* * *

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Ellington to Engrossed House Bill No. 1094 by Representative M. Powell

**AMENDMENT NO. 1**

Delete Senate Committee Amendment No. 1, proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 1, 2006

**AMENDMENT NO. 2**

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on May 1, 2006, on page 1, line 31, after “Advocate,” insert “the Shreveport Times.”

**AMENDMENT NO. 3**

On page 1, line 2, after “reenact” delete "R.S. 48:250.3(D)(2)" and insert "R.S. 48:250.2(C) and 250.3"

**AMENDMENT NO. 4**

On page 1, line 4, after “proposals,” insert “to provide relative to qualifications of competing firms; to provide relative to procedures for evaluation and selection of a design-builder; to provide relative to the compensation of competing firms for their proposals; to provide relative to hearings on final decisions; to include a specified project in a pilot program using a design-build method implemented by the department;”

**AMENDMENT NO. 5**

On page 1, line 6, after "Section 1." delete "R.S. 48:250.3(D)(2) is” and insert "R.S. 48:250.2(C) and 250.3 are"

**AMENDMENT NO. 6**

On page 1, between lines 6 and 7, insert as follows:

“§250.2. Design-build contracts; administration

* * *
appraiser or real estate specialist in the regular employ of the department, or a designated appraiser or a candidate for designation by a national appraisal organization or a licensed Louisiana appraiser certified pursuant to the Louisiana Real Estate Appraisers Law, who are: The person performing the estimate shall be familiar with land values in the vicinity of the property to be taken and shall conduct the appraisal in accordance with real estate appraisal guidelines.

* * *

Rep. Michael Powell moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker  Farrar  Odet
Alario  Faucheux  Pierre
Alexander  Frith  Pinac
Ansardi  Gallot  Pite
Badon  Geymann  Powell, M.
Badlone  Glover  Richmond
Baudoin  Greene  Ritchie
Bayor  Guillery, E.  Robideaux
Beard  Guillery, M.  Romero
Bowler  Hammett  Scalise
Bruce  Harris  Schneider
Bruean  Hebert  Smiley
Burns  Honey  Smith, G.
Burrell  Hopkins  Smith, J.D.–50th
Carter, R.  Hutter  Smith, J.H.–8th
Cazayoux  Jackson  Smith, J.R.–30th
Chandler  Johns  St. Germain
Crane  Kats  Strain
Cravins  Kenney  Thompson
Crowe  Kleckley  Toomy
Curtis  LaBuzzo  Trahan
Daniel  LaFleur  Triche
DeWitt  LaFonta  Tucker
Doerge  Lambert  Waddell
Dorsey  Lancaster  Walker
Dove  Martiny  Walsworth
Durand  McDonald  White
Eredy  Montgomery  Wooton
Fannin  Morrish
Total - 86

NAYS
Arnold  Hunter  Marchand
Carter, K.  Total - 4

ABSENT
Barrow  Heaton  Powell, T.
Damico  Hill  Quezaire
Dartez  Jefferson  Townsend
Downs  Kenard  Winston
Gray  McVeag
Total - 14

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1217—
BY REPRESENTATIVES K. CARTER, ALEXANDER, ANSARDI, BOWLER, AND WALKER
AN ACT
To enact Chapter 4 of Code Title XIX of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:4241 through 4276, relative to arbitration; to provide for the International Commercial Arbitration Act; to provide for definitions; to provide for court intervention; to provide for arbitration agreements; to provide for the arbitral tribunal; to provide for jurisdiction; to provide for procedures; to provide for the making of awards; to provide for settlements; to provide for recourse; to provide for recognition; to provide for enforcement; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1217 by Representative K. Carter

AMENDMENT NO. 1
On page 10, line 27, following “R.S.9:” and before “the arbitral” change “4266(A),” to “4263(A),”

AMENDMENT NO. 2
On page 11, line 2, following “ R.S.9:” and before “the arbitral” change “4266(A),” to “4263(A),”

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker  Farrar  McDonald
Alario  Faucheux  Montgomery
Alexander  Frith  Morris
Ansardi  Gallot  Odet
Arnold  Geymann  Pierre
Badon  Glover  Pinac
Baldone  Gray  Pite
Baudoin  Greene  Smith, M.
Bayor  Guillery, E.  Quezaire
Beard  Guillery, M.  Richmond
Bowler  Hammett  Ritchie
Bruce  Harris  Robideaux
Bruean  Hebert  Romero
Burns  Hebert  Scalie
Carter, K.  Hill  Schneider
Carter, R.  Honey  Smiley
Cazayoux  Hopkins  Smith, G.
Crane  Hutter  Smith, J.D.–50th
Cravins  Jackson  Smith, J.H.–8th
Crowe  Johns  Smith, J.R.–30th
Dameo  Katz  St. Germain
Daniel  Kenney  Toomy
DeWitt  Kleckley  Toomy
Doerge  LaBuzzo  Trahan
Dorsey  LaFleur  Triche
Dove  LaFonta  Tucker
Downs  Lambert  Waddell
Total - 86

NAYS
Arnold  Hunter  Marchand
Carter, K.  Total - 4

ABSENT
Barrow  Heaton  Powell, T.
Damico  Hill  Quezaire
Dartez  Jefferson  Townsend
Downs  Kenard  Winston
Gray  McVeag
Total - 14

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1240—
BY REPRESENTATIVE FRITH
AN ACT
To enact R.S. 47:6024, relative to ad valorem or personal property taxes imposed by political subdivisions; to exempt cooperative endeavors and joint ventures owned or controlled by rural hospital service districts; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1240 by Representative Frith

AMENDMENT NO. 1
On page 1, change "enact R.S. 47:6024" to "amend and reenact R.S. 47:1837.1(F) and to enact R.S. 47:1837.1(G) and 6024"

AMENDMENT NO. 2
On page 1, line 4, between "date;" and "and" insert the following:
"to authorize the Louisiana Tax Commission to convey or transfer certain historical information;"

AMENDMENT NO. 3
On page 2, between lines 9 and 10 insert the following:
"Section 2. R.S. 47:1837.1(F) is hereby amended and reenacted and R.S. 47:1837.1(G) is hereby enacted to read as follows:
§1837.1. Program for a statewide ad valorem tax assessment database; creation

*   *   *

F. The Louisiana Tax Commission shall not sell, lease, rent, or otherwise convey or transfer to any individual or other entity for use in a business any current or historical information received by it pursuant to the provisions of this Section.

G. Upon request, the Louisiana Tax Commission may convey or transfer to any taxpayer, in electronic form, historical information held by the commission pursuant to the provisions of this Section and viewable from the commission's web site, if the information is at least one year old at the time of the request."

AMENDMENT NO. 4
On page 2, line 10, change "Section 2." to "Section 3."

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Farrar Montgomery
Alario Faucheux Odinet
Alexander Frith Pierre
Ansardi Gallot Pinac
Arnold Geymann Pitre
Badon Glover Powell, M.
Baldone Gray Quezaire
Baudoin Greene Richmond
Baylor Guillory, E.
Beard Guillory, M.
Bowler Hammett 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
Crowe Johns Thompson
Damico Katz Toomy
Daniel Kenney Townsend
DeWitt Kleckley Trahan
Doerge LaBruzio Tiche
Dorsey LaFleur Tucker
Dove LaFonta Walker
Downs Lambert Waddell
Durand Marchand Walker
Erdey Martiny White
Fannin McDonald Wooton
Total - 90

NAYS

Total - 0

ABSENT

Barrow Harris Morrish
Bruce Jefferson Powell, T.
Cravins Kennard Walsworth
Curtis Lancaster Winston
Dartez McVea
Total - 14

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

HOUSE BILL NO. 1291—
BY REPRESENTATIVES ERDEY, R. CARTER, FAUCHEUX, AND WHITE
AN ACT
To enact R.S. 49:155.6, relative to state symbols; to provide the state cajun poem to be "I Am Louisiana" by Paul Ott; and to provide for related matters.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 1291 by Representative Erdey

AMENDMENT NO. 1
On page 1, line 2, change "cajun" to "cultural"

AMENDMENT NO. 2
On page 1, line 6, change "cajun" to "cultural"

AMENDMENT NO. 3
On page 1, line 7, in both places on the line change "cajun" to "cultural"

AMENDMENT NO. 4
On page 1, line 13, change "Zack" to "Zach"

AMENDMENT NO. 5
On page 2, line 2, change "filet" to "file"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Total - 0

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

HOUSE BILL NO. 1293—

BY REPRESENTATIVE JACK SMITH

AN ACT

To amend and reenact R.S. 51:1783(6) and (7) and 1787(A)(1), (B)(2)(a), (C)(1), (D)(2)(a), (F), and (H)(1)(a), relative to the rebate of sales and use taxes pursuant to the Louisiana Enterprise Zone Act; to provide for the rebate of local sales and use taxes; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 1293 by Representative Jack Smith

AMENDMENT NO. 1
On page 1, line 14, after "subdivision" insert ", and the office of sheriff in the case of a law enforcement district,"

AMENDMENT NO. 2
On page 2, line 8, after "subdivision" insert ", including the office of sheriff in the case of a law enforcement district,"

AMENDMENT NO. 3
On page 2, line 29, after "subdivision" insert "or the written approval of the office of sheriff in the case of a law enforcement district,"

AMENDMENT NO. 4
On page 3, line 1, after "resolution" insert "or letter of approval" and after "governing body" insert "or sheriff's office"

AMENDMENT NO. 5
On page 3, line 4, after "governing body" insert "or sheriff's office"

AMENDMENT NO. 6
On page 3, line 12, after "subdivision" insert ", including the office of sheriff in the case of a law enforcement district"

AMENDMENT NO. 7
On page 4, line 4, after "subdivision" insert "or the written approval of the office of sheriff in the case of a law enforcement district,"

AMENDMENT NO. 8
On page 4, line 5, after "resolution" insert "or letter of approval" and after "governing body" insert "or sheriff's office"
AMENDMENT NO. 9
On page 4, line 8, after "governing body" insert "or sheriff's office"

AMENDMENT NO. 10
On page 4, line 10, after "subdivision" insert "or sheriff's office"

AMENDMENT NO. 11
On page 4, line 13, after "subdivision" insert "or sheriff's office"

AMENDMENT NO. 12
On page 4, line 21, after "subdivision" insert "or the written approval of the office of sheriff in the case of a law enforcement district"

AMENDMENT NO. 13
On page 4, line 22, after "resolution" insert "or letter of approval" and after "governing body" insert "or sheriff's office"

AMENDMENT NO. 14
On page 4, line 25, after "governing body" insert "or sheriff's office"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1302—
BY REPRESENTATIVE BURNS

AN ACT
To provide relative to the interruption of prescription for property damage claims related to Hurricanes Katrina and Rita; to establish legislative intent; to provide for the interruption of prescription for one year; to authorize suit for declaratory judgment; to provide an emergency effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Schedler to Engrossed House Bill No. 1302 by Representative Burns

AMENDMENT NO. 1
On page 2, at the beginning of line 21, change "interrupts" to "prevents the running of"

AMENDMENT NO. 2
On page 2, line 22 after "any" delete the remainder of the line and at the beginning of line 23, delete "and defined by R.S. 22:6(10) through (15)," and insert in lieu thereof "homeowners' insurance policy, including tenant and condominium policies, personal property insurance policy, commercial property insurance policy, or flood insurance policy, on any automobile or fleet policy for loss or damage to an insured's vehicle caused by flood, wind, or rain, or on any policy for loss or damage to crop or livestock."

AMENDMENT NO. 3
On page 3, line 7, after "institute" and before "an" insert ", on or before ten days after the effective date of this Act,"

AMENDMENT NO. 4
On page 3, line 13, change "Act" to "Section"

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

ROLL CALL

The roll was called with the following result:

YEAS

Barrow, Jefferson
Dartez, Kennard
Greene, McVea
Jackson, Morrish

Total - 11

ABSENT

Barrow, Jefferson
Dartez, Kennard
Greene, McVea
Jackson, Morrish

Total - 11

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

The above bill was taken up with the amendments proposed by the Senate.
AMENDMENT NO. 2
On page 1, line 5, after "primary;" delete the remainder of the line and delete lines 6 through 8 and at the beginning of line 9; delete "existing date;" and insert "to provide relative to the dates of candidate qualifying for certain municipal and ward officers;"

AMENDMENT NO. 3
On page 1, line 12, after "and (F)(3)," and before "1280.21," insert "467(3),"

AMENDMENT NO. 4
On page 2, delete lines 16 through 23

AMENDMENT NO. 5
On page 4, between lines 10 and 11, insert the following:

"§467. Opening of qualifying period
The qualifying period for candidates in a primary election shall open:

* * *

(3) For candidates in a primary election for municipal and ward officers who are not elected at the same time as the governor or members of congress in municipalities with a population of less than four hundred seventy-five thousand and those in any special primary election to be held at the same time, on the second Wednesday in February of the year of the election, unless the primary election is held on the second Tuesday in March, in such case the qualifying period for candidates in such primary election shall open on the first second Wednesday in January December of the year of the election.

