

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

**NINETEENTH 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

Thursday, May 31, 2007

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

Erdey	McVea	Williams
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Total - 105		

ABSENT

Total - 0

The Speaker announced that there were 105 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Beard.

**Pledge of Allegiance**

Rep. Bruce 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. Robideaux, the reading of the Journal was dispensed with.

On motion of Rep. Hebert, the Journal of May 30, 2007, was adopted.

**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 CONCURRENT RESOLUTION NO. 164—**

BY REPRESENTATIVE JEFFERSON  
A CONCURRENT RESOLUTION

To direct the Louisiana Recovery Authority to quickly calculate benefits for pending applicants for The Road Home grants and request that one billion dollars in state funds be made available for the program.

Read by title.

Lies over under the rules.

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 41—**

BY SENATORS N. GAUTREAU, HINES, ADLEY, CAIN, CRAVINS,  
MURRAY, NEVERS, ROMERO, SMITH AND THEUNISSEN  
A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Louisiana Community and Technical Colleges to submit written quarterly reports to the Senate Select Committee on Vocational-Technical Education, the Senate Committee on Education, and the House Committee on Education regarding the progress made in implementing the plan for regional coordination and support of the campuses comprising the Louisiana Technical College.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 64—**

BY SENATOR JONES  
A CONCURRENT RESOLUTION

To urge and request every mayor, sheriff and chief of police for the state of Louisiana to make available the opportunity for every person who has been arrested, but not convicted of a crime, the right to vote absentee in the fall 2007 election.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 73—**  
BY SENATOR CASSIDY

A CONCURRENT RESOLUTION

To recognize October 1, 2007, as World Peace Day in the state of Louisiana.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 74—**  
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To commend Bogalusa native and Pulitzer Prize-winning poet Yusef Komunyakaa upon his being honored with the Louisiana Writer Award.

Read by title.

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

**Senate Bills and Joint Resolutions on  
Second Reading to be Referred**

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

**SENATE BILL NO. 12—**  
BY SENATOR THEUNISSEN

AN ACT

To amend and reenact R.S. 47:301(8)(c), relative to state sales tax exemptions for political subdivisions; to require the issuance of an exemption identification number upon request by a political subdivision; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 21—**  
BY SENATORS SMITH AND NEVERS

AN ACT

To amend and reenact R.S. 3:4411(A), relative to the timber severance tax; to increase the portion of the timber severance tax allocated to the state which is dedicated to the Forestry Productivity Fund; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 74—**  
BY SENATOR DUPRE

AN ACT

To enact R.S. 40:2116(D)(4), relative to nursing facilities in Lafourche Parish; to except the relocation of nursing facilities in the parish from the moratorium on any additional nursing facilities or additional beds in nursing facilities under certain circumstances; 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 Health and Welfare.

**SENATE BILL NO. 117—**  
BY SENATOR MALONE

AN ACT

To enact R.S. 56:292, relative to wild quadrupeds; to prohibit the feeding of wild alligators; to provide exceptions; to provide terms and penalties; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 135—**  
BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY, SHEPHERD AND N. GAUTREAUX AND REPRESENTATIVES RICHMOND AND K. CARTER

AN ACT

To amend and reenact R.S. 47:6019(A)(1)(a) and (2)(a) and (B)(1), to enact R.S. 47:6019(C), and to repeal Section 3 of Act No. 60 of the 2002 Regular Session of the Legislature as amended by Act No. 12 of the 2004 First Extraordinary Session of the Legislature, relative to the state historic rehabilitation credit; to expand the applicability of the credit to certain structures; to remove the credit cap of five million dollars; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 138—**  
BY SENATOR FONTENOT

AN ACT

To amend and reenact R.S. 47:6018, relative to tax credits; to grant a refundable credit against income and corporate franchise tax for the purchase of certain items from certain contractors employing inmate labor; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 155—**  
BY SENATORS JACKSON, CHAISSON, HINES, MOUNT AND NEVERS

AN ACT

To enact R.S. 47:297.7 and to repeal R.S. 47:297(D), relative to the individual income tax; to provide for a child tax credit; to repeal the education tax credit; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 175—**  
BY SENATOR MURRAY

AN ACT

To enact R.S. 9:5625(G)(3), relative to prescription; to provide for the running of prescription to bring an action to enforce a zoning restriction or regulation or violation thereof applicable to the Vieux Carre section of the city of New Orleans; 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.

