

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

THIRD DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, May 2, 2007

The House of Representatives was called to order at 5:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Total - 102		

ABSENT

Dartez	Kennard	Schneider
Total - 3		

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Rep. Katz.

Pledge of Allegiance

Rep. Elbert Guillory 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. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Badon, the Journal of May 1, 2007, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 2, 2007

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. 24
Returned without amendments

House Concurrent Resolution No. 45
Returned without amendments

House Concurrent Resolution No. 49
Returned without amendments

House Concurrent Resolution No. 54
Returned without amendments

House Concurrent Resolution No. 57
Returned without amendments

House Concurrent Resolution No. 59
Returned without amendments

House Concurrent Resolution No. 61
Returned without amendments

House Concurrent Resolution No. 62
Returned without amendments

House Concurrent Resolution No. 65
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 2, 2007

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. 32

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Concurrent Resolutions

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

**SENATE CONCURRENT RESOLUTION NO. 32—
BY SENATOR HOLLIS AND REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION**

To commend the Republic of China on Taiwan for its contributions to promoting world health and to express support for its bid to obtain observer status in the World Health Organization.

Read by title.

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

**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. 10—
BY REPRESENTATIVE DORSEY
A RESOLUTION**

To commend Cassie Alsfeld and Josh King and other members of the Moving Forward campaign upon their victory in the LSU student government elections in the spring of 2007.

Read by title.

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

**HOUSE RESOLUTION NO. 11—
BY REPRESENTATIVES TOWNSEND, BAYLOR, FRITH, AND PINAC
A RESOLUTION**

To recognize Wednesday, May 2, 2007, as Louisiana Culture, Recreation and Tourism Appreciation Day.

Read by title.

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

**HOUSE RESOLUTION NO. 12—
BY REPRESENTATIVE PINAC
A RESOLUTION**

To recognize May 3, 2007, as "FFA Day" at the Louisiana House of Representatives and to commend the current state officers of the Future Farmers of America (FFA) organization.

Read by title.

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

**HOUSE RESOLUTION NO. 13—
BY REPRESENTATIVE MORRELL
A RESOLUTION**

To urge and request the Supreme Court of Louisiana to revise its rules to allow private attorneys who provide indigent defense services to obtain commensurate mandatory continuing legal education credit for such service in lieu of payment.

Read by title.

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

**HOUSE RESOLUTION NO. 14—
BY REPRESENTATIVE DURAND
A RESOLUTION**

To urge and request the House Committee on Appropriations to fund the Family Opportunity Act.

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 15—
BY REPRESENTATIVES RICHMOND, BADON, BARROW, BAYLOR,
BURRELL, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT,
GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON,
JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE,
AND WILLIAMS
A RESOLUTION**

To express support for the All Healthy Children Act of 2007.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVES CRANE, BAUDOIN, CURTIS, DARTEZ,
FARRAR, HILL, SMILEY, AND JOHN SMITH AND SENATORS CAIN,
CASSIDY, FONTENOT, B. GAUTREAUX, HINES, AND MCPHERSON
A CONCURRENT RESOLUTION**

To commend the recipients of the 2007 Louisiana Young Heroes awards.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 69—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION**

To designate the month of May 2007 as Amyotrophic Lateral Sclerosis Awareness Month.

Read by title.

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

Ordered to the Senate.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 292—

BY REPRESENTATIVE LAFLEUR
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(26), relative to St. Landry Parish; to increase the maximum rate of the hotel occupancy tax authorized to be levied by the St. Landry Parish Tourist Commission; and to provide for related matters.

Read by title.

HOUSE BILL NO. 908—

BY REPRESENTATIVE DANIEL
AN ACT

To amend and reenact R.S. 56:2011 through 2015, relative to dredging of fill sand and fill material on state water bottoms; to provide relative to a license for such activity; to provide relative to royalty payments for such activity; to provide relative to penalties; and to provide for related matters.