* * *

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

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 Glover Pitre
Baudoin Gray Powell, M.
Bayler Greene Quezaire
Beard Guillory, E. Richmond
Bowler Guillory, M. Robideaux
Bruce Hammett Romero
Bruneau Harris Scalise
Burns Heaton Schneider
Burrell Hebert Smiley
Carter, K. Hill Smith, G.
Carter, R. Hopkins Smith, J.H.–8th
Chandler Hutter Smith, J.R.–30th
Crane Jackson Strain
Cravins Johns Thompson
Crowe Johns Townsend

NAYS

Mr. Speaker Fannin McVea
Alario Farrar Montgomery
Alexander Faucheux Morrish
Ansardi Frith Odinet
Arnold Gallot Pierre
Badon Geymann Pitre
Baudoin Grant Powell, M.
Bayler Greene Quezaire
Beard Guillory, E. Richmond
Bowler Guillory, M. Robideaux
Bruce Hammett Romero
Bruneau Harris Scalise
Burns Heaton Schneider
Burrell Hebert Smiley
Carter, K. Hill Smith, G.
Carter, R. Hopkins Smith, J.H.–8th
Chandler Hutter Smith, J.R.–30th
Crane Jackson Strain
Cravins Johns Thompson
Crowe Johns Townsend

ABSENT

Barrow Jefferson Ritchie
Curtis Kenard Robideaux
Darroz McVea Scalise
Downs Morrish Winston
Greene Powell, T.

Total - 14
The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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.

HOUSE BILL NO. 1384 (Substitute for House Bill No. 928 by Representative K. Carter) — BY REPRESENTATIVE K. CARTER

To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71 through 1210.88, and to repeal R.S. 22:1476, relative to insurance adjusters; to provide for the qualification and license requirements of public adjusters; to provide for definitions; to provide for the requirement of a license; to provide for the application for license; to provide for resident and nonresident licenses; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, nonrenewal, or revocation of a license; to provide for evidence of financial responsibility; to provide for continuing education; to provide for limitations on contracts between public adjusters and insureds; to provide for retention of records; to provide for standards of conduct; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1384 by Representative K. Carter

AMENDMENT NO. 1

On page 12, delete lines 1 through 3

AMENDMENT NO. 2

On page 12, line 4 change "(9)" to "(8)"

AMENDMENT NO. 3

On page 12, line 6 change "(10)" to "(9)"

AMENDMENT NO. 4

On page 12, line 8 change "(12)" to "(11)"

AMENDMENT NO. 5

On page 12, line 10 change "(13)" to "(12)"

AMENDMENT NO. 6

On page 12, line 12 change "(14)" to "(13)"

AMENDMENT NO. 7

On page 12, line 14 change "(15)" to "(14)"

AMENDMENT NO. 8

On page 12, line 16 change "(16)" to "(15)"

AMENDMENT NO. 9

On page 12, delete lines 22 and 23 and in insert in lieu thereof the following:

"actions, for the following:

(1) Having been convicted of a serious crime involving fraudulent, coercive, or dishonest practices or demonstrating incompetence, untrustworthiness, or financial irresponsibility in the conduct of business in this state or elsewhere.

(2) Engaging in the unauthorized practice of law as defined in R.S. 37:212 and 213."

AMENDMENT NO. 10

On page 16, line 27 after "(2)" delete the rest of the line and delete lines 28 and 29 and insert in lieu thereof the following:

"(a) When any payment on a claim is made and the insured is represented by a public adjuster, the insurer’s check or checks may be made payable to the insured and the public adjuster when all of the following occurs:

(i) The amount of the check does not exceed the public adjuster’s fee.

(ii) The amount of the fee is indicated in a written compensation agreement signed by the insured.

(iii) The balance of the proceeds, not included in the check made payable to the insured and the public adjuster, is made payable to the insured or to the insured and other lienholder or holders as is required by law.

(b) Should a dispute arise between a public adjuster and the insured with which he contracts, the public adjuster is prohibited from acting in any manner which would interfere with or cause the
insured not to receive the undisputed portion of the insurance
proceeds. Should the insured’s check, which contains that amount
not associated with the public adjuster’s fee, be mailed to or received
by the public adjuster, the public adjuster shall promptly present the
check to the insured.

AMENDMENT NO. 11
On page 19 line 28 delete ”, recommend”

AMENDMENT NO. 12
On page 20, line 2 after ”employed.” insert the following:
”Nothing herein shall be interpreted to prevent a public adjuster from
recommending a particular attorney, contractor or subcontractor;
however, the public adjuster is prohibited from collecting any fee,
compensation, or thing of value for such referral .

AMENDMENT NO. 13
On page 20, line 9 after ”independent adjuster” insert ”in Louisiana”

AMENDMENT NO. 14
On page 20, line 19 after ”services” insert ”to the insured”

AMENDMENT NO. 15
On page 20, line 20 after ”injury” insert a ”,” and delete the rest of the
line.

AMENDMENT NO. 16
On page 20, line 21 after ”(7)” delete the rest of the line and delete
line 22 and insert in lieu thereof the following:
”A public adjuster shall not render legal advice to the insured,
including but not limited to legal advice regarding the policy
provisions or coverage issues.”

AMENDMENT NO. 17
On page 21, delete line 12 in its entirety.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker   Erdey   Marchand
Alario        Fannin  Martiny
Alexander     Farrar  McDonald
Ansardi       Fauchex McVea
Arnold        Frith   Montgomery
Badon         Gallot  Odinet
Baldone       Geymann Pierre
Baudoin       Glover  Pinac
Baydar        Gray    Pitre
Beard         Greene  Powell, M.
Bruce         Guillory, E. Quezaire
Brunoie       Guillory, M. Rich mond
Burns         Hammett Robideaux
Burrell       Harris  Romero
Carter, K.    Heaton  Scalese
Carter, R.    Hebert  Schneider
Cazayoux      Hill    Smiley
Chandler      Honey   Smith, G.
Crane         Hopkins Smith, J.D.–50th
Cravins       Hunter  Smith, J.H.–8th
Crowe         Hutter  Smith, J.R.–30th
Curtis        Jackson Strain
Dancio        Johns   Thompson
Daniel        Katz    Toomy
Dartez        Kenney  Townsend
DeWitt        Kleckley Tucker
Doerge        LaBrauzo Walker
Dorsey        Lafleur Walker
Dove’         LaFonta Walker
Downs         Lambert White
Durand        Lancaster Wooton

NAYS

Bowler        Walsworth

ABSENT

Barrow        Morrish  St. Germain
Jefferson     Powell, T. Triche
Kennard       Ritchie  Winston

Total - 93

Total - 2

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

HOUSE BILL NO. 287—
BY REPRESENTATIVE WALKER
AN ACT

To amend and reenact R.S. 13:3881(A)(2) and to enact R.S.
13:3881(A)(7), relative to exemptions from seizure; to provide
for the exemption from seizure of certain motor vehicles; and to
provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to
Engrossed House Bill No. 287 by Representative Walker

AMENDMENT NO. 1
On page 2, delete line 8, and insert “vehicle per household which
vehicle is substantially modified, equipped, or fitted for the purposes
of adapting its use to the physical disability of the debtor or his
family and is used by the debtor or his family for the transporting of
such disabled person for any use.”

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Engrossed House
Bill No. 287 by Representative Walker

AMENDMENT NO. 1
Delete Senate Committee Amendment No. 1 proposed by the Senate
Committee on Judiciary A and adopted by the Senate on June 12,
2006

AMENDMENT NO. 2
On page 1, line 2, after ”R.S. 13:3881(A)(7)” insert ”and (8)”

AMENDMENT NO. 3
On page 1, at the beginning of line 7, change ”13:3881(A)(7)” to
”13:3881(A)(7) and (8)”
AMENDMENT NO. 4
On page 2, between lines 10 and 11, insert the following:

"(8) Seven thousand five hundred dollars in equity value for one
motor vehicle per household which vehicle is substantially modified,
equipped, or fitted for the purposes of adapting its use to the physical
disability of the debtor or his family and is used by the debtor or his
family for the transporting of such disabled person for any use."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Fannin  McVea
Alario  Farrar  Montgomery
Alexander  Faucheux  Odinet
Ansardi  Frith  Pierre
Arnold  Gallot  Pinac
Badon  Geymann  Pitre
Baldone  Glover  Powell, M.
Baudoin  Gray  Quezaire
Baylor  Greene  Richmond
Beard  Guillory, E.  Robideaux
Bowler  Guillory, M.  Romero
Bruce  Hammet  Seals
Brunau  Harris  Schneider
Burns  Hebert  Smiley
Burrell  Hill  Smith, G.
Carter, K.  Hopkins  Smith, J.D.–50th
Carter, R.  Hopkins  Smith, J.H.–8th
Cazayoux  Hunter  Smith, J.R.–30th
Chandler  Hutter  St. Germain
Crane  Jackson  Strain
Cravins  Johns  Thompson
Crowe  Katz  Toomy
Damico  Kenney  Townsend
Dartez  Kleckley  Trahan
DeWitt  LaBruzio  Triche
Doerge  LaFleur  Tucker
Dorsey  LaFonta  Waddell
Dove  Lancaster  Walker
Downs  Marchand  Walsworth
Durand  Martin  White
Erdey  McDonald  Wooton
Total - 93

NAYS

Total - 0

ABSENT

Barrow  Jefferson  Powell, T.
Curtis  Kennard  Ritchie
Daniel  Lambert  Winston
Heaton  Morrish
Total - 11

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

HOUSE BILL NO. 518–
BY REPRESENTATIVE FARRAR

AN ACT
To enact R.S. 22:1078(B)(22), relative to fees collected by the commissioner of insurance; to provide for licensing fees for claims adjusters; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to
Engrossed House Bill No. 518 by Representative Farrar

AMENDMENT NO. 1
On page 1, line 3, after "licensing" insert "and registration"

AMENDMENT NO. 2
On page 1, line 11, after "licenses:" and before the colon ";" insert
"and registrations"

AMENDMENT NO. 3
On page 1, line 13, change "$75.00" to "$10.50"

AMENDMENT NO. 4
On page 1, line 14, change "$50.00" to "$10.50"

AMENDMENT NO. 5
On page 1, line 16, change "$75.00" to "$10.50"

AMENDMENT NO. 6
On page 1, line 17, change "$50.00" to "$10.50"

AMENDMENT NO. 7
On page 1, line 19, change "$25.00" to "$10.50"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Engrossed House Bill
No. 518 by Representative Farrar

AMENDMENT NO. 1
Delete Senate committee amendment numbers 3, 4, 5, 6, and 7
proposed by the Senate Committee on Insurance on June 7, 2006 and
adopted by the Senate on June 8, 2006.