**SENATE BILL NO. 208—**  
BY SENATOR MOUNT

## AN ACT

To enact Children's Code Article 603(13)(h) and Subpart G of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:358.1 through 358.9, relative to parenting coordinators; to provide for the appointment of a parenting coordinator in child custody cases; to provide for the qualifications of persons who may act as a parenting coordinator; to provide for the duties of the parenting coordinator; to provide for the payment of costs; to provide for the reporting of child abuse; to provide definitions, terms, procedures, and requirements; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 234—**

BY SENATOR SMITH AND REPRESENTATIVES CHANDLER, FANNIN AND TOWNSEND

## AN ACT

To enact Subpart B-37 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.731 through 130.739, relative to economic development; to create the Winn Parish Economic Development District; to provide for the territorial jurisdiction of the district; to provide for a board of commissioners; to provide for employees of the district; to provide for the powers, duties, and functions of the district; to provide for obligations of the district; 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.

**SENATE BILL NO. 240—**

BY SENATOR AMEDEE

## AN ACT

To enact R.S. 40:1730.49, relative to commercial regulations; to provide for energy efficiency and conservation requirements for state-funded major facility projects; to provide for the design, construction, and certification of certain major facility projects; to provide for rules and regulations; to provide for inspections; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 262—**

BY SENATOR ADLEY

## AN ACT

To amend and reenact R.S. 45:302, relative to the Louisiana Public Service Commission; to prohibit the supply of natural gas to a local distributing system from being disconnected or shut-off without prior notice or opportunity for a hearing; authorizes the Louisiana Public Service Commission to promulgate certain rules and regulations; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 285—**

BY SENATOR MICHOT

## AN ACT

To amend and reenact R.S. 51:2453(1), (2), (5)(introductory paragraph), 2454(B), (C), 2455(E)(2), 2457(A)(2)(b), (c), and (f)(i), 2461(B), and 2462, and to enact R.S. 51:2453(6), and 2457(A)(2)(h), relative to the Louisiana Quality Jobs Program; to provide for the benefit rate; to provide for wages; to designate certain distressed regions in this state; to provide for health care benefits; to extend the deadline to accept applications for the program; to provide for the applicability of existing contracts; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 299—**

BY SENATOR BROOME

## AN ACT

To enact R.S. 17:7(26), relative to the duties, functions, and responsibilities of the State Board of Elementary and Secondary Education; to require the State Board of Elementary and Secondary Education to develop, adopt, and provide for the implementation of a visual arts curriculum and a performing arts curriculum in public schools; to provide implementation timelines and requirements; to provide for the development of certain curriculum guides; to provide relative to professional development and training; to require certain instruction in visual arts and performing arts; to provide for the adoption of rules and regulations; to provide relative to funding; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 310—**

BY SENATOR DUPLESSIS AND REPRESENTATIVE K. CARTER

## AN ACT

To amend and reenact R.S. 38:281(9), 291(K)(1), 330.12(A), and 336(A) and to enact R.S. 38:281(10), relative to the Orleans Levee District; to clarify and provide for the ownership and management of certain property of the district; 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 Transportation, Highways and Public Works.

**SENATE BILL NO. 328—**

BY SENATORS HOLLIS, N. GAUTREAUX, MALONE, MARIONNEAUX AND NEVERS

## AN ACT

To enact R.S. 47:293(2) and (6)(a)(i), relative to income tax; to provide for a deduction against state taxable income for certain taxpayers for their property and casualty insurance premium; 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.

**SENATE BILL NO. 331—**

BY SENATORS ELLINGTON, CAIN, N. GAUTREAUX, MALONE AND NEVERS

**AN ACT**

To amend and reenact R.S. 47:301(3)(j) and (13)(m), and to repeal R.S. 47:302(T), 321(J), and 331(R), relative to exclusions from the sales and use tax of the state and any political subdivision whose boundaries are coterminous with those of the state; to provide for an exclusion for the sales price and cost price of electric power or energy and natural gas used by certain taxpayers; 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.