Read by title.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE TRICHE
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2008 Regular Session of the Legislature of Louisiana the provisions of Part IV-A of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1730.21 through 1730.39, providing for the State Uniform Construction Code.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To urge and request the secretary of state to study the impact on voting of voting machine malfunction and to study the feasibility of using backup paper ballots at polls on election day.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

HOUSE CONCURRENT RESOLUTION NO. 66—

BY REPRESENTATIVE TOWNSEND
A CONCURRENT RESOLUTION

To direct the commissioner of insurance to require workers' compensation insurers to review and reassess the risk classification for industries considered to be engaged in a hazardous business.

Read by title.

Under the rules, the above resolution was referred to the Committee on Insurance.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR DUPLESSIS AND REPRESENTATIVE BADON
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States and to urge and request the respective executive branch departments to take a proactive role in assisting the communities of New Orleans East in protecting their health and safety and in promoting economic development.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 15—

BY SENATOR QUINN
A CONCURRENT RESOLUTION

To designate October 2007, as Cochlear Implant Awareness Month in support of raising awareness of an implantable hearing solution for individuals with severe hearing loss.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 21—

BY SENATOR JACKSON
A CONCURRENT RESOLUTION

To designate the month of June as "Hemophilia Awareness Month."

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 24—

BY SENATORS HINES AND CRAVINS
A CONCURRENT RESOLUTION

To designate May 2007, as American Stroke Month in Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 29—

BY SENATOR HINES
A CONCURRENT RESOLUTION

To designate May 2007 as "Breast Cancer Awareness Month."

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 375—

BY REPRESENTATIVE TOOMY
AN ACT

To enact R.S. 9:2347(M), relative to public property; to provide that property owned by a public trust having as its beneficiary the parish of Jefferson, is public and is used for a public purpose; to provide for payments in lieu of taxes by lessees of such public trust; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 455—

BY REPRESENTATIVE TOOMY
AN ACT

To amend and reenact R.S. 33:9039.15(A), relative to community development districts; to provide relative to membership of the boards of supervisors of such districts; to permit additional members on the boards of supervisors of such districts located within Jefferson Parish; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 906—

BY REPRESENTATIVE FARRAR
AN ACT

To amend and reenact R.S. 47:331(P)(2) and to enact R.S. 47:302(U) and 321(K), relative to the sales and use tax; to provide for the effectiveness and applicability of the exemptions for electric power or energy, natural gas, water, and steam; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

HOUSE BILL NO. 907—

BY REPRESENTATIVE FARRAR
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2007-2008 to be used to pay the consent judgment in the suit entitled "Phillip Dale Benoit, et al v. Travelers Property and Casualty Insurance Company, et al"; and to provide for related matters.

Read by title.

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

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 4—

BY REPRESENTATIVES ALARIO, BAYLOR, CAZAYOUX, DEWITT, DOERGE, GRAY, ELCIE GULLORY, HUNTER, JACKSON, JEFFERSON, LAFLEUR, McDONALD, McVEA, MORRISH, SCALISE, JACK SMITH, JOHN SMITH, ST. GERMAIN, THOMPSON, AND TRICHE
AN ACT

To amend and reenact R.S. 33:2002(A)(1), 2218.2(A)(1) and (2)(a), and 2218.8(B) and (G) and to enact R.S. 33:2218.10, relative to supplemental pay for firemen, police officers, law enforcement

officers of certain state agencies and political subdivisions, deputy sheriffs, and full-time deputy sheriffs employed as field representatives or process servers, harbor police, bridge police, and fireboat employees; to increase such supplemental pay; to provide for extra compensation for commissioned law enforcement officers of the Department of Wildlife and Fisheries and commissioned law enforcement officers of the Department of Public Safety and Corrections, excluding those in state police service; to provide for extra compensation for commissioned law enforcement officers employed by a public institution of higher education; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 4 by Representative Alario

AMENDMENT NO. 1

On page 1, at the end of line 2, after (G) and before the comma "," insert "and to enact R.S. 33:2218.10"

AMENDMENT NO. 2

On page 1, line 5, after "process servers" change the semicolon ";" to a comma "," and insert "harbor police, bridge police, and fireboat employees;"

AMENDMENT NO. 3

On page 1, line 6, after "pay;" and before "to provide" insert the following:

"to provide for extra compensation for commissioned law enforcement officers of the Department of Wildlife and Fisheries and commissioned law enforcement officers of the Department of Public Safety and Corrections, excluding those in state police service; to provide for extra compensation for commissioned law enforcement officers employed by a public institution of higher education;"