AMENDMENT NO. 2
On page 1, line 13 change "$75.00" to "$55.00"

AMENDMENT NO. 3
On page 1, line 16 change "$75.00" to "$55.00"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Faucheux  McDonald
Alario  Frith  McVea
Arnold  Gallot  Montgomery
Badon  Glover  Odinet
Baldone  Gray  Pierre
Baudoin  Guillory, E.  Pinac
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1056—
AN ACT
To enact Part XXV-F of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1210.71 through 1210.87, relative to the licensure of claims adjusters; to provide for definitions; to provide for a license; to provide for a license application; to provide for resident and nonresident licenses; to provide for limited licenses; to provide for catastrophe or emergency registration; to provide for examinations and exemptions; to provide for reciprocity; to provide for denial, nonrenewal, or revocation of a license; to provide for continuing education; to provide for referrals by insurers; to provide for standards of conduct; to provide for penalties; to provide for powers of the commissioner of insurance; to provide for regulations; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 1056 by Representative Farrar

AMENDMENT NO. 1

On page 4, line 17, after "A." insert the following:

"Beginning June 30, 2007, any person who is either employed or contracts to perform services in Louisiana as an adjuster shall obtain a license to do so from the Department of Insurance."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Erdey Marchand
Mr. Alario Fannin Martiny
Mr. Alexander Farrar McDonald
Mr. Ansardi Faucheux McVea
Mr. Arnold Frith Montgomery
Mr. Badon Gallot Odinet
Mr. Baldone Glover Pierre
Mr. Baudoin Gray Pinac
Mr. Baylor Guillory, E. Pitre
Mr. Bruce Guillory, M. Quezaire
Mr. Bruneau Hammett Richmond
Mr. Burn Burns
Mr. Burrell Heaton
Mr. Carter, K. Hebert
Mr. Carter, R. Hill
Mr. Cazayoux Honey
Mr. Chandler Hopkins
Mr. Crane Hunter
Mr. Curtis Hutter
Mr. Damico Jackson
Mr. Daniel Johns
Mr. Dartez Katz
Mr. DeWitt Kenney
Mr. Doerge Kleckley
Mr. Dorsey LaBruzzo
Mr. Dove LaFleur
Mr. Downs LaFonta
Mr. Durand Lancaster
Mr. Fannin Marchand
Mr. Farrar Martin

Total - 87

NAYS

Mr. Beard Geymann
Mr. Bowler Greene
Mr. Bruneau Powell, M.
Mr. Cravins Scalise
Mr. Damico Johns
Mr. Daniel Katz
Mr. Dartez Kenney
Mr. DeWitt Kleckley
Mr. Doerge LaBruzzo
Mr. Dove LaFleur
Mr. Downs LaFonta
Mr. Durand Lancaster

Total - 9

ABSENT

Mr. Ansardi Kennard
Mr. Barrow Lambert
Mr. Beard Morish
Mr. Jefferson Powell, T.

Total - 9

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

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 479: Reps. Farrar, Karen Carter, and Townsend.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 675: Reps. McVea, Lancaster, and Crane.
HOUSE BILL NO. 624—
BY REPRESENTATIVE WINSTON
AN ACT
To enact R.S. 40:1501.6, relative to fire protection districts in St. Tammany Parish; to prohibit the levy and collection of certain ad valorem taxes by such districts in areas which have been annexed by the city of Covington; to provide for exceptions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 624 by Representative Winston

AMENDMENT NO. 1
On page 2, line 14 after "on" and before the "." delete "July 1, 2010" and insert "January 1, 2007"

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Nevers to Reengrossed House Bill No. 624 by Representative Winston

AMENDMENT NO. 1
On page 1, line 3, delete "such districts" and insert "Fire Protection District 12"

AMENDMENT NO. 2
On page 1, line 4, after "Covington;" delete the remainder of the line and in lieu thereof insert the following: "to provide with respect to fire protection services within the city of Covington; to provide for fire protection services for future annexed property; and"

AMENDMENT NO. 3
On page 1, line 12, delete "(1)"

AMENDMENT NO. 4
On page 1, line 13, after "taxes," delete the remainder of the line

AMENDMENT NO. 5
On page 1, delete lines 14 through 16 and in lieu thereof insert the following:
"Fire Protection District No. 12 of St. Tammany Parish shall not levy or collect ad valorem taxes in any area which is within the corporate limits of the city of Covington on the effective date of this Section, unless an agreement between the city and the fire protection"

AMENDMENT NO. 6
On page 2, delete lines 6 through 10 and in lieu thereof insert the following:
"B. Fire protection services for all property within the corporate limits of the city of Covington on the effective date of this Section shall be the sole responsibility of the city except as may be provided by an agreement between the city and one or more affected fire protection districts.

C. Any property situated within the growth boundary areas 1, 2, or 3, as described in the Growth Management and Revenue Sharing Agreement Supplanting and Amending the 1990 Sales Tax Enhancement Plan, Instrument # 1365867, which may be annexed by the city, fire protection services for such property shall be the sole responsibility of the city. However, prior to such annexation, an agreement for fire protection services shall be entered into by the city and each affected fire protection district.

D. Notwithstanding any provisions to the contrary, nothing in this Section shall prevent the city of Covington and any affected fire protection district from entering into a mutually acceptable agreement for fire protection services.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Farrar McVea
Alario Faucheux Odinet
Alexander Frith Pierre
Arnold Gallot Pinac
Badon Geymann Pitre
Baldone Glover Powell, M.
Baudoin Gray Quezaire
Baylor Guillory, E. Richmon
Bruce Nathaniel Romero
Bruneau Harris Scalice
Burns Heaton Schneider
Burrell Hill Smiley
Carter, K. Honey Smith, G.
Carter, R. Hopkins Smith, J.H.–8th
Cazayoux Hunter Smith, J.R.–30th
Crane Hutter Strain
Cravins Jackson St. Germain
Curtis Johns Townsend
Damico Katz Toomy
Daniel Kenney Townsend
DeWitt Kleckley Toomy
Doerge LaBrauza Trahan
Dorsey LaFleur Triche
Dove LaFonta Tucker
Downs Lambert Waddell
Durand Lancaster Walker
Erdey Marchand Walsworth
Fannin McDonald

Total - 86

NAYS

Total - 0

ABSENT

Ansardi Greene Morrish
Barrow Hebert Powell, T.
Bowler Jefferson Ritchie
Chandler Kennard White
Crowe Martiny Winston
Dartez Montgomery Wooton

Total - 18

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.
Suspension of the Rules

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

HOUSE BILL NO. 55—
BY REPRESENTATIVE MCDONALD
AN ACT
To amend and reenact R.S. 30:2418(H)(introductory paragraph) and to enact R.S. 30:2418(H)(10), relative to fees collected on the sale of tires; to provide for an exemption from the fee on certain tire sales; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 55 by Representative McDonald

AMENDMENT NO. 1
On page 1, line 4, after "sales;" insert "to provide for a termination date;"

AMENDMENT NO. 2
On page 1, after line 21, insert the following:

"Section 2. The provisions of this Act shall be null, void, and of no effect as of July 1, 2008."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Barham to Reengrossed House Bill No. 55 by Representative McDonald

AMENDMENT NO. 1
On page 1, line 2, after "(introductory paragraph)" insert ",(I)(2) and (3), and (N)"

AMENDMENT NO. 2
On page 1, line 4, after "sales;" insert "to provide relative to undisputed obligations; to provide for payments to a waste processor; to provide relative to the applicability to claims or actions pending on the effective date;"

AMENDMENT NO. 3
On page 1, line 6, after "(introductory paragraph)" insert ",(I)(2) and (3), and (N) are" and delete "is"

AMENDMENT NO. 4
On page 1, delete line 21, and insert the following:

"I. (1)

* * *

(2) A permitted waste tire processing facility shall be eligible to receive paid a minimum of one dollar and fifty cents per twenty pounds of waste tire material that is recycled or that reaches end-market uses or per twenty pounds of whole waste tires marketed and shipped to a qualified recycler. This payment shall be conditioned on the facility providing to the department any documentation, including but not limited to manifests, statements, or certified scale-weight tickets, required by law or by rules and regulations promulgated by the department. The secretary shall not make payments from the fund or obligate the department to make payments from the fund to any waste tire processor who did not receive payments from the fund prior to March 1, 2004, in an amount greater than fifty percent of the amount otherwise eligible to receive pursuant to this Paragraph until one of the following occurs:

(a) Payments have been made from the fund to waste tire processors, as provided for in Subparagraph (I)(3)(b), for a period of three consecutive months.

(b) All undisputed obligations owed to waste tire processors have been paid in full.

(c) For purposes of this Section, "undisputed obligations" means those waste tire material payments which should have been paid by the department to a waste tire processor since January 1, 2003, but which have not been paid due to the insufficiency of the Waste Tire Management Fund.

(3)(a) In the event the balance of the fund is insufficient to meet the obligations to waste tire processors provided for above, the department, after meeting all payments required by law, shall pay any undisputed amounts obligations in a pro rata share to waste tire processors having a standard permit. Any remaining undisputed obligations which would have been paid to waste tire processors, but for the insufficiency of the Waste Tire Management Fund, shall be paid from future surplus funds in the Waste Tire Management Fund as provided in Subparagraph (I)(3)(b) of this Section.

(b) In the event the fund has a surplus after meeting all obligations of the fund for the month, including any payments required by law, such surplus shall be distributed to those waste tire processors having a standard permit for whom there are unpaid obligations of the fund, excluding any disputed amounts. Such surplus shall be processed for payment by the department within fifteen days after the end of the month in which the surplus arose.

* * *

N. The secretary shall promulgate rules to make payments to processors on the basis of weight or tire count at the option of the processor. Payments to a waste processor, or any portion thereof, shall not be terminated prior to an adjudication and issuance of a decision, after adequate notice and an opportunity for a hearing, as provided in the Administrative Procedure Act.

* * *

Section 2. The provisions of this Act are interpretive of R.S. 30:2418(I) and are intended to explain and clarify its original intent, notwithstanding the contrary interpretation given in La. Atty. Gen. Op. No. 05-0385, November 10, 2005. Therefore, the provisions of this Act shall be applicable to all claims or actions pending on its effective date and to all claims arising or actions filed on and after its effective date.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.
Rep. McDonald moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Barrow           Kleckley     Tucker
Dartez           Morrish      Winston
Jefferson        Powell, T.  Ritchie
Kennard

Total - 10

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

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

HOUSE BILL NO. 475—

BY REPRESENTATIVE QUEZAIRE

AN ACT

To amend and reenact R.S. 38:3086.23(A)(2) as amended by Section 1 of Act No. 2 of the 2005 Regular Session of the Legislature, relative to the Ascension Parish members of the Bayou Lafourche Fresh Water District board of commissioners; to provide for the continued effectiveness of certain provisions; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 475 by Representative Quezaire

AMENDMENT NO. 1

On page 1, delete lines 18 through 20 in their entirety.

AMENDMENT NO. 2

On page 1, line 18 insert the following:

"(b) One commissioner shall be a resident of the Parish of Ascension, who resides within the district, who shall be appointed by the governor from a list of nominees submitted by the majority of the members of the Legislative Delegation whose districts include that portion of Ascension Parish within the district."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Total - 0
The amendments proposed by the Senate were rejected.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1307: Reps. Hutter, Lancaster, and Montgomery.

Suspension of the Rules

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

HOUSE BILL NO. 1017—  
BY REPRESENTATIVE MONTGOMERY  
AN ACT  
To amend and reenact R.S. 11:403(5)(a) and (b)(i) and 441(B), to enact R.S. 11:421(I) and 471(F), and to repeal R.S. 11:531(A)(1)(b), relative to the Louisiana State Employees' Retirement System; to provide relative to average compensation; to provide relative to computation of service credit; to provide for a retired member's minor children to receive certain benefits upon his death; to repeal provisions for monthly reports of base pay; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 1017 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "11:421(I)" delete "and" and at the beginning of line 3, delete "471(F)," and insert in lieu thereof a comma "."

AMENDMENT NO. 2

On page 1, lines 6 and 7, after "employees;" delete "to provide for a retired member's minor children to receive certain benefits upon his death;"

AMENDMENT NO. 3

On page 1, line 14, after "11:421(I)" delete "and 471(F) are" and insert "is".

AMENDMENT NO. 4

On page 5, delete, lines 4 through 9

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ullo to Reengrossed House Bill No. 1017 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, delete "and 441(B)" and insert ",441(B) and 537(D)"

AMENDMENT NO. 2

On page 1, line 5, after "credit;" insert "to provide for repayment of refunded contributions;"

AMENDMENT NO. 3

On page 1, line 13, delete "and 441(B)" and insert ",441(B) and 537(D)"

AMENDMENT NO. 4

On page 5, between lines 9 and 10 insert the following:

"§537. Refund of contributions; application, payment, effect, repayment to system; restoration of service

* * *

D. (1) A member may repay a refund to the system upon returning to state service and contributing to the system for eighteen months, whether full-time or part-time, provided such repayment is made prior to before retirement. Repayment Except as provided in Paragraph (2) of this Subsection, repayment of a refund shall include the amount refunded plus interest thereon charged at the board-approved actuarial valuation rate compounded annually from the date of refund to the date of repayment. All repayments of refund refunds shall be made in lump sum only sums.

(2) Any member who is an employee of the State Licensing Board for Contractors, who has attained the age of sixty-five, and who has credit for at least ten years of service in the system shall have all creditable service that he forfeited upon refund restored upon repayment of the refunded amount without interest.