**SENATE BILL NO. 346—**

BY SENATORS BROOME, CAIN, DUPLESSIS, DUPRE, N. GAUTREAUX, KOSTELKA, MALONE, MICHOT, MOUNT AND NEVERS

**AN ACT**

To enact R.S. 47:293(2) and (6)(a)(i), relative to income tax deductions; to provide for a marriage strengthening income tax deduction; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 361 (Substitute of Senate Bill No. 189 by Senator Duplessis)—**

BY SENATORS DUPLESSIS, CHAISSON, HINES, KOSTELKA, MICHOT, MOUNT, NEVERS, DUPRE, N. GAUTREAUX, MURRAY AND SCHEDLER AND REPRESENTATIVES BALDONE, BRUCE, K. CARTER, CAZAYOUX, DORSEY, DOWNS, DURAND, FARRAR, ELCIE, GUILLORY, HILL, KATZ, LAFLEUR, LAFONTA, PINAC, SALTER, GARY SMITH, ST. GERMAIN, TOWNSEND AND WALSWORTH

**AN ACT**

To enact Chapter 2 of Subtitle VII of the Louisiana Revised Statutes of 1950, to be composed of R.S. 47:6101 through 6109, relative to tax credits; to provide for tax credits for individuals for child care expenses, for child care providers, for child care directors and staff, and for businesses providing or assisting child care programs; to authorize the Department of Social Services to establish certain criteria and systems to determine eligibility for the kind and amount of tax credits; 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 and House Concurrent Resolutions Reported by Committee**

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

**HOUSE RESOLUTION NO. 1—**

BY REPRESENTATIVE SCHNEIDER

**A RESOLUTION**

To urge and request the House Committee on Insurance to hold hearings on the Louisiana Citizens Property Insurance Corporation.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Resolution No. 1 by Representative Schneider

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 2, delete line 16 in its entirety and insert "April of 2007."

AMENDMENT NO. 3

On page 2, line 18, after "hereby" delete "authorize and direct" and insert "urge and request"

On motion of Rep. Karen Carter, the amendments were adopted.

Under the rules, the above resolution, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

**HOUSE CONCURRENT RESOLUTION NO. 17—**

BY REPRESENTATIVE SCHNEIDER

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to take such actions as are necessary to create a federal catastrophe fund.

Read by title.

Reported favorably by the Committee on Insurance.

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

**HOUSE CONCURRENT RESOLUTION NO. 102—**

BY REPRESENTATIVES GARY SMITH, ANDERS, BALDONE, K. CARTER, FARRAR, KLECKLEY, MCVEA, MORRELL, SCALISE, AND WALSWORTH

**A CONCURRENT RESOLUTION**

To urge and request the insurance commissioner of this state to work with insurance commissioners of other states across the Gulf Coast and the Eastern Seaboard on creating a regional catastrophe fund.

Read by title.

Reported favorably by the Committee on Insurance.

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

**HOUSE CONCURRENT RESOLUTION NO. 104—**

BY REPRESENTATIVE TOWNSEND

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education and city, parish, and other local public school systems to work together to identify best practices, programs, and initiatives to ensure stable and safe learning environments for all students, including but not limited to the identification of any funding sources and any recommendations for funding by the legislature as it relates to such practices, programs, and initiatives, and to submit a written report on any such recommendations to the legislature prior to the beginning of the 2008 Regular Session.

Read by title.

Reported favorably by the Committee on Education.

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

**HOUSE CONCURRENT RESOLUTION NO. 107—**  
BY REPRESENTATIVES ST. GERMAIN AND JACK SMITH  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to provide assistance and relief for Louisiana's commercial fishing industry through emergency supplemental appropriations.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

**HOUSE CONCURRENT RESOLUTION NO. 114—**  
BY REPRESENTATIVES MONTGOMERY, ALEXANDER, BADON,  
CHANDLER, CRANE, FANNIN, HONEY, AND M. POWELL  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to calculate the total value of all benefits, in addition to salary, provided to Louisiana teachers as part of their total compensation, including but not limited to retirement benefits (including Deferred Retirement Option Plan benefits), survivor benefits, health insurance, dental and optical coverage, life insurance, Section 125 flexible benefits plans, worker's compensation, leaves of absence, incentive pay, supplemental pay, and continuing education programs and to submit a written report of such calculation, detailing the benefits included, to the House Committee on Education and the Senate Committee on Education by not later than October 1, 2007.