AMENDMENT NO. 4

On page 1, line 9, after "reenacted" and before "to read" insert "and R.S. 33:2218.10 is hereby enacted"

AMENDMENT NO. 5

On page 2, line 3, change "fifty" to "twenty-five"

AMENDMENT NO. 6

On page 2, line 17, change "fifty" to "twenty-five"

AMENDMENT NO. 7

On page 2, line 29, change "fifty" to "twenty-five"

AMENDMENT NO. 8

On page 3, line 17, change "fifty" to "twenty-five"

AMENDMENT NO. 9

On page 3, line 23, change "fifty" to "twenty-five"

AMENDMENT NO. 10

On page 3, between lines 27 and 28, insert the following:

"* * *

§2218.10. Extra compensation for commissioned full-time harbor police, fireboat personnel, and bridge police

In addition to the compensation now paid to any harbor police officer, fireboat operator, and bridge police officer, every harbor police officer, fireboat employee, and bridge police officer who is a full-time employee, and who is paid a salary of not less than eight hundred dollars per month and who has completed and passed a post-certified training program as provided in R.S. 40:2405 and who has completed or who hereafter completes one year of service shall be paid by the state extra compensation in the amount of four hundred twenty-five dollars per month."

AMENDMENT NO. 11

On page 3, between lines 27 and 28, insert the following:

"Section 2. The legislature does hereby urge and request the State Civil Service Commission to increase the salary for commissioned law enforcement agents of the Department of Wildlife and Fisheries and commissioned law enforcement officers of the Department of Public Safety and Corrections, excluding those in the state police service, by an amount equal to the amount of the supplemental pay increase provided in this Act for firefighters, municipal police, and deputy sheriffs. Upon approval of the State Civil Service Commission and the governor, and out of monies appropriated for this purpose, the salaries of commissioned law enforcement agents of the Department of Wildlife and Fisheries and commissioned law enforcement officers of the Department of Public Safety and Corrections, excluding those in the state police service, shall be increased by an amount equal to the amount of the supplemental pay increase provided in this Act.

Section 3. The legislature does hereby urge and request the State Civil Service Commission to increase the salary of commissioned law enforcement officers of public institutions of higher education of the state. Upon approval of the State Civil Service Commission and the governor, and out of monies appropriated for this purpose, the salaries of commissioned law enforcement officers employed by any public institution of higher education of the state shall be increased by an amount equal to the amount of the supplemental pay increase provided in this Act."

AMENDMENT NO. 12

On page 3, at the beginning of line 28, change "Section 2." to "Section 4."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 159—

BY REPRESENTATIVE MORRISH
AN ACT

To amend and reenact R.S. 47:462(B)(2)(c), relative to registration tax on boat trailers; to continue the additional tax on such trailers used to fund aquatic weed control programs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 200—

BY REPRESENTATIVE SALTER
AN ACT

To amend and reenact R.S. 47:1908(A)(40) and (C), relative to the assessor of Red River Parish; to provide for an increase in the assessor's expense allowance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 211—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 47:1923(D), relative to tax assessors; to provide for the payment of certain insurance premiums for certain retired assessors and assessor's employees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 240—

BY REPRESENTATIVES TOWNSEND, MONTGOMERY, ARNOLD, BADON, BURRELL, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY, MARCHAND, ODINET, MORRIS, RICHMOND, RITCHIE, JANE SMITH, AND WADDELL AND SENATORS ADLEY, CHEEK, AND HEITMEIER
AN ACT

To amend and reenact R.S. 47:305.50, relative to sales and use tax; to provide for an exemption from state and local sales and use taxes for certain trucks and trailers; to provide relative to certain requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 240 by Representative Townsend

AMENDMENT NO. 1

On page 1, at the end of line 14, insert the following:

"The determination of whether a truck is used at least eighty percent of the time in interstate commerce shall be based solely on the actual mileage of such truck; however, no truck shall have more than twenty percent Louisiana intrastate miles."