* * *

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

As a substitute motion, Rep. Schneider moved that the amendments proposed by the Senate be rejected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Alexander  Dove  McDonald
Ansardi  Dove  McDonald
Badon  Durand  Powell, M.
Baldone  Erdey  Quezaire
Baudoin  Fannin  Scalise
Beard  Faucheux  Schneider
Bowler  Geymann  Smiley
Bruce  Guillery, M.  Smith, J.R.–30th
Bruneau  Jackson  St. Germain
Burns  Johns  Strain
Carter, K. Katz
Carter, R. Kleckley
Cazayoux LaBruzio
Chandler LaFleur
Crane Lambert
Cravins Lancaster
Crowe Martiny
Total - 50

NAYS
Mr. Speaker Gray Odinet
Alario Guillory, E. Pierre
Arnold Hammett Pinac
Baylor Harris Richmond
Burrell Heaton Ritchie
Curtis Hebert Romer
Damico Hill Smith, G.
Daniel Honey Smith, J.H.–8th
DeWitt Hopkins Thompson
Doerge Hunter Toomy
Dorsey Kenney Townsend
Farrar LaFonta Waddell
Frith Marchand Wooton
Glover McGee Montgomery
Total - 43

ABSENT
Barrow Jefferson Robideaux
Dartez Kennard Smith, J.D.–50th
Hutter Powell, T.
Total - 11

The amendments proposed by the Senate were rejected.
Conference committee appointment pending.

Suspension of the Rules

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

Conference Committee Appointment

Pursuant to House Rule 6.14, the Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 624: Reps. Strain vice Winston, Baylor, and Ritchie.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 55: Reps. McDonald, Damico, and Hammett.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1094: Reps. Mike Powell, Quezaire, and Lambert.

Suspension of the Rules

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

HOUSE BILL NO. 515—
BY REPRESENTATIVE JEFFERSON
AN ACT
To enact Part V of Chapter 10 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:1094 through 1097, relative to hospital service districts; to create the Parish Hospital Service District for the parish of Orleans; to provide that such district shall be divided into two separate areas; to provide for the creation of two separate governing boards for each such area and to provide for the membership of each such board; to provide for the membership of each governing board; to provide for the powers, duties, functions, and responsibilities of the district and each governing board; to provide relative to per diem paid to governing board members; to provide for limitations; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 515 by Representative Jefferson

AMENDMENT NO. 1

On page 1, line 8, after "board;" delete the remainder of the line and at the beginning of line 9, delete "governing board members," and insert "study the feasibility of establishing hospital facilities in the district;"

AMENDMENT NO. 2

On page 2, line 9, after "D."

AMENDMENT NO. 3

On page 2, line 10, after "shall"

AMENDMENT NO. 4

On page 3, delete lines 24 through 28

AMENDMENT NO. 5

On page 4, at the beginning of line 1, change "E."

AMENDMENT NO. 6

On page 4, line 11, after "Commission;"

AMENDMENT NO. 7

On page 4, delete lines 12 through 26

AMENDMENT NO. 8

On page 4, at the beginning of line 27, delete "E."
Rep. Gray moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 95

**NAYS**

Total - 0

**ABSENT**

<table>
<thead>
<tr>
<th>Barrow</th>
<th>Jefferson</th>
<th>Powell, T.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Damico</td>
<td>Kennard</td>
<td>Robideaux</td>
</tr>
<tr>
<td>Dartez</td>
<td>Morrish</td>
<td>Winston</td>
</tr>
</tbody>
</table>

Total - 9

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**Suspension of the Rules**

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

**HOUSE BILL NO. 658—**

BY REPRESENTATIVE SALTER

**AN ACT**

To authorize and provide for the acceptance of the donation of certain property in Sabine Parish to the state of Louisiana, through the Department of Culture, Recreation and Tourism; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Malone to Engrossed House Bill No. 658 by Representative Salter

**AMENDMENT NO. 1**

On page 1, line 8, after "R.S. 39:11" and before "is" delete the comma and insert the following:

"and after compliance with the procedures and requirements set forth in R.S. 41:151 for the receipt of donation of immovable property by the state;"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 96

**NAYS**

Total - 0

**ABSENT**

<table>
<thead>
<tr>
<th>Barrow</th>
<th>Jefferson</th>
<th>Powell, T.</th>
</tr>
</thead>
<tbody>
<tr>
<td>Damico</td>
<td>Kennard</td>
<td>Robideaux</td>
</tr>
<tr>
<td>Dartez</td>
<td>Morrish</td>
<td>Winston</td>
</tr>
<tr>
<td>Heaton</td>
<td>Morrise</td>
<td></td>
</tr>
</tbody>
</table>

Total - 8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.
Suspension of the Rules

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

HOUSE BILL NO. 1064—

BY REPRESENTATIVE WINSTON

AN ACT

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

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hines to Engrossed House Bill No. 1064 by Representative Winston

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:" insert "9," and change "and 1514" to "1514, 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)"

AMENDMENT NO. 2

On page 1, line 3, after "taxes;" insert:

"to provide for the manner in which certain contractors shall file and pay state taxes and for registration, certification, and required security for the payment of such taxes;"

AMENDMENT NO. 3

On page 1, delete line 7, and insert:

"Section 1.  R.S. 47:9, 103(D), 306(A)(4), 337.18(A)(4), 337.19(A), and 1514 are hereby amended"

AMENDMENT NO. 4

On page 1, line 8, after "reenacted" insert "and R.S. 47:1508(B)(23) is hereby enacted"

AMENDMENT NO. 5

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

"§9. Collection of taxes from nonresident contractors and subcontractors; certification and registration; bond

A. (1) To the end that the state of Louisiana and the political subdivisions thereof may receive all taxes due in every instance, including contributions due under the Employment Security Law contractors and subcontractors who are nonresidents of this state: desiring to engage in, prosecute, follow or carry on the business of contracting as defined in this Section shall register with the secretary of the Department of Revenue for each contract where the total contract price or compensation to be received amounts to more than three thousand dollars. The secretary of the Department of Revenue shall charge a fee for such registration in an amount of ten dollars for such contract. All such fees received by the secretary of the Department of Revenue shall be deposited with the state treasurer.

The state treasurer shall thereupon credit the amount of said fees to the State General Fund.

For purposes of this Section, the following definitions shall apply:

(1) "Contractor" means any individual, partnership, corporation, association or other legal entity that undertakes to, attempts to, or submits a price or bid or offers to construct, supervise, superintend, oversee, direct, or in any manner assume charge of the construction, alteration, repair, improvement, movement, demolition, putting up, tearing down, furnishing labor, or furnishing labor together with material or equipment, or installing the same for any building, highway, road, railroad, sewer, grading, excavation, pipeline, public utility structure, project development, housing or housing development, improvement or any other construction undertaking.

The term 'contractor' includes general contractors, subcontractors, architects, and engineers who receive an additional fee for the employment or direction of labor, or any other work beyond the normal architectural or engineering services.

(2) "Nonresident contractor" means all persons, including individuals, partnerships, corporations, associations, and other legal entities that are not resident contractors.

(3) "Resident contractor" means any individual, partnership, corporation, association, or other legal entity who contracts directly with the general contractor for the performance of a part of the principal contract or contracts with another subcontractor for the performance of a part of the principal contract.

B. (1) Every contractor required to register any contract or contracts, as defined in this Section, shall, before entering into the performance of such contract or contracts, execute and file with the secretary of the Department of Revenue a good and valid bond in a surety company authorized to do business in this state, or with sufficient sureties to be approved by the secretary, conditioned that all taxes, including contributions due under the employment security law and including personal income taxes due from employees which the contractor is required to withhold and remit, which may accrue to the state of Louisiana and all taxes which may accrue to the political subdivisions thereof on account of the execution and performance of such contract or contracts, will be paid when due, and the execution and filing of said bond shall be a condition precedent to commencing work on any contract in this state. Such bond shall be conditioned as hereinafter provided with respect to all contracts to be performed during the current calendar year and shall be in a sum of not less than one thousand dollars. If at any time during the current calendar year the secretary determines that the amount of the above bond is not sufficient to cover the tax liabilities accruing to the state of Louisiana or the political subdivisions thereof for the current calendar year or, upon written request of the employment security law and including personal income taxes due from employees which the contractor is required to withhold and remit, which may accrue to the state of Louisiana and all taxes which may accrue to the political subdivisions thereof on account of the execution and performance of such contract or contracts, will be paid when due, and the execution and filing of said bond shall be a condition precedent to commencing work on any contract in this state. Such bond shall be conditioned as hereinafter provided with respect to all contracts to be performed during the current calendar year and shall be in a sum of not less than one thousand dollars. If at any time during the current calendar year the secretary determines that the amount of the above bond is not sufficient to cover the tax liabilities accruing to the state of Louisiana or the political subdivisions thereof for the current calendar year or, upon written request of the employment security
division, the secretary shall require such bond to be increased in such sum as the secretary may determine to be proper. When any contractor has fully performed all contracts registered during the current calendar year, the hereinabove required bond may be released by the secretary.

(2) Any contractor who is or becomes subject to the provisions of this Section and every contractor required to register any contract or contracts, as defined in this Section, who contracts with any subcontractor, who also is or becomes subject to the provisions of this Section or is required to register any contract or contracts as defined in this Section, shall withhold sufficient moneys on said contract to guarantee that all taxes, including contributions due under the employment security law and including personal income taxes due from employees which the contractor is required to withhold and remit, which may accrue to the political subdivisions thereof on account of the execution and performance of such contract or contracts, will be paid when due.

To ensure that the state of Louisiana and the political subdivisions thereof receive all taxes due in every instance, including contributions due under the Employment Security Law, contractors and subcontractors desiring to engage in, procure, follow or carry on the business of contracting shall register with the secretary of the Department of Revenue annually and receive certification as either a resident contractor or a nonresident contractor. This certification shall only be issued if the applicant is current in the filing of all applicable tax returns and reports, and in the payment of all final and nonappealable taxes, interest, and penalties owed to the state of Louisiana in the case of a resident contractor, or if the applicant has filed the appropriate bond in the case of a nonresident contractor.

C. (1) At the time of registering with the Department of Revenue and receiving a certification, all nonresident contractors shall file with the secretary of the Department of Revenue a good and valid blanket bond with a surety company authorized to do business in this state, or with sufficient sureties to be approved by the secretary, in order to ensure payment of all taxes, interest, and penalties that may accrue to the state of Louisiana and its political subdivisions. The secretary shall determine the amount of the required bond based on the nonresident contractors anticipated gross receipts for the year. Gross receipts of prior years may be analyzed in making this determination.

(2) The secretary may, at her discretion and for good cause shown, allow a nonresident contractor to execute a bond for a specific contract, instead of the blanket bond required in Paragraph (1) of this Subsection.

(3) If at any time during the year the secretary determines that the amount of the nonresident contractor’s bond is not sufficient to cover all taxes, interest, and penalties accruing to the state of Louisiana and its political subdivisions, or upon written request of the employment security division, the secretary shall require the amount of the bond to be increased as the secretary determines proper. The nonresident contractor shall have thirty days from the date of the secretary’s notice to increase the amount of the bond. If the nonresident contractor fails to increase the amount of the bond, a penalty may be assessed, in addition to any other penalty that may be assessed, of up to ten thousand dollars or ten percent of the contract amount, whichever is greater. However, for good cause shown, the secretary may waive all or a portion of the penalty assessed.

D. (1)(a) Notwithstanding any other law to the contrary, any resident or nonresident contractor who is not contracting for commercial purposes and who utilizes a nonresident subcontractor who is not licensed or registered with the Louisiana State Licensing Board for Contractors or an appropriate subcommittee of such board, shall withhold and remit to the Department of Revenue three percent of the payments due to the nonresident subcontractor arising out of the contract unless the nonresident has posted the bond as set forth in Subsection C and received certification from the Department of Revenue as set forth in Subsection B. The nonresident subcontractor shall provide the certification to the contractor. However, if the subcontractor is included in the list which shall be provided by the Department of Revenue of those resident and nonresident contractors who have received certification from the Department of Revenue, the contractor shall not be required to obtain the certification.

(b) For purposes of this Section, "contracting for commercial purposes" means entering into contracts other than for the following:

(i) A single residential duplex.

(ii) A single residential triplex.

(iii) A single residential fourplex.

(iv) Any residential home or homes; which shall include those for which the contractor has a single contract for the construction of two or more homes within the same subdivision.

(2) The contractor shall obtain the certification issued to his resident subcontractors by the Department of Revenue as provided for in Subsection B of this Section to prove that this withholding is not required. However, if the subcontractor is included in the list which shall be provided by the Department of Revenue of those resident and nonresident contractors who have received certification from the Department of Revenue, the contractor shall not be required to obtain the certification.