Read by title.

Reported favorably by the Committee on Education.

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

**Senate Concurrent Resolutions  
Reported by Committee**

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

**SENATE CONCURRENT RESOLUTION NO. 34—**  
BY SENATORS B. GAUTREAU, DUPRE AND ULLO  
A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority and other appropriate entities to consider the feasibility of certain activities in implementing coastal protection and restoration projects.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

**SENATE CONCURRENT RESOLUTION NO. 49—**  
BY SENATOR N. GAUTREAU  
A CONCURRENT RESOLUTION

To urge and request the federal Department of Interior, U.S. Fish & Wildlife Service, to reestablish migratory and nonmigratory flocks of the endangered whooping crane in Louisiana.

Read by title.

Reported favorably by the Committee on Natural Resources.

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

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

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

**HOUSE BILL NO. 88—**  
BY REPRESENTATIVE MARTINY  
AN ACT

To amend and reenact R.S. 14:98(A)(1)(e), relative to operating a vehicle while intoxicated; to provide with respect to the elements of the crime involving the consumption of excessive quantities of legally obtainable drugs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 88 by Representative Martiny

AMENDMENT NO. 1

On page 1, line 11, after "(e)" and before "The" insert "(i)"

AMENDMENT NO. 2

On page 1, line 13, after "prescription" delete the remainder of the line and delete lines 14 and 15 in their entirety and insert a period "."

AMENDMENT NO. 3

On page 1, between lines 15 and 16 insert the following:

"(ii) It shall be an affirmative defense to any charge under this Subparagraph pursuant to this Section that the operator did not knowingly consume quantities of the drug or drugs which substantially exceed the dosage prescribed by the physician or the dosage recommended by the manufacturer of the drug."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 246—**  
BY REPRESENTATIVE MCDONALD  
AN ACT

To amend and reenact R.S. 37:927(A) and to enact Part II-A of Chapter 11 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:981 through 989, relative to certified medication attendants in licensed nursing homes; to provide for the purpose, application, and definitions; to authorize the Louisiana State Board of Nursing to administer the medication attendant program; to establish qualifications for certification; to provide for authorized and prohibited functions of medication attendants; to require promulgation of rules and regulations; to establish medication administration applicant

requirements; to establish a registry; to provide for a termination date; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 246 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 17, after "license" and before "or" insert a comma " ," and "certificate."

AMENDMENT NO. 2

On page 2, line 2, after "license" and before "or" insert a comma " ," and "certificate." and after "nurse" and before "an" change "or" to "or" and insert a comma " ,"

AMENDMENT NO. 3

On page 2, line 3, after "nurse," and before "and" insert "or a certified medication attendant"

AMENDMENT NO. 4

On page 2, line 4, after "license" and before "or" insert a comma " ," and "certificate."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 251—**  
BY REPRESENTATIVES MICKEY GUILLORY AND DURAND  
AN ACT

To amend and reenact R.S. 36:259(E)(18) and R.S. 37:3353(2) through (6), 3354(A), (B)(introductory paragraph), (3), and (4), 3355(2) and (3), 3356(A), (B)(1), (F), and (G), 3357, 3358(A)(introductory paragraph), (2), and (3), (B), and (D), 3359, 3360(A), and 3361(2) through (4), to enact R.S. 37:3354(B)(5), 3357.1 through 3357.4, and 3358(A)(4) through (19), and to repeal R.S. 37:3354(C) through (E) and 3357(E)(2) and (3), relative to the practice of respiratory therapy; to provide for the transfer of the Respiratory Care Advisory Committee to the Department of Health and Hospitals; to provide for definitions; to provide for licensing requirements; to provide for the practice of certain health care providers; to provide for powers and duties of the Louisiana State Board of Medical Examiners; to provide for the composition, duties, and compensation of the members of the Respiratory Care Advisory Committee; to provide for issuance and renewal of a license; to provide for a continuing education requirement; to provide for a temporary license; to provide for a work permit; to provide for causes for nonissuance, nonrenewal, suspension, or revocation of a license; to provide for fees; to prohibit the false representation of a license; to provide for persons and practices not affected by the Respiratory Therapy Practice Act; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 251 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 1, line 9, after "requirements;" and before "to" insert "to provide for the practice of certain health care providers;"