AMENDMENT NO. 2

On page 2, delete line 4 in its entirety and insert the following:

"a registered gross weight as defined in R.S. 47:451 of at least eighty thousand pounds."

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AMENDMENT NO. 3

On page 2, line 25, after "Subsection." delete the remainder of the line and delete lines 26 and 27 in their entirety

AMENDMENT NO. 4

On page 3, line 1, after "prior to" delete the remainder of the line

AMENDMENT NO. 5

On page 3, line 3, change "secretary" to "auditor"

AMENDMENT NO. 6

On page 3, line 4, after "to the" delete the remainder of the line and delete lines 5 through 9 in their entirety and insert the following:

"secretary of the Department of Revenue. The secretary shall approve the scope of action of the department. No audit or investigation shall proceed without approval by the secretary."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 335—

BY REPRESENTATIVES LAFLEUR, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HONEY, KENNEY, ODINET, RICHMOND, RITCHIE, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:2180.1(A), relative to the fee paid for notice of ad valorem tax delinquency to mortgagees; to repeal the annual fee of five dollars; to authorize a new one-time fee of twenty dollars for notice of tax delinquency; to provide relative to the notice of delinquency to the current mortgage holder upon payment of the fee; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 367—

BY REPRESENTATIVES TOWNSEND, FARRAR, AND FAUCHEUX AND SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:293(7) and to enact R.S. 47:293(6)(a)(x) and 293.1, relative to the individual income tax; to authorize an exclusion for state income tax refunds from tax table income for certain taxpayers; to provide relative to certain definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 368—

BY REPRESENTATIVES TOWNSEND, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY, MARCHAND, ODINET, RICHMOND, RITCHIE, AND JANE SMITH AND SENATOR MOUNT

AN ACT

To amend and reenact R.S. 47:293(7) and to enact R.S. 47:293(6)(a)(x) and 293.1, relative to the individual income tax; to authorize an exclusion for money received from the Louisiana Recovery Authority; to provide relative to certain definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 372—

BY REPRESENTATIVES TOWNSEND, ARNOLD, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY, MARCHAND, ODINET, RICHMOND, AND RITCHIE

AN ACT

To amend and reenact R.S. 51:1787(A), (B), (I), and (J) and 2456(B) and to repeal R.S. 51:1787(C), (D), and (H), relative to the enterprise zone program; to provide for a refundable investment income tax credit; to provide relative to the tax credit for certain employees; to provide for certain contract requirements for businesses; to repeal various redundant provisions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 372 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 4, after "investment" insert "income"

AMENDMENT NO. 2

On page 2, line 16, after "investment" insert "income"

AMENDMENT NO. 3

On page 8, line 20, after "investment" insert "income"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 417—

BY REPRESENTATIVES FAUCHEUX, ARNOLD, BADON, BURRELL, CURTIS, FARRAR, HILL, KENNEY, MARCHAND, ODINET, RICHMOND, RITCHIE, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:715.1(B), 818.2(43), (44), and (55), 818.13(C), 818.15(A)(1), 818.37(A)(introductory paragraph)

and (B), and 818.40(A)(1) and to enact R.S. 47:818.2(38.1) and (64)(b)(iii) and (e) and 818.14(E) and (F), relative to the taxes on gasoline, motor fuel, and special fuel; to provide relative to certain definitions; to provide relative to the point of imposition of the tax; to provide relative to exemptions from such tax; to provide relative to the refund of taxes paid by certain school bus drivers; to exempt certain persons from licensing requirements; to require that certain persons be licensed in order to apply for refunds; to increase the bond of certain persons; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 417 by Representative Faucheux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert the following:

"R.S. 47:715.1(B), 818.2(43), (44), and (55), 818.13(C), 818.15(A)(1), 818.37(A)(introductory paragraph) and (B), and"

AMENDMENT NO. 2

On page 1, line 6, after "tax;" insert "to provide relative to the refund of taxes paid by certain school bus drivers;"

AMENDMENT NO. 3

On page 1, line 7, after "to require" delete "certain persons to the" and insert "that certain persons be"

AMENDMENT NO. 4

On page 1, line 11, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 47:715.1(B), 818.2(43), (44), and (55), 818.13(C), 818.15(A)(1), and 818.37(A)(introductory paragraph) and (B)"