(3) Any contractor or subcontractor required to withhold pursuant to Paragraph (D)(1) of this Section found to have a contract or subcontract with a nonresident contractor who has not received certification from the Department of Revenue as provided for in Subsection B of this Section, and such contractor or subcontractor has not withheld and remitted to the Department of Revenue the requisite three percent of the payments due to the nonresident contractor, may be assessed a penalty of up to ten percent of the total contract amount. However, for good cause shown, the secretary may waive all or a portion of the penalty assessed.

E. All nonresident contractors shall withhold and remit to the Department of Revenue four and two-tenths percent of all amounts payable to those who are not their employees and are also not Louisiana residents. Failure to do so may result in the assessment of a penalty in the amount of up to ten percent of the contract amount. However, for good cause shown, the secretary may waive all or a portion of the penalty assessed.

F. Failure to comply with the provisions of this Section shall render the contractor directly liable for all taxes, contributions, penalties, and interest due from the subcontractor and the secretary shall have all of the remedies of collection against the contractor under the provisions of this Section as though the services in question were performed directly for and by the contractor.

G. Any person found producing fraudulent certificates or documents under this Section shall be assessed a penalty of twenty thousand dollars or twenty-five percent of the contract, whichever is greater, and may be subject to criminal prosecution.

H. No state entity, including but not limited to the office of state fire marshal, code enforcement and building safety or local governing authority charged with the responsibility of issuing any permit, license, or certificate necessary for the lawful commencement of any construction contract shall issue such permit, license, or certificate to a nonresident contractor until sufficient evidence is presented by the applicant that he has posted the bond required by this Subsection. The applicant has presented the certificate issued by
§1508. Confidential character of tax records

§337.19. Withholding of state funds; assessment and collection

AMENDMENT NO. 6

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

"§337.19. Withholding of state funds; assessment and collection standards

A. The secretary of the Department of Revenue, after consultation with representatives of the Louisiana Municipal Association, the Louisiana Police Jury Association, the Louisiana School Boards Association, and the Louisiana Association of Tax Administrators, is hereby authorized and directed to promulgate rules, pursuant to the enforcement of R.S. 47:306(D)(1)(a) and R.S. 47:337.18(C)(1)(a) shall comply with rules authorized by this Subsection within six months of the effective date of such rules.

§1508. Confidential character of tax records

B. Nothing herein contained shall be construed to prevent:

(23) The secretary from disclosing to the Louisiana State Licensing Board for Contractors or an appropriate subcommittee of such board taxpayer information for the sole purpose of administering the provisions of R.S. 47:9 or from publishing the names of those resident and nonresident contractors that have received certification from the Department of Revenue pursuant to R.S. 47:9.

AMENDMENT NO. 7

On page 2, after line 28, insert:

"Section 2. R.S. 37:2156(A) and (E), 2156.1(L), 2171.1, 2171.2, and 2175.2(C) are hereby amended and reenacted and R.S. 37:2156.1(M), 2158(A)(11), and 2186(B)(7) are hereby enacted to read as follows:

§2156. Unexpired licenses; fees; renewals

A.(1) All licenses and renewals issued under the provisions of this Chapter shall expire December 31 of the year in which they are issued. The license is an annual license and becomes invalid on that date unless renewed; however, after a license has expired, the person to whom such license was issued shall have until the second Tuesday of January next following the expiration date, to file an application for the renewal of such license without the payment of a penalty and without further examination, and any person who makes an application for the renewal of a license after the second Tuesday of January next following the expiration date of the license may, at the discretion of the board, have his license renewed after paying the required license fee and such penalty, not exceeding the sum of fifty dollars, that the board may impose.

(2) Notwithstanding the provisions of Paragraph (1) of this Subsection, no license shall be issued or renewed unless the board or an appropriate subcommittee of the board has received certification that the applicant is in compliance with R.S. 47:9.

E. Any other provisions of this Chapter notwithstanding:

(1) No license shall be issued or reissued to any foreign corporation which has not obtained from the secretary of state a certificate of authority to do business, as provided in Chapter 3 of Title 12 of the Louisiana Revised Statutes of 1950 and a certificate from the secretary of the Department of Revenue evidencing compliance with the requirements of R.S. 47:9.

(2) No license shall be issued or reissued to any resident or nonresident contractor or subcontractor as defined in R.S. 47:9 who has not obtained from the secretary of the Department of Revenue a certificate evidencing compliance with the requirements of that Section.

§2156.1. Requirements for issuance of a license

 L. Each applicant shall present a certificate evidencing compliance with the requirements of R.S. 47:9.
M. Upon completion of the above requirements, the application shall be submitted to the board for review at its next regularly scheduled meeting.

§2158. Revocation, suspension, and renewal of licenses; issuance of cease and desist orders; debarment

A. The board may revoke any license issued hereunder, or suspend the right of the licensee to use such license, or refuse to renew any such license, or issue cease and desist orders to stop work, or debar any person or licensee, for any of the following causes:

(11) Failure to obtain the certification required by R.S. 47:9(B) evidencing the fact that the contractor is a resident and has paid all final and nonappealable taxes, interest and penalties due to the state or is a nonresident and executed the appropriate bond under R.S. 47:9(C).

§2171.1. Inspection of local building permits

Each month the board or its staff shall inspect the list of residential building permits issued by each local building permit official in this state to ensure that no person is working as a residential building contractor without an active license. The board or its staff shall forward a list of all persons found working as residential building contractors without an active license to the secretary of the Department of Revenue each month.

§2171.2. Requirements; building permit

A. Prior to the issuance of any building permit, the local building permit official shall require that the applicant for such permit produce proof that the applicant possesses an active, applicable contractors license issued by the board, or that the applicant's proposed building activity is exempt from such licensure under this Chapter. The local building permit official shall require any applicant claiming an exemption for residential construction activities to execute an affidavit attesting to the claimed exemption. Such affidavit shall be submitted to the local building permit official prior to the issuance of a permit. Such affidavit shall be executed on a form provided by the board.

B. If for any reason, including the exemptions provided for in Subsection A of this Section, the applicant is not required to produce a current active license issued by the board or its subcommittees prior to receiving a local building permit, the contractor shall be required to produce the certification provided for in R.S. 47:9(B) evidencing the fact that the contractor is a resident and has paid all final and nonappealable taxes, interest and penalties due to the state or is a nonresident and executed the appropriate bond under R.S. 47:9(C). Such certificate shall be submitted to the local building permit official prior to the issuance of a permit.

C. Liability shall not be imposed on a political subdivision or its officers or employees based upon the exercise or performance of, or the failure to exercise or perform any act or duty provided for in this Section.

§2175.2. Home improvement contracting; registration required

* * *

C. The applicant shall furnish the board proof of workers’ compensation insurance and proof of registration with the Department of Revenue by providing a current certificate of resident/nonresident status issued by the Department of Revenue pursuant to R.S. 47:9. However, proof of workers’ compensation insurance shall not be required if the applicant is an independent contractor who is a sole proprietor with no employees and has elected not to be covered by workers’ compensation insurance as provided by law.

* * *

§2186. Qualifications for licensure; application; fees

* * *

B. An applicant for a license to perform mold remediation shall meet the following requirements:

(7) Possess a current certificate issued by the Department of Revenue pursuant to R.S. 47:9:

Section 3. R.S. 47:306(D) is hereby repealed.”

AMENDMENT NO. 8

On page 3, line 1, change “Section 2.” to ”Section 4.”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Brouneau
Burns
Burrell
Carter, Jr.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Damous
Daniele
DeWitt
Doerge
Dorsey
Dove
Downs
Durand
Erdey
Fannin
Farrar

Total - 93

NAYS

Total - 0
The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 658: Reps. Salter, Pierre, and Alario.

Motion

On motion of Rep. Townsend, the vote by which the Senate amendments to House Bill No. 439 were concurred in was reconsidered.

HOUSE BILL NO. 439—
BY REPRESENTATIVE TOWNSEND
AN ACT
To amend and reenact R.S. 1:13 and R.S. 13:3712(A) and to enact R.S. 13:3711 and R.S. 24:177, relative to legislation; to specifically provide that certain elements of a bill are not law; to provide with respect to legislative journals; to provide with respect to audio and video recordings of legislative proceedings; to provide with respect to legislative intent; to define the extent to which certain elements of a bill are considered to determine legislative intent; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 439 by Representative Townsend

AMENDMENT NO. 1
On page 3, at the beginning of line 8, change "(D)" to "D."

AMENDMENT NO. 2
On page 3, delete lines 16 and 17 in their entirety

AMENDMENT NO. 3
Delete Amendment No. 5 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 8, 2006.

AMENDMENT NO. 4
In Amendment No. 6 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 8, 2006, on page 1, line 18, change "(3)" to "(2)"

AMENDMENT NO. 5
In Amendment No. 8 proposed by the Senate Committee on Senate and Governmental Affairs and adopted by the Senate on June 8, 2006, on page 1, line 23, change "(4)" to "(3)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand

Mr. Speaker
Alario
Alexander
Ansardi
Arnold
Badon
Baldone
Baudoin
Baylor
Beard
Bowler
Bruce
Bruneau
Burns
Burrell
Carter, K.
Carter, R.
Cazayoux
Chandler
Crane
Cravins
Crowe
Curtis
Damico
Daniel
Dartez
DeWitt
Doerge
Dorsey
Dove
Downs
Durand

Erdey
Fannin
Farrar
Faucheux
Frith
Gallot
Geymann
Glover
Gray
Greene
Guillory, E.
Guillory, M.
Hammett
Heaton
Hebert
Hill
Honey
Hopkins
Hunter
Hutter
Jackson
Jobhs
Katz
Kenney
Kleckley
LaBruzze
LaFleur
LaFonta
Lambert
Lancaster
Marchand
Martiny
McDonald
McVea
Montgomery
Odinet
Pierre
Pinac
Pitre
Powell, M.
Quetext
Richmond
Robideaux
Romero
Scalise
Schneider
Smiley
Smith, G.
Smith, J.D.–50th
Smith, J.H.–8th
Smith, J.R.–30th
Strain
Thompson
Toomy
Townsend
Trahan
Triche
Tucker
Waddell
Walker
Walworth
White
Wooton

NAYS

Total - 96

NAYS

Total - 0

ABSENT

Barrow
Bowler
Curtis

Kennard
Powell, T.

Ritchie
Morrish

Total - 11

ABSENT

Barrow
Bowler
Curtis

Dartez
Heaton
Kennard

Morrish
Powell, T.

Total - 8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

On motion of Rep. Bowler, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.
HOUSE BILL NO. 335—
BY REPRESENTATIVES BOWLER AND MARCHAND
AN ACT
To amend and reenact R.S. 49:992(D)(2) and to enact R.S. 49:992(I), relative to adjudications and hearings functions of the division of administrative law and certain state departments; to provide for adjudications and hearings functions of the Department of Health and Hospitals, the Department of Social Services, and the Department of Education; to provide for the delegation of certain functions and authority to the division of administrative law, except where prohibited by federal law; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Senate and Governmental Affairs to Engrossed House Bill No. 335 by Representative Bowler

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Engrossed House Bill No. 335 by Representative Bowler

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Broome to Engrossed House Bill No. 335 by Representative Bowler

(1) All persons employed in affected agencies on October 1, 1996, who handle adjudications and whether or not they meet the qualifications of this Chapter shall, unless the person declines, be transferred to and employed in the division created by this Chapter to handle adjudications in the manner provided in this Chapter. However, no person other than those provided for in this Subsection shall be employed as an administrative law judge who does not meet the requirements of this Section.

(2) Upon a determination by the director of the division that either specific expertise is required to adequately address particular adjudications or other hearings or series of adjudications or other hearings that is unavailable in any of the administrative law judges employed by the division or that there exists a substantial backlog of administrative adjudications or hearings to be conducted by the division, the director may contract with lawyers who meet all the qualifications in Subsection A and who have not been employed or contracted by any of the agencies involved in any of the adjudications or hearings to be conducted by such contracted lawyer during a period of five years prior to being contracted by the division pursuant to this Paragraph.