AMENDMENT NO. 2

On page 2, line 26, after "physician" insert a comma " ," and "advanced practice registered nurse, or physician assistant"

AMENDMENT NO. 3

On page 3, line 8, between "of" and "arterial" insert "peripheral"

AMENDMENT NO. 4

On page 3, line 11, after "physician" insert a comma " ," and "advanced practice registered nurse, or physician assistant" and change "qualified respiratory therapy personnel" to "qualified respiratory therapy personnel a licensed respiratory therapist"

AMENDMENT NO. 5

On page 3, line 12, after "Chapter" insert a period "." and delete the remainder of the line and insert the following:

"Nothing in this Chapter shall be construed to authorize the administration of sedatives, hypnotics, anesthetics or paralytic agents, or intravenous administration of medications, with the exception of the administration of medications necessary during cardiopulmonary arrest by a licensed respiratory therapist certified in Advanced Cardiac Life Support (ACLS), Pediatric Advanced Life Support (PALS), or a Neonatal Resuscitation Program (NRP)."

AMENDMENT NO. 6

On page 3, delete line 13 in its entirety

AMENDMENT NO. 7

On page 3, line 27, change "Respiratory therapy shall also include performance" to "therapy shall also include Performance"

AMENDMENT NO. 8

On page 3, line 29, after "physician" insert a comma " ," and "advanced practice registered nurse, or physician assistant"

AMENDMENT NO. 9

On page 4, line 17, after "therapy" insert "in a special procedure area" and after "order" insert "of a physician, advanced practice registered nurse, or physician assistant"

AMENDMENT NO. 10

On page 4, line 19, after "physician" insert a comma " ," and "advanced practice registered nurse, or physician assistant" and after "orders" insert "pertinent to the practice of respiratory therapy"

AMENDMENT NO. 11

On page 6, line 23, after "Committee" insert "(committee)"

AMENDMENT NO. 12

On page 8, at the beginning of line 12, insert "the"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 313—**  
BY REPRESENTATIVES SCALISE, BURNS, AND MORRELL  
AN ACT

To amend and reenact Code of Criminal Procedure Article 701(B)(1), relative to the right to a speedy trial; to increase the time period for filing a bill of information or indictment when a defendant is held in custody for a felony offense for which the punishment may be death or life imprisonment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 313 by Representative Scalise

AMENDMENT NO. 1

On page 1, line 4, after "offense" delete the semi colon ";" and insert "for which the punishment may be death or life imprisonment;"

AMENDMENT NO. 2

On page 1, at the beginning of line 13, after "(1)" and before "When" insert "(a)"

AMENDMENT NO. 3

On page 1, line 15, change "one hundred twenty" to "sixty"

AMENDMENT NO. 4

On page 1, between lines 16 and 17 insert the following:

"(b) When the defendant is continued in custody subsequent to an arrest, an indictment or information shall be filed within one hundred twenty days of the arrest if the defendant is being held for a felony for which the punishment may be death or life imprisonment."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 412—**  
BY REPRESENTATIVE CRANE  
AN ACT

To amend and reenact R.S. 37:2703(1), 2707(C), and 2708(A)(3) and to repeal R.S. 37:2703(9), relative to social workers; to provide for definitions; to provide for graduate social worker qualifications and employment; to provide for licensed clinical social worker qualifications; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 431—**  
BY REPRESENTATIVE FARRAR  
AN ACT