AMENDMENT NO. 5

On page 1, between lines 13 and 14, insert the following:

"§715.1. Reimbursement of funds; school buses

* * *

B. The secretary of the Department of Revenue shall, upon receipt of a statement and supporting documentation of gasoline tax or special fuels purchases submitted to him by a contract driver and owner qualifying under this Section, refund ~~one-half~~ three-fourths of the total amount of gasoline taxes and special fuels taxes paid by each pursuant to R.S. 47:711 et seq. and R.S. 47:801 et seq. This statement shall be submitted annually at the end of each school year on forms provided by the secretary. The secretary may adopt and promulgate rules and regulations necessary to implement the provisions of this Section.

* * *

AMENDMENT NO. 6

On page 3, line 20, after "fuel" insert a period "." and delete the remainder of the line and insert the following:

"(4) The importation from a foreign country or another state, not in"

AMENDMENT NO. 7

On page 4, delete line 8 in its entirety and insert the following:

"§818.15. Use subject to refund of taxes paid

A.

* * *

(1) Contract drivers of all privately owned school buses transporting Louisiana students may qualify for a refund of ~~one-half~~ three-fourths of the gasoline or diesel fuel tax provided for in this Subpart. This refund shall extend to all contract school buses transporting Louisiana students in public and nonpublic schools regardless of whether such students are preschool, elementary, secondary, or postsecondary students; however, this refund shall not extend to commercial buses that transport students only incidentally as a part of the operator's regular business. The reimbursement provided for in this Paragraph shall be paid from the Parish Transportation Fund allocable to the parish from which the reimbursement is claimed.

* * *

AMENDMENT NO. 8

On page 5, between lines 2 and 3, insert the following:

"Section 4. The Louisiana State Law Institute is hereby authorized and directed to redesignate R.S. 47:818.2(38.1) as R.S. 47:818.2(39) and to renumber the remaining Paragraphs in such Section accordingly."

AMENDMENT NO. 9

On page 5, at the beginning of line 3, change "Section 4." to "Section 5."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 467—

BY REPRESENTATIVE TOWNSEND AND SENATOR HEITMEIER
AN ACT

To amend and reenact R.S. 47:1907(A)(1), relative to assessors; to increase the compensation schedule for assessors; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 633—

BY REPRESENTATIVES TOWNSEND, MONTGOMERY, ARNOLD, BADON, BALDONE, BURRELL, DARTEZ, FARRAR, FAUCHEUX, HILL, KENNEY, MORRIS, ODINET, JANE SMITH, AND WADDELL
AN ACT

To enact R.S. 47:301(16)(m), relative to state and local sales and use taxes; to provide for an exclusion for machinery and equipment used by certain motor vehicle manufacturers; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 633 by Representative Townsend

AMENDMENT NO. 1

On page 2, line 6, after "Section 2." delete the remainder of the line and delete lines 7 and 8 in their entirety and insert the following:

"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."

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

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

Under the rules, placed on the regular calendar.

**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. 16—
BY REPRESENTATIVE BARROW

A RESOLUTION

To proclaim May 3, 2007, as "Grandparents Day".

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 70—
BY REPRESENTATIVE LAFONTA

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to expedite the Federal Emergency Management Agency's provision of advance funding for expenses for hurricane response projects covered by Project Worksheets submitted by local governments and to do everything possible to provide for the adequate and speedy completion of such projects

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Administration of Criminal Justice**

May 2, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 21, by White
Reported favorably. (8-0) (Regular)

House Bill No. 22, by Farrar
Reported favorably. (8-0) (Regular)

House Bill No. 70, by Waddell
Reported favorably. (10-0) (Regular)

House Bill No. 134, by Chandler
Reported favorably. (10-0) (Regular)

House Bill No. 136, by Bruce
Reported favorably. (8-0) (Regular)

House Bill No. 150, by Ansardi
Reported favorably. (11-0) (Regular)

House Bill No. 164, by Cazayoux
Reported with amendments. (10-0) (Regular)

House Bill No. 243, by Damico
Reported favorably. (8-0) (Regular)

House Bill No. 342, by Wooton
Reported favorably. (11-0) (Regular)