* * *"
AMENDMENT NO. 5

On page 2, line 29, delete “initial” and insert “recommended”

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker  Farrar  McVea
Alario   Faucheux  Montgomery
Alexander  Frith  Odinet
Ansardi  Gallot  Pierre
Arnold  Geymann  Pinac
Badon  Glover  Pitre
Baldone  Gray  Powell, M.
Baudoin  Greene  Quezaire
Baylor  Guillory, E.  Richmond
Beard  Guillory, M.  Robideaux
Bowler  Hammett  Romero
Bruneau  Harris  Scalise
Burns  Heaton  Schneider
Burrell  Hebert  Smiley
Carter, K.  Hill  Smith, G.
Cayzayoux  Hopkins  Smith, J.D.–50th
Chandler  Hunter  Smith, J.H.–8th
Crane  Hutter  St. Germain
Cravins  Johns  Strain
Crowe  Katz  Thompson
Damico  Kenney  Toomy
Daniel  Kleckley  Townsend
Dartez  LaBruzoo  Trahan
DeWitt  LaFleur  Triche
Doerge  LaFonta  Tucker
Dorsey  Lambert  Waddell
Dove  Lancaster  Walker
Downs  Marchand  Walsworth
Erdey  Martiny  White
Fannin  McDonald  Wooton
Total - 93

NAYS

Total - 0

ABSENT

Barrow  Jackson  Powell, T.
Beard  Jefferson  Ritchie
Burns  Kawano  Thibodeaux
Dorsey  Lambert  Townsend
Dove  Lancaster  Walker
Downs  Marchand  Walsworth
Erdey  Martiny  White
Fannin  McDonald  Wooton
Total - 11

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

On motion of Rep. Mickey Guillory 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

RELATIVE TO CONSIDERATION AFTER THE 82ND CALENDAR DAY

June 16, 2006

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider House Bill No. 1235 on third reading and final passage after the 82nd calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Motion

Rep. LaBruzoo moved to concur with the Senate to permit consideration of House Bill No. 1235 after 6:00 P.M., on the eighty-second calendar day.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker  Farrar  Odinet
Alario   Faucheux  Pierre
Arnold  Frith  Pinac
Badon  Gallot  Pitre
Baldone  Geymann  Powell, M.
Baudoin  Greene  Quezaire
Baylor  Guillory, E.  Ritchie
Beard  Guillory, M.  Scalise
Bower  Hammett  Schneider
Bruneau  Harris  Smiley
Burns  Heaton  Smith, G.
Burrell  Hebert  Smith, J.D.–50th
Carter, K.  Hill  Smith, J.H.–8th
Chandler  Hunter  Smith, J.R.–30th
Crane  Hutter  St. Germain
Crayns  Johns  Strain
Crowe  Katz  Thompson
Damico  Kenney  Toomy
Daniel  Kleckley  Townsend
Dartez  LaBruzoo  Trahan
DeWitt  LaFleur  Triche
Doerger  LaFonta  Tucker
Dorsey  Lambert  Waddell
Dove  Lancaster  Walker
Downs  Marchand  Walsworth
Erdey  Martiny  White
Fannin  McDonald  Wooton
Total - 93

NAYS

Total - 0

ABSENT

Arnold  Jefferson  Robideaux
Barrow  Jefferson  Romero

2023
The House agreed that the Senate consider the bill.

**Motion**

Rep. Durand moved the House consider Senate Bill No. 624 on third reading and final passage after 6:00 P.M., on the eighty-second calendar day of the session.

**ROLL CALL**
The roll was called with the following result:

**YEAS**

Mr. Speaker
Glover
Mr. Speaker
Durand

Alexander
Gray
Badon
Minson

Arnold
Greene
Arnold
Frith

Badon
Guillory, E.
Baudoin
Fannin

Baldone
Guillory, M.
Baylor
Faucheux

Bruce
Hammett
Brennan
Gallo

Bruneau
Harris
Bruneau
Gray

Burrell
Hebert
Burrell
Guillory, M.

Carter, K.

Cazayoux
Carter, K.

Chandler
Heaton
Carter
K. Hebert

Crane
Hill
Crane
LaFleur

Carr
Hill
Farrar
Hopkins

Cazayoux
Honey
Farrar
LaFleur

Chandler
Hopkins
Farrar
LaFonta

Crane
Hunter
Farrar
Martiny

Carr
Jackson
Farrar
McVea

Damico
Johns

Daniel
Kenney
Durand
Marchand

Dartez
Kleckley
Doerge
LaFleur

Dorsey
LaFonta
Downs
Lambert

Dove
Lambert
Downs
Lancaster

Durand
Marchand
Doerge
LaFleur

Farrar
Marchand
Dorsey
LaFleur

Fausch

Fausch

Frith

Fausch

Gallot

Gallot

Total - 81

**NAYS**

Alario
Morrisson

Barrow
Powell, M.

Burns
Katz

Burns
Jefferson

Carter, R.
Katz

Crown
Kennard

Dorsey
Kleckley

Dorsey
LaBruzio

Dove
LaBruzio

Geymann
LaFonta

Glover
Marchand

Total - 37

The motion to consider not having received a two-thirds vote of the elected members, was rejected.

**Message from the Senate**

APPOINTMENT OF
CONFERENCE COMMITTEE

June 16, 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. 240: Senators Broome, McPherson, and Kostelka.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate
Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

June 16, 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 Senate Bill No. 453: Senators Malone, N. Gautreaux, and Michot.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

June 16, 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. 1204: Senators Ellington, Amedee, and Boasso.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

June 16, 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. 1229: Senators Michot, Barham, and Malone.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

APPOINTMENT OF
CONFERENCE COMMITTEE

June 16, 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. 1395: Senators Cheek, Cravins, and B. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 16, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 49 by Sen. Marionneaux, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 16, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 58 by Sen. Fontenot, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 16, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 81 by Sen. Jones, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate
Message from the Senate
DISAGREEMENT TO SENATE BILL
June 16, 2006
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 214 by Sen. Murray, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL
June 16, 2006
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 226 by Sen. N. Gautreaux, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL
June 16, 2006
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 269 by Sen. Dupre, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL
June 16, 2006
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 338 by Sen. Amedee, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL
June 16, 2006
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 454 by Sen. Ellington, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL
June 16, 2006
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 513 by Sen. Barham, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
DISAGREEMENT TO SENATE BILL
June 16, 2006
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 522 by Sen. Cheek, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate
Message from the Senate

DISAGREEMENT TO SENATE BILL

June 16, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 605 by Sen. McPherson, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 16, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 612 by Sen. Mount, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 16, 2006

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 749 by Sen. Nevers, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 16, 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. 1
  Returned with amendments
- House Bill No. 2
  Returned with amendments
- House Bill No. 3
  Returned without amendments
- House Bill No. 58
  Returned with amendments
- House Bill No. 234
  Returned with amendments
- House Bill No. 277
  Returned with amendments
- House Bill No. 347
  Returned with amendments
- House Bill No. 474
  Returned with amendments
- House Bill No. 686
  Returned without amendments
- House Bill No. 707
  Returned with amendments
- House Bill No. 716
  Returned without amendments
- House Bill No. 767
  Returned with amendments
- House Bill No. 772
  Returned with amendments
- House Bill No. 850
  Returned with amendments
- House Bill No. 1078
  Returned with amendments
- House Bill No. 1130
  Returned with amendments
- House Bill No. 1141
  Returned with amendments
- House Bill No. 1173
  Returned with amendments
- House Bill No. 1178
  Returned with amendments
- House Bill No. 1186
  Returned with amendments
- House Bill No. 1199
  Returned without amendments
- House Bill No. 1208
  Returned with amendments
- House Bill No. 1209
  Returned without amendments
- House Bill No. 1215
  Returned without amendments
- House Bill No. 1223
  Returned with amendments
House Bill No. 1244
Returned without amendments

House Bill No. 1256
Returned without amendments

House Bill No. 1334
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS
June 16, 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. 193
Returned without amendments

House Concurrent Resolution No. 232
Returned without amendments

House Concurrent Resolution No. 290
Returned without amendments

House Concurrent Resolution No. 310
Returned without amendments

House Concurrent Resolution No. 311
Returned without amendments

House Concurrent Resolution No. 312
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS
June 16, 2006

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

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

Senate Concurrent Resolution Nos. 137 and 142

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE CONCURRENT RESOLUTION NO. 142—
BY SENATOR CAIN AND REPRESENTATIVE SALTER
A CONCURRENT RESOLUTION
To commend Robin Briscoe of Anacoco High School upon her 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. Salter, and under a suspension of the rules, the resolution was concurred in.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS
June 16, 2006

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

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

Senate Concurrent Resolution Nos. 9, 20, 61, 76, 94, 99, 105, 106, 121, 127, 129, 130, 132, 133, and 135

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

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS
June 16, 2006

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

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


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

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

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

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1293: Reps. Jack Smith, Hammett, and Townsend.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 335: Reps. Bowler, Lancaster, and Marchand.

Conference Committee Appointment

Pursuant to House Rule 6.14, the Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 515: Reps. Gray vice Jefferson, Baylor, and Tucker.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 475: Reps. Quezaire, Damico, and Honey.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1281: Reps. Dorsey, Baylor, and St. Germain.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 970: Reps. Jack Smith, Damico, and Townsend.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 439: Reps. Townsend, Lancaster, and Jack Smith.

Conference Committee Appointment

Pursuant to House Rule 6.14, the Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1017: Reps. Montgomery, Schneider, and Robideaux.

Conference Committee Appointment

Pursuant to House Rule 6.14, the Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1064: Reps. White vice Winston, Hammett, and Hebert.

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. 128—
BY REPRESENTATIVE GRAY
A RESOLUTION
To commend LaToya Cantrell of the Broadmoor Improvement Association for her recognition as a Restore America Hero by the National Trust for Historic Preservation and HGTV.

Read by title.

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

HOUSE RESOLUTION NO. 129—
BY REPRESENTATIVE MARCHAND
A RESOLUTION
To urge and request the Louisiana Housing Finance Authority (LHFA) to leverage at least fifteen percent of its Community Development Block Grant (CDBG) dollars with its second round tax credit funding to maximize funding available to re-create housing in the Gulf Opportunity Zone.

Read by title.

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

HOUSE RESOLUTION NO. 130—
BY REPRESENTATIVE R. CARTER
A RESOLUTION
To urge and request the Nursing Supply and Demand Commission within the Department of Health and Hospitals to include a member of the House of Representatives to serve as an additional member of the commission.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 317—
BY REPRESENTATIVE HUNTER
A CONCURRENT RESOLUTION
To urge and request the Louisiana Department of Labor’s office of workforce development to study the Louisiana job market and assess the types of occupations currently in demand.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 318—
BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION
To commend Louisiana professional fire fighters for their heroic actions during and after Hurricanes Katrina and Rita and to recognize Monday, June 19, 2006, as Louisiana Professional Fire Fighters Day.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 319—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION
To express the condolences of the Legislature of Louisiana upon the death of the Mr. James Pierce Hill, Sr.

Read by title.
On motion of Rep. Downs, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 320—

BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR, BURRELL, K. CARTER, CAZAYOUX, CRAVINS, CURTIS, DORSEY, GALLOT, GLOVER, GRAY, E. GUILLOIRE, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, KENNARD, LAFLEUR, LAFONTA, MARCHAND, PIERRE AND QUEZAIRE AND SENATORS ADLEY, BAIJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MARIONNEAUX, MURRAY, AND SHEPHERD

A CONCURRENT RESOLUTION

To commend Mr. Xavier Carter for his outstanding accomplishments at the 2006 NCAA Outdoor Track and Field Championships.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 321—

BY REPRESENTATIVES DAMICO AND WOOTON AND SENATOR PONTENOT

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to authorize and fund the testing and evaluation to determine environmental impacts and safety of equipment to efficiently combust construction and demolition debris and reduce emissions associated with such incineration.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 322—

BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

To urge and request the United States Department of Homeland Security, through Secretary Michael Chertoff, to increase the level of funding for Citizen Corps emergency preparedness education programs.

Read by title.

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

Ordered to the Senate.

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

Senate Bill No. 89

House Bill No. 1395

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

Privileged Report of the Committee on Enrollment

June 16, 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. 99—

BY REPRESENTATIVE WALKER

A RESOLUTION

To urge and request the House Committee on House and Governmental Affairs to conduct a study and make recommendations concerning designating the Department of Culture, Recreation and Tourism as a charter agency as a pilot program to determine the potential effectiveness and benefits of establishing a charter agency program and the ideal components of such a program.