To amend and reenact R.S. 22:1430.3(A)(5), (8), and (10), to enact R.S. 22:1430.3(F), and to repeal R.S. 22:1430.3(A)(11), relative to the board of directors of the Louisiana Citizens Property Insurance Corporation; to provide for the modification of the governor's appointments to the board of directors for the Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Original House Bill No. 431 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 2, after "(8)," delete "(9), (10), and (11)" and insert "and (10) and to repeal R.S. 22:1430.3(A)(11),"

AMENDMENT NO. 2

On page 1, line 8, after "(8)," delete "(9), (10), and (11)" and insert "and (10)"

AMENDMENT NO. 3

On page 1, line 15, after "(5)" change "Five" to "~~Five~~ Six"

AMENDMENT NO. 4

On page 1, line 15, after "governor" insert a period "."

AMENDMENT NO. 5

On page 1, line 20, delete "as follows:"

AMENDMENT NO. 6

On page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 7

On page 2, line 6, delete "Louisiana Bankers" and at the beginning of line 7 delete "Association," and insert "Property Casualty Insurers Association,"

AMENDMENT NO. 8

On page 2, line 9, after "the" insert "American Insurance Association," and delete "Louisiana Home Builders Association,"

AMENDMENT NO. 9

On page 2, line 12, delete "Society of Louisiana Certified Public" and delete line 13 in its entirety and insert "largest domestic property insurer in the state."

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## AMENDMENT NO. 10

On page 2, line 14 change "(11) One member appointed by the governor from a list of two nominees" to "~~One member appointed by the governor from a list of two nominees~~"

## AMENDMENT NO. 11

One page 2, line 15, change "from the" to "~~from the~~"

## AMENDMENT NO. 12

On page 2, line 16, delete "Louisiana Society of Association Executives, or its successor."

## AMENDMENT NO. 13

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

"F. Any member of the board who misses three consecutive meetings shall be removed from the board.

Section 2. R.S. 22: 1430.3(A)(11) is hereby repealed in its entirety."

On motion of Rep. Karen Carter, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 471—**

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 22:250.34(C) and 250.56(B) and to enact R.S. 22:250.31(22), 250.52(10), and 1243(C) and R.S. 37:1744(C)(4), relative to health insurance fraud; to extend the period of time to review or audit a claim in the event of material misrepresentation or a fraudulent insurance act; to provide for restitution for certain fraudulent insurance acts; to allow monetary or other civil or criminal relief against health care providers for unlawful referrals; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

## **HOUSE BILL NO. 968 (Substitute for House Bill No. 471 by Representative Downs)—**

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 22:250.34(C) and 250.56(B); relative to health insurance fraud; to specify the time allowed for investigation of a claim when there is suspicion of a representation or a fraudulent insurance act; and to provide for related matters.

Read by title.

On motion of Rep. Karen Carter, the substitute was adopted and became House Bill No. 968 by Rep. Downs, on behalf of the Committee on Insurance, as a substitute for House Bill No. 471 by Rep. Downs.

Under the rules, lies over in the same order of business.

## **HOUSE BILL NO. 497—**

BY REPRESENTATIVE DOWNS

AN ACT

To enact R.S. 14:81.4, relative to offenses affecting sexual immorality; to create the crime of prohibited sexual contact between an educator and a student; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Administration of Criminal Justice.

The substitute was read by title as follows:

## **HOUSE BILL NO. 969 (Substitute for House Bill No. 497 by Representative Downs and House Bill No. 586 by Representative Geymann)—**

BY REPRESENTATIVES DOWNS AND GEYMANN

AN ACT

To enact R.S. 14:81.4, relative to offenses affecting sexual immorality; to create the crime of prohibited sexual conduct between an educator and a student; to provide for definitions; to provide for penalties; to provide for mandatory reporting of offenses; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the substitute was adopted and became House Bill No. 969 by Rep. Downs, on behalf of the Committee on Administration of Criminal Justice, as a substitute for House Bill No. 497 by Rep. Downs.

Under the rules, lies over in the same order of business.