House Bill No. 354, by Wooton
Reported with amendments. (12-0) (Regular)

House Bill No. 547, by Martiny
Reported favorably. (9-2) (Regular)

House Bill No. 610, by Odinet
Reported favorably. (9-0) (Regular)

House Bill No. 736, by Richmond
Reported with amendments. (7-4) (Regular)

House Bill No. 867, by Williams, Patrick
Reported with amendments. (11-0) (Regular)

DANIEL R. MARTINY
Chairman

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

May 2, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 25, by Crowe
Reported favorably. (14-0) (Regular)

House Bill No. 178, by Doerge
Reported with amendments. (10-0) (Regular)

House Bill No. 355, by Kleckley
Reported favorably. (11-0) (Regular)

House Bill No. 387, by Farrar
Reported favorably. (11-0) (Regular)

House Bill No. 535, by Anders
Reported with amendments. (11-0) (Regular)

House Bill No. 573, by Morrish
Reported favorably. (11-0) (Regular)

House Bill No. 680, by Durand
Reported favorably. (11-0) (Regular)

SYDNIE MAE M. DURAND
Chairman

**Report of the Committee on
Insurance**

May 2, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 312, by Smith, Gary
Reported favorably. (15-0) (Regular)

House Bill No. 695, by Harris
Reported favorably. (17-0) (Regular)

House Bill No. 890, by Barrow
Reported by substitute. (14-2-1) (Regular)

KAREN R. CARTER
Chairman

**Report of the Committee on
Natural Resources**

May 2, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 62, by Crowe
Reported with amendments. (10-0-1) (Regular)

House Bill No. 114, by Bowler
Reported favorably. (10-0-1) (Regular)

House Bill No. 187, by Pierre
Reported with amendments. (11-0-1) (Regular)

House Bill No. 326, by Smith, Jack
Reported favorably. (10-0-1) (Regular)

House Bill No. 327, by Lambert
Reported favorably. (9-0-1) (Regular)

House Bill No. 328, by Pierre
Reported favorably. (9-0-1) (Regular)

House Bill No. 329, by St. Germain
Reported favorably. (9-0-1) (Regular)

House Bill No. 331, by St. Germain
Reported favorably. (9-0-1) (Regular)

House Bill No. 356, by Frith
Reported with amendments. (9-0-1) (Regular)

House Bill No. 582, by Winston
Reported favorably. (12-0-1) (Regular)

WILFRED T. PIERRE
Chairman

Privileged Report of the Committee on Enrollment

May 2, 2007

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. 7—
BY REPRESENTATIVE FARRAR
A RESOLUTION

To commend the Alexandria Historical and Genealogical Library and Museum upon the occasion of its 100th anniversary.

HOUSE RESOLUTION NO. 8—
BY REPRESENTATIVES HUTTER, BARROW, BAUDOIN, BOWLER, BRUCE, K. CARTER, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, WALKER, AND WINSTON
A RESOLUTION

To recognize Thursday, May 17, 2007, as Louisiana Legislators Wear Red Day for Women and to recognize the importance of promoting women's health and well-being.

HOUSE RESOLUTION NO. 9—
BY REPRESENTATIVES CRANE, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, WINSTON, AND WOOTON
A RESOLUTION

To commend Dr. Ray P. Authement for his outstanding accomplishments and singular contributions to the University of Louisiana at Lafayette and to express gratitude to him for his exemplary term of dedicated and highly productive public service.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

May 2, 2007

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. 8—
BY REPRESENTATIVES SALTER, ANDERS, CHANDLER, FANNIN,
KENNEY, AND TOWNSEND AND SENATORS ELLINGTON AND SMITH
A CONCURRENT RESOLUTION

To designate portions of United States Highway 84 and Louisiana Highway 6 as the El Camino East/West Corridor and to express support for funding the improvements necessary to widen the entire route to four lanes.

HOUSE CONCURRENT RESOLUTION NO. 16—
BY REPRESENTATIVE DURAND
A CONCURRENT RESOLUTION

To commend Sharyn Scheyd for her work as an advocate on behalf of Louisiana citizens with disabilities and those who are elderly.