HOUSE RESOLUTION NO. 102—

BY REPRESENTATIVES FANNIN, WALSWORTH, ALARIO, ALEXANDER, ANSARDI, BALDONE, BAUDOIN, BRUCE, CAZAYOUX, CHANDLER, CRANE, CURTIS, DAMICO, DANIEL, DARTEZ, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GALLOT, GRAY, E. GUILLOIRE, M. GUILLOIRE, HEBERT, HILL, HONEY, HUTTER, JOHNS, KATZ, KENNEY, LAFLEUR, MARTIN, MCDONALD, MCVEA, MONTGOMERY, ODINET, PIERRE, PINAC, PITRE, M. POWELL, RITCHIE, ROBIDEAUX, SALTER, SMILEY, SMITH, JANE SMITH, ST. GERMAIN, THOMPSON, TRAHAN, TUCKER, WADDELL, WALKER, WHITE, AND WOOTON

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, relative to the calculation in the minimum foundation program formula of the local school system wealth factor, to develop, adopt, and submit to the legislature for its approval and funding minimum foundation program formulas, beginning with the formula for the 2007-2008 school year, that exclude from the calculation of the local system's property tax revenue capacity and sales tax revenue capacity any such revenues that are the result of a court-ordered settlement agreement until such funds are actually included in the school system's operating budget for any particular year and provide further that only one-third of any such budgeted amount shall be recognized for the purposes of calculating the system's local wealth factor; and to provide for related matters.

HOUSE RESOLUTION NO. 103—

BY REPRESENTATIVES FANNIN, BADON, BARROW, CHANDLER, CROWE, DOWNS, KENNEY, M. POWELL, T. POWELL, RITCHIE, TRAHAN, WALKER, WALSWORTH, ALARIO, ALEXANDER, ARNOLD, BALDONE, BAUDOIN, BAYLOR, BRUCE, K. CARTER, CAZAYOUX, CRANE, CRAVINS, DAMICO, DARTEZ, DOERVE, DOVE, DURAND, ERDEY, FARRAR, FAUCHEUX, FRITH, GALLOT, GRAY, M. GUILLOIRE, HEBERT, HILL, O. HONORE, KATZ, LAFLEUR, MCDONALD, MCVEA, MONTGOMERY, QUEZAIRE, ROBIDEAUX, ROMERO, JANE SMITH, ST. GERMAIN, THOMPSON, TOWNSEND, TUCKER, WADDELL, WHITE, AND WOOTON

A RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in considering issues relative to the local wealth factor component of the formula, to solicit requests for proposals from a broader field of candidates with expertise in the area of school finance and to submit a written report on the status of such solicitations to the House Committee on Education prior to the convening of the 2007 Regular Session.

HOUSE RESOLUTION NO. 105—

BY REPRESENTATIVE BALDONE

A RESOLUTION

To urge and request the House Committee on House and Governmental Affairs to study the feasibility of establishing a standing committee on coastal protection and restoration and, if it is determined to be feasible, to recommend the subject matter jurisdiction of such committee.
HOUSE RESOLUTION NO. 106—
BY REPRESENTATIVE GRAY
A RESOLUTION
To request the House Committee on Municipal, Parochial and Cultural Affairs to study and make recommendations relative to issues related to the use of inclusionary zoning by parishes and municipalities, the effects of inclusionary zoning on the development of affordable housing for low and moderate income families, and the content of ordinances providing for inclusionary zoning, and to report its findings to the House of Representatives prior to the 2007 Regular Session.

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”.

HOUSE RESOLUTION NO. 118—
BY REPRESENTATIVES TOOMY, BURRELL, R. CARTER, DARTEZ, DORSEY, FARRAR, FAUCHEUX, GALLOT, GREENE, HEBERT, M. POWELL, RICHMOND, ROMERO, SCALISE, SMILEY, AND WHITE
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.

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.

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.

HOUSE RESOLUTION NO. 123—
BY REPRESENTATIVE BALDONE
A RESOLUTION
To urge and request the Louisiana High School Athletic Association to revise its policies relative to varsity athletic eligibility requirements for eighth grade students, especially as it relates to such students in private and parochial schools, and to submit a written report on the status of such revisions to the House Committee on Education prior to the convening of the 2007 Regular Session.

HOUSE RESOLUTION NO. 124—
BY REPRESENTATIVE BALDONE
A RESOLUTION
To urge and request the House Committee on House and Governmental Affairs to study issues related to the accessibility of records of criminal convictions through the Louisiana Bureau of Criminal Identification and Information or any law enforcement agency, the propriety of assessing a charge for such records, and potential sources of liability for any law enforcement agency furnishing such records and to report its findings to the House of Representatives not later than March 15, 2007.

HOUSE RESOLUTION NO. 125—
BY REPRESENTATIVE GLOVER
A RESOLUTION
To commend Stromile Swift of Shreveport for his outstanding accomplishments.

HOUSE RESOLUTION NO. 126—
BY REPRESENTATIVE GLOVER
A RESOLUTION
To commend Pastor Joseph Lindsey of the Mooringsport Church of God in Christ for his outstanding accomplishments.

HOUSE RESOLUTION NO. 127—
BY REPRESENTATIVE GLOVER
A RESOLUTION
To commend Marvin Joe Williams, Sr., “Jabber Jaws”, of Shreveport for his outstanding accomplishments.

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 16, 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. 72—
BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION
To urge and request 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.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION
To request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the current laws and regulations governing children in foster care in the state, to study the laws, regulations, and procedures which govern social workers charged with monitoring children in foster care, and to make recommendations for changes in the laws, rules, and procedures governing children in foster care in Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 166—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION
To continue and provide with respect to the Louisiana Public Mental Health Review Commission.
<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 180</th>
<th>By Representatives Hutter and Tucker</th>
</tr>
</thead>
<tbody>
<tr>
<td>To urge and request the Louisiana Recovery Authority to develop and prepare an Action Plan to use Community Development Block Grant funds to redeem, purchase, defense, or otherwise retire not less than fifty percent of the bonds of the Louisiana Citizens Property Insurance Corporation.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 193</th>
<th>By Representatives Pitre and Senator Dupre</th>
</tr>
</thead>
<tbody>
<tr>
<td>To approve the Fiscal Year 2006-2007 Coastal Wetlands Protection and Restoration Plan as adopted by the Coastal Protection and Restoration Authority.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 194</th>
<th>By Representative Lafonta</th>
</tr>
</thead>
<tbody>
<tr>
<td>To authorize and request the Louisiana State Law Institute to evaluate the impact of immigration on Louisiana laws and make recommendations to the legislature on those areas of laws which should be studied or make recommendations as to specific changes to existing laws or proposing the enactment of new laws, or both.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 220</th>
<th>By Representative Glover</th>
</tr>
</thead>
<tbody>
<tr>
<td>To encourage the growth, technology, and workforce base of the Louisiana entertainment industries which have experienced a resurgence in the areas of film, digital media, and sound recording due to extremely competitive incentive programs offered to entertainment companies worldwide.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 232</th>
<th>By Representatives M. Powell, Burns, Farrar, Faucheux, and White and Senators Cheek and Jackson</th>
</tr>
</thead>
<tbody>
<tr>
<td>To urge and request the Governor's Office of Homeland Security and Emergency Preparedness to facilitate, coordinate, and assist the prompt and timely payment of ambulance services rendered during the aftermath of Hurricanes Katrina and Rita and further to request that the office develop policies to coordinate the expeditious allocation and payment of emergency ambulatory services for future declared disasters.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 259</th>
<th>By Representative Durand and Senators Jackson and McPherson</th>
</tr>
</thead>
<tbody>
<tr>
<td>To reestablish the framework for regional health care consortiums created pursuant to Senate Concurrent Resolution No. 95 of the 2004 Regular Session.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 296</th>
<th>By Representative Pinac</th>
</tr>
</thead>
<tbody>
<tr>
<td>To urge and request the Louisiana Manufactured Housing Commission to encourage and facilitate the procurement and administrative function inherent in supplying Louisiana citizens with factory built residential dwellings, built to federal or state construction standards, for the purpose of increasing competition and availability statewide.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 298</th>
<th>By Representative Gray</th>
</tr>
</thead>
<tbody>
<tr>
<td>To urge and request the Federal Emergency Management Agency and the Substance Abuse and Mental Health Services Administration to support program flexibility within the federal Crisis Counseling Assistance and Training Program.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 299</th>
<th>By Representative Gray</th>
</tr>
</thead>
<tbody>
<tr>
<td>To urge and request the Louisiana congressional delegation to urge the Substance Abuse and Mental Health Services Administration to support programmatic flexibility within the federal Crisis Counseling Assistance and Training Program.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 304</th>
<th>By Representative Marchand</th>
</tr>
</thead>
<tbody>
<tr>
<td>To authorize and request the secretary of state to add to the information required to be provided to the public by R.S. 18:18(A)(5) during the annual official state voter registration week information regarding the procedures for a registered voter to change his address, the differences between mailing address and residential address for purposes of voter registration and voting absentee by mail, eligibility to vote absentee by mail, and procedures for voting absentee by mail.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 305</th>
<th>By Representatives Quezaire, Beard, Daniel, Dove, Downs, Erdey, Fannin, M. Guillory, Hutter, Katz, Lambert, Pitre, M. Powell, Smile, St. Germain, and Tucker</th>
</tr>
</thead>
<tbody>
<tr>
<td>To urge and request the governor to include funding in the state budget for construction and maintenance of state highways that are not eligible for federal highway funds.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>To commend Mr. Paul Gravel for his many years of public service, for his contributions to the state of Louisiana, and for his current service as executive director of the LSU System, Division of Federal Affairs.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 307</th>
<th>By Representative Montgomery</th>
</tr>
</thead>
<tbody>
<tr>
<td>To express sincere and heartfelt condolences upon the death of Anthony G. “Tony” Sardisco of Shreveport.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 308</th>
<th>By Representative Harris and Senator Illo</th>
</tr>
</thead>
<tbody>
<tr>
<td>To urge and request the Jefferson Parish Council to establish the Manhattan Development District for the primary object and purpose of improving traffic flow on Manhattan Boulevard.</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>House Concurrent Resolution No. 310</th>
<th>By Representative Jane Smith</th>
</tr>
</thead>
<tbody>
<tr>
<td>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.</td>
<td></td>
</tr>
</tbody>
</table>
HOUSE CONCURRENT RESOLUTION NO. 311—
BY REPRESENTATIVES BURNS AND SCALISE
Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to increase the maximum amount of the severance tax on certain natural resources which is remitted to parish governing authorities; to provide an effective date; 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 House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment
June 16, 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. 24—
BY REPRESENTATIVE HUNTER
AN ACT
To amend and reenact R.S. 26:81(C)(1) and (D) and 281(C)(1)(a) and (2), (D), and (F), relative to the limitations on the location of a business with an alcoholic beverage permit; to require the restriction prohibiting an establishment within a specified distance of any correctional facility housing inmates, including a halfway house; and to provide for related matters.

HOUSE BILL NO. 54—
BY REPRESENTATIVE TOWNSEND
AN ACT
To enact R.S. 44:9(J), relative to expungement or destruction of criminal records; to provide a procedure for the destruction of certain expunged arrest records; to provide for applicability; to provide with respect to the rights of a person having an arrest record destroyed; to provide for retroactive application; and to provide for related matters.

HOUSE BILL NO. 153—
BY REPRESENTATIVE JOHNS AND SENATORS CHEEK, N. GAUTREAUX, AND SCHEDLER
AN ACT
To amend and reenact R.S. 40:975(G)(1) and R.S. 44:4.1(B)(24) and to enact Part X-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1001 through 1014, relative to the Prescription Monitoring Program Act; to provide for the denial, revocation, suspension, or termination of a license; to provide for a short title; to provide for the purpose and definitions; to provide relative to the establishment of the prescription monitoring program; to provide for the creation of the advisory council; to provide for the reporting of prescription monitoring information; to provide for access to prescription monitoring information; to provide...
relative to education and treatment; to provide for unlawful acts; to provide for data analysis; to provide relative to reporting to the legislature; to provide relative to the authority to promulgate rules and regulations; to provide relative to the authority to contract; to provide relative to funding authority; to provide for severability; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 157—
BY REPRESENTATIVE K. CARTER
AN ACT
To enact R.S. 49:191(2)(g) and to repeal R.S. 49:191(1)(c), relative to the Department of Insurance, including provisions to provide for the re-creation of the Department of Insurance and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

HOUSE BILL NO. 217—
BY REPRESENTATIVE TOWNSEND
AN ACT
To enact R.S. 27:306(A)(4)(d), relative to the Video Draw Poker Devices Control Law; to provide that the requirements for qualified truck stop facilities are suspended if the property upon which the qualified truck stop facility is located is expropriated by the state or its political subdivisions; and to provide for related matters.

HOUSE BILL NO. 278—
BY REPRESENTATIVES MARTINY, BRUCE, CAZAYOUX, CRAVINS, LAFLEUR, JANE SMITH, AND WHITE
AN ACT
To amend and reenact R.S. 15:542(A)(2)(a), relative to registration requirements of sex offenders; to require sex offenders who enter an emergency shelter to notify the local sheriff; to provide notice to the chief of police in municipalities where a shelter is located; to provide for notice to the Louisiana Bureau of Criminal Identification and Information; and to provide for related matters.

HOUSE BILL NO. 308—
BY REPRESENTATIVES KLECKLEY, ALEXANDER, BADON, BALDWIN, BARROW, BAYLOR, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRAVINS, CROWE, CURTIS, DARTZ, DORSEY, DURAND, FANNIN, FAUCHEUX, FRITH, GEYMAN, GREGGE, GUILLOIRY, M. GUILLOIRY, HARRIS, HEATON, HERBET, HILL, HOPKINS, JACKSON, JOHNS, KATZ, KENNEY, LAFONTA, LAMBERT, MCDONALD, MORRILL, MORRISH, PIRETTE, PINAC, M. POWELL, T. POWELL, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, GARY SMITH, JACOB SMITH, JANE SMITH, JOHN SMITH, STRAIN, THOMPSON, TOWNSEND, TRAHAN, WADDELL, WALKER, WHITE, AND WINTON AND SENATORS MOUNT, ROMERO, AND THEUNISSEN
AN ACT
To enact R.S. 49:220.5(F) and (G), relative to the Louisiana Recovery Authority; to provide for certain duties of the Louisiana Recovery Authority; to require certain plans, assessments, and reports; to provide for the content of such plans, assessments, and reports; and to provide for related matters.

HOUSE BILL NO. 317—
BY REPRESENTATIVE CROWE
AN ACT
To amend and reenact R.S. 13:2106(C), relative to the clerks of court in St. Tammany Parish; to specify some organizations to whom the clerk of the city court of Slidell shall remit funds collected to provide shelter for battered and homeless women and their children; to specify the organizations to whom the clerk of the Twenty-Second Judicial District Court in St. Tammany Parish shall remit funds collected to provide shelter for battered and homeless women and their children; and to provide for related matters.

HOUSE BILL NO. 318—
BY REPRESENTATIVE RICHMOND
AN ACT
To enact R.S. 22:1484(10), relative to insurance; to provide for prohibiting the use of credit information that would increase expiring premiums for policies that renew during a certain period; and to provide for related matters.

HOUSE BILL NO. 329—
BY REPRESENTATIVE DURAND
AN ACT
To amend and reenact R.S. 15:571.11(L)(1)(a)(introductory paragraph) and (b) and to enact R.S. 15:571.11(L)(1)(c) and (d), relative to distribution of bond forfeitures; to provide for distribution of monies collected from bond forfeitures in the parishes of Iberia and St. Martin; to provide for the percentage of distribution of monies collected to specific entities; and to provide for related matters.

HOUSE BILL NO. 408—
BY REPRESENTATIVE HUNTER AND SENATOR ULLO
AN ACT
To enact R.S. 15:542(A)(2)(a), relative to registration requirements of sex offenders; to require sex offenders who enter an emergency shelter to notify the local sheriff; to provide notice to the chief of police in municipalities where a shelter is located; to provide for notice to the Louisiana Bureau of Criminal Identification and Information; and to provide for related matters.

HOUSE BILL NO. 436—
BY REPRESENTATIVE GREENE
AN ACT
To enact R.S. 36:509(E)(1) and to repeal R.S. 36:509(B)(5), relative to the Hurricane Flood Protection Advisory Commission; to provide for the nature of its placement within the Department of Transportation and Development; and to provide for related matters.

HOUSE BILL NO. 529—
BY REPRESENTATIVE WALKER
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 Ayovelles Parish; to authorize the governing authority of the parish, subject to voter approval, to establish and collect a mosquito abatement service charge or rates of service charges; to provide for collection and use thereof; and to provide for related matters.

HOUSE BILL NO. 657—
BY REPRESENTATIVE SALTER
AN ACT
To amend and reenact Section 1 and to repeal Section 2 of Act No. 453 of the 2005 Regular Session of the Legislature, which authorizes the state of Louisiana to forgive certain debt due to the state from the Sabine River Authority; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 659—
BY REPRESENTATIVE PINAC
AN ACT
To enact R.S. 46:1606(F) and 1608(F), relative to councils on aging; to provide for the distribution of funds to parish councils on aging in the event of a disaster; to provide for an effective date; and to provide for related matters.

3034
for licenses; to provide for hearings for violators; to provide for fees and name and location changes; and to provide for related matters.

**HOUSE BILL NO. 693**

*BY REPRESENTATIVE JOHNS*

AN ACT

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

**HOUSE BILL NO. 708**

*BY REPRESENTATIVE MONTGOMERY*

AN ACT

To amend and reenact R.S. 27:392(B)(2)(b), relative to the Parimutuel Live Racing Facility Economic Redevelopment and Gaming Control Act; to provide for the use of a portion of such monies to support functions of the Louisiana Racing Commission; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 729**

*BY REPRESENTATIVES LAMBERT, ALEXANDER, ARNOLD, BADON, BAUDOIN, BAYLOR, BRUCE, BURNS, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CRAVINS, CROWE, CURTIS, DARTEZ, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, HEBERT, HILL, HOPKINS, HUNTER, HUTER, JEFFERSON, KATZ, KENNEY, LARBUZZO, LANCASTER, MCDONALD, MCVEA, PIERRE, PITRE, M. POWELL, T. POWELL, QUEZAIRES, RITCHIE, SALTER, SCALISE, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, AND WOOTON AND SENATOR AMEDEE*

AN ACT

To amend and reenact R.S. 45:481 and to enact Part XI-A of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:194, relative to certain state highways; to create the State Highway Improvement Fund as a special fund in the state treasury; to provide for the deposit and use of moneys in the fund; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 742**

*BY REPRESENTATIVE PINAC*

AN ACT

To amend and reenact R.S. 40:1730.27(B), 1730.35(A) and (C), and 1730.36, relative to state building codes; to provide for effective period of emergency provisions; to provide for application process; to provide for registration; and to provide for related matters.

**HOUSE BILL NO. 768**

*BY REPRESENTATIVES STRAIN, PINAC, BADON, BARROW, FANNIN, GREGOIRE, HONEY, KENNEY, AND T. POWELL*

AN ACT

To amend and reenact Section 2 of the Act which originated as House Bill No. 154 of the 2006 Regular Session of the Legislature and to enact R.S. 17:170.1(F), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs throughout the state and certain employees of other entities; to provide restrictions on eligibility to receive the benefit of having the premium cost of group insurance; to require a retiree or prospective retiree to retire directly from the sheriff’s office or other designated entities in order to be eligible for the benefit; and to provide for related matters.

**HOUSE BILL NO. 782**

*BY REPRESENTATIVE FAUCHEUX*

AN ACT

To enact R.S. 33:1448(5), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs throughout the state and certain employees of other entities; to provide restrictions on eligibility to receive the benefit of having the premium cost of group insurance; to require a retiree or prospective retiree to retire directly from the sheriff’s office or other designated entities in order to be eligible for the benefit; and to provide for related matters.

**HOUSE BILL NO. 850**

*BY REPRESENTATIVES BEARD AND SCHNEIDER*

AN ACT

To enact R.S. 18:1505.2(S), relative to campaign contributions from persons who have entered into certain transactions; to prohibit such persons from making contributions to certain elected officials; to prohibit elected officials from accepting campaign contributions from such persons; to provide relative to penalties; to provide relative to definitions; to provide relative to application; and to provide for related matters.

**HOUSE BILL NO. 877**

*BY REPRESENTATIVE DAMICO*

AN ACT

To enact R.S. 49:220.5(C)(3), relative to the Louisiana Racing Commission; to provide for relative to definitions; to provide relative to dates of application; and to provide for related matters.

**HOUSE BILL NO. 979**

*BY REPRESENTATIVE E. GUILLOIR*

AN ACT

To amend and reenact R.S. 49:220.5(C)(3), relative to the Louisiana Recovery Authority; to provide for the use of minority-owned businesses in certain recovery-related activities; and to provide for related matters.

**HOUSE BILL NO. 1096**

*BY REPRESENTATIVE LAFLEUR*

AN ACT

To enact R.S. 13:782(1)(4)(d), relative to clerks of courts; to provide that any clerk of court in office for fifty or more years shall be deemed certified under the certification requirements; to provide that such clerk shall not be required to personally attend renewal certification courses; to provide that such clerk shall designate an employee of his office to attend certification courses on his behalf; and to provide for related matters.

**HOUSE BILL NO. 1097**

*BY REPRESENTATIVES LAFLEUR, ALEXANDER, BALDONE, BAUDOIN, BAYLOR, BRUCE, BURRELL, CAZAYOUX, CRANE, CROWE, CROWE, DANIEL, DARTEZ, DOERGE, DORSEY, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FRITH, GLOVER, GREENE, GUILLORY, HEBERT, HILL, HUTER, JOHNS, KATZ, KENNEY, LARBUZZO, MCDONALD, MONTGOMERY, ODINET, PITRE, M. POWELL, T. POWELL, RITCHIE, ROBIDEAUX, SALTER, SCALISE, SMILEY, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, WADDELL, WALKER, WHITE, AND WINSTON*

AN ACT

To enact R.S. 9:2800.16, relative to a limitation of liability; to provide immunity for the use of force or violence in certain circumstances; to provide for attorney fees; to provide for costs and expenses; and to provide for related matters.

**HOUSE BILL NO. 1199**

*BY REPRESENTATIVE CROWE*

AN ACT

To amend and reenact R.S. 15:542(B)(introductory paragraph) and (D) and to enact R.S. 15:542(B)(7), relative to registration of sex offenders; to provide for registration of sex offenders ten days prior to release from confinement from a state correctional facility.
facility; to provide for the offender's photograph to be placed on the office of state police's web site; to provide for the initial payment of the registration fee upon release from confinement; and to provide for related matters.

HOUSE BILL NO. 1206—
BY REPRESENTATIVE QUEZAIRE
AN ACT
To require the mayors of certain municipalities within the territorial boundaries of certain airport authorities to be members of the boards of commissioners of such airport authorities; and to provide for related matters.

HOUSE BILL NO. 1256—
BY REPRESENTATIVE SCALISE
AN ACT
To amend and reenact R.S. 29:726(E)(20) and to enact R.S. 29:726(E)(21), relative to the duties of the Governor's Office of Homeland Security and Emergency Preparedness; to require the office to study the pre-bidding of certain disaster response contracts; and to provide for related matters.

HOUSE BILL NO. 1260—
BY REPRESENTATIVES M. POWELL AND SCALISE
AN ACT
To amend and reenact R.S. 14:38.2(A)(2) and R.S. 17:416(A)(1)(c)(vii)(aa), (bb), and (cc), relative to assault on a school employee; to define the crime of assault on a school employee; to provide for the discipline of public elementary and secondary school pupils found guilty of certain offenses involving assault on a school employee; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 1274—
BY REPRESENTATIVE TOOMY
AN ACT
To amend and reenact R.S. 1:17:5(E)(1)(b) and to enact R.S. 1:55(E)(5), relative to holidays for the clerk of court's office of a district court, parish court, and city court and holidays of all the courts; to authorize a clerk of court to close his office when an emergency has been declared by either the governor or the local governing authority; to provide clarification for the holidays of courts generally; and to provide for related matters.

HOUSE BILL NO. 1275—
BY REPRESENTATIVE TOOMY
AN ACT
To enact R.S. 15:85(3)(d), relative to bond forfeitures; to require a defendant to reimburse the clerk of court for postage and expenses associated with mailing out required notices; and to provide for related matters.

HOUSE BILL NO. 1334—
BY REPRESENTATIVE CROWE AND SENATOR BROOME
AN ACT
To amend and reenact R.S. 17:415.1(C), relative to textbook adoption; to provide for duration of time, locations, and procedures relative to inspection and review of textbooks prior to state adoption; to provide for rules and regulations; and to provide for related matters.

HOUSE BILL NO. 1364 (Substitute for House Bill No. 50 by Representative Thompson)—
BY REPRESENTATIVES THOMPSON AND SENATORS ELLINGTON, MARIONNEAUX, AND SHEPHERD
AN ACT
To amend and reenact R.S. 14:103(B) and to enact R.S. 14:103(A)(7) and (8), relative to disturbing the peace; to provide for additional elements of the crime of disturbing the peace relative to funerals; to provide for additional penalties; and to provide for related matters.

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. Jefferson - 1 day
Rep. T. Powell - 1 day
Rep. Winston - 1 day

Adjournment
On motion of Rep. Kenney, at 8:18 P.M., the House agreed to adjourn until Sunday, June 18, 2006, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Sunday, June 18, 2006.

ALFRED W. SPEER
Clerk of the House