HOUSE CONCURRENT RESOLUTION NO. 22—
BY REPRESENTATIVE BRUCE
A CONCURRENT RESOLUTION

To commend Hope McFarland of Keithville upon receipt of a 2007 Prudential Spirit of Community Award.

HOUSE CONCURRENT RESOLUTION NO. 25—
BY REPRESENTATIVES SCHNEIDER AND CROWE
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Captain Robert V. Callahan, Jr., of the Slidell Police Department.

HOUSE CONCURRENT RESOLUTION NO. 26—
BY REPRESENTATIVE SCHNEIDER
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Constantin "Chris" Kerageorgiou, renowned chef and founder of La Provence restaurant in Lacombe.

HOUSE CONCURRENT RESOLUTION NO. 27—
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To strongly urge and request the United States Postal Service, particularly the postmaster of New Orleans, to take all necessary measures to facilitate the long-overdue restoration of regular mail service to the citizens of New Orleans, including regular home delivery.

HOUSE CONCURRENT RESOLUTION NO. 30—
BY REPRESENTATIVE SALTER AND SENATOR HINES
A CONCURRENT RESOLUTION

To commend the Public Administration Institute Student Association (PAISA) at Louisiana State University and to recognize April 13, 2007, as the ninth annual PAISA Day in the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 31—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To commend Louisiana's school support workers and to recognize the first Tuesday in May annually as School Support Workers Day.

HOUSE CONCURRENT RESOLUTION NO. 32—
BY REPRESENTATIVES TUCKER AND ARNOLD AND SENATORS HEITMEIER AND SHEPHERD
A CONCURRENT RESOLUTION

To commend the Cougars basketball team of Edna Karr High School in Algiers upon winning the Class 3A state championship.

HOUSE CONCURRENT RESOLUTION NO. 34—
BY REPRESENTATIVES SALTER, ALARIO, ALEXANDER, ANDERS,
ANSARDI, ARNOLD, BADON, BALDONE, BARROW, BAUDOIN,
BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER,
R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS,
DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE,
DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH,
GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE
GUILLORY, MICKY GUILLORY, HARRIS, HEATON, HEBERT, HILL,
HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ,

KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA,
LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY,
MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS,
MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL,
QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SCALISE,
SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN
SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND,
TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH,
WHITE, WILLIAMS, WINSTON, AND WOOTON AND SENATORS
ADLEY, AMEDEE, BAJOLE, BARHAM, BOASSO, BROOME, CAIN,
CASSIDY, CHAISSON, CHEEK, CRAVINS, DUPLESSIS, DUPRE,
ELLINGTON, FIELDS, FONTENOT, B. GAUTREAUX, N. GAUTREAUX,
HEITMEIER, HINES, HOLLIS, JACKSON, JONES, KOSTELKA, LENTINI,
MALONE, MARIONNEAUX, MCPHERSON, MICHOT, MOUNT,
MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD,
SMITH, THEUNISSEN, AND ULLO

A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Jules F. Regard of Baton Rouge.

HOUSE CONCURRENT RESOLUTION NO. 35—
BY REPRESENTATIVE MONTGOMERY
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Anthony G. "Tony" Sardisco of Shreveport.

HOUSE CONCURRENT RESOLUTION NO. 37—
BY REPRESENTATIVES KLECKLEY, FRITH, GEYMAN, ELCIE
GUILLORY, HILL, JOHNS, AND MORRISH AND SENATORS CAIN,
MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death, in the line of duty, of Deputy Ronald Alan Inzer of the Calcasieu Parish Sheriff's Office.

HOUSE CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVES KLECKLEY, FRITH, GEYMAN, ELCIE
GUILLORY, HILL, JOHNS, AND MORRISH AND SENATORS CAIN,
MOUNT, AND THEUNISSEN
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Frederick Wayne Frey, assistant district attorney for Calcasieu Parish.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Leave of Absence

Rep. Dartez - 1 day

Rep. Schneider - 1/2 day

Adjournment

On motion of Rep. Trahan, at 5:35 P.M., the House agreed to adjourn until Thursday, May 3, 2007, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Thursday, May 3, 2007.

ALFRED W. SPEER
Clerk of the House