## **HOUSE BILL NO. 504—**

BY REPRESENTATIVES CAZAYOUX AND WHITE

AN ACT

To amend and reenact R.S. 15:541(1) and (9), 542, 542.1, 543(A), (B), (C), and (D), 543.1, 544, 545(A)(1) and 549(A), (B), and (D) and to enact R.S. 15:541(14.2) and 542.1.1, 542.1.2, 542.1.3, 542.1.4, and 542.1.5, relative to sex offender registration and notification laws; to revise the laws requiring sex offenders and child predators to register with law enforcement and provide community notification; to provide for procedures for sex offenders and child predators to register with local law enforcement agencies; to provide for procedures for sex offenders and child predators to provide community notifications; to provide for in-person verification by such offenders on a periodic basis; to provide for procedures for out-of-state offenders; to provide relative to the crime of failure to register; to provide with respect to the State Sex Offender and Child Predator Registry; to provide for the duties of the Louisiana Bureau of Criminal Identification and Information; to provide for the duties of the courts and the Department of Public Safety and Corrections; to provide for procedures in emergency situations; to provide for the duration of the registration and notification period; to provide relative to the duties of law enforcement; to provide for definitions; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Administration of Criminal Justice.

The substitute was read by title as follows:



**HOUSE BILL NO. 970 (Substitute for House Bill No. 504 by Representative Cazayoux)—**  
 BY REPRESENTATIVES CAZAYOUX, JANE SMITH, AND WHITE AND SENATOR MOUNT

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(F)(4)(c) and R.S. 15:541(1), (9)(introductory paragraph) and (b), (14.1), (20)(a), and (21), 542.1, 542.1.1, 542.1.2, 542.1.3, 542.1.4, 542.1.5, 542.1.6, 542.1.7, and 543.2, and to repeal Code of Criminal Procedure Article 895(H)(4), relative to sex offender registration and notification laws; to revise the laws requiring sex offenders and child predators to register with law enforcement and provide community notification; to provide for procedures for sex offenders and child predators to register with local law enforcement agencies; to provide for procedures for sex offenders and child predators to provide community notifications; to provide for in-person verification by such offenders on a periodic basis; to provide for procedures for offenders to require notice of change of address in certain circumstances; to provide for procedures for out-of-state offenders; to provide relative to the crime of failure to register; to provide with respect to the State Sex Offender and Child Predator Registry; to provide for the duties of the Louisiana Bureau of Criminal Identification and Information; to provide for the duties of the courts, sheriffs, and the Department of Public Safety and Corrections; to provide for procedures in emergency situations; to provide for the duration of the registration and notification period; to provide relative to the duties of law enforcement; to provide relative to the disclosure of court records; to provide relative to the Sex Offender Registry Technology Fund; to provide for definitions; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the substitute was adopted and became House Bill No. 970 by Rep. Cazayoux, on behalf of the Committee on Administration of Criminal Justice, as a substitute for House Bill No. 504 by Rep. Cazayoux.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 518—**  
 BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 40:2116(D)(2), relative to the moratorium on beds in nursing facilities; to remove the prohibition on additional beds for existing facilities which are being replaced; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 518 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 2, change "repeal" to "amend and reenact"

AMENDMENT NO. 2

On page 1, line 3, delete "repeal the moratorium on beds in nursing facilities" and insert "remove the prohibition on additional beds for existing facilities which are being replaced"

AMENDMENT NO. 3

On page 1, line 6, after "hereby", delete the remainder of the line and insert in lieu thereof "amended and reenacted to read as follows:" and the following:

"§2116. Facility need review

\* \* \*

D.

\* \* \*

(2) The Department of Health and Hospitals shall implement a moratorium on additional beds for nursing facilities. The Department of Health and Hospitals shall not approve any additional nursing facilities or additional beds in nursing facilities through facility need review. This prohibition shall apply only to applications for new beds not approved prior to July 1, 1996. Such prohibition shall become enforceable on July 1, 1996, and shall remain in effect until July 1, 2012. This prohibition shall ~~not~~ apply to the replacement of existing facilities ~~until June 30, 2008~~. However, this prohibition shall ~~also~~ not apply to an operator who had plans for a replacement facility recommended for tentative approval by the division of engineering and architectural services of the Department of Health and Hospitals on or before July 1, 2005, and who has reached vertical construction by October 1, 2005. Vertical construction shall exist when all of the following criteria are met:

\* \* \*

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 563—**  
 BY REPRESENTATIVE JEFFERSON  
 A JOINT RESOLUTION

Proposing to amend Article I, Section 17(A) of the Constitution of Louisiana, to provide that a waiver by a criminal defendant of the right to a trial by jury must be in writing, must be approved by the court, and must have the consent of the prosecuting attorney; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

**HOUSE BILL NO. 586—**  
 BY REPRESENTATIVE GEYMANN  
 AN ACT

To enact R.S. 14:81.4, relative to offenses affecting sexual immorality; to create the crime of prohibited sexual contact between a teacher and a student; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Administration of Criminal Justice.

The substitute was read by title as follows:

**HOUSE BILL NO. 969 (Substitute for House Bill No. 497 by Representative Downs and House Bill No. 586 by Representative Geymann)—**  
BY REPRESENTATIVES DOWNS AND GEYMANN

AN ACT

To enact R.S. 14:81.4, relative to offenses affecting sexual immorality; to create the crime of prohibited sexual conduct between an educator and a student; to provide for definitions; to provide for penalties; to provide for mandatory reporting of offenses; and to provide for related matters.

Read by title.

On motion of Rep. Martiny, the substitute was adopted and became House Bill No. 969 by Rep. Geymann, on behalf of the Committee on Administration of Criminal Justice, as a substitute for House Bill No. 586 by Rep. Geymann.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 603—**

BY REPRESENTATIVE CURTIS

AN ACT

To amend and reenact R.S. 40:2009.4.1(A), relative to nursing homes; to provide for compliance with sprinkler system requirements; to provide for replacement facilities; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 603 by Representative Curtis

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 11, after "approval." and before "Where" insert the following:

"The secretary may grant an extension of time for nursing homes to submit plans by August 31, 2007, provided the nursing home submits to the secretary a written request for an extension including the reason for the delay and the secretary deems the request reasonable."

AMENDMENT NO. 3

On page 1, line 16, change "Section" to "Subsection"

AMENDMENT NO. 4

On page 1, line 17, change "Department of Health and Hospitals" to "department"

AMENDMENT NO. 5

On page 1, line 19, change "Section" to "Subsection"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 675—**

BY REPRESENTATIVE DOWNS

AN ACT

To repeal R.S. 22:1474(B)(5), relative to insurance agents; to repeal the exception that insurance agents and brokers do not have the exclusive use of certain records and information for life and health insurance policies.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

**HOUSE BILL NO. 971 (Substitute for House Bill No. 675 by Representative Downs)—**

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 22:1474(B)(5) and (D)(3) and to enact R.S. 22:1474(D)(4), relative to life insurance; to provide relative to exclusive use of certain records and information for individual life insurance policies; and to provide for related matters.

Read by title.

On motion of Rep. Karen Carter, the substitute was adopted and became House Bill No. 971 by Rep. Downs, on behalf of the Committee on Insurance, as a substitute for House Bill No. 675 by Rep. Downs.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 681—**

BY REPRESENTATIVE GRAY

AN ACT

To enact Children's Code Article 857(C), relative to parole of juveniles; to provide for the eligibility for consideration for parole of a juvenile convicted as an adult upon reaching his thirty-first birthday; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 681 by Representative Gray

AMENDMENT NO. 1

On page 1, line 11, change "VIII." to "III."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 767—**

BY REPRESENTATIVES MCDONALD AND GALLOT

AN ACT

To amend and reenact R.S. 17:221(A)(2) and 233(B)(1) and to enact R.S. 17:233(C), relative to school attendance; to provide for the circumstances under which a student shall be considered habitually tardy; to require parents and other persons having

charge of a student to enforce the attendance of such student at school; to provide relative to violations of such enforcement requirement by parents, tutors, and other persons having charge of certain habitually tardy students; to provide for penalties; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 831—**

BY REPRESENTATIVES HONEY, ALEXANDER, CHANDLER, FANNIN, ELBERT GUILLORY, KENNEY, M. POWELL, RITCHIE, TRAHAN, AND WALKER

AN ACT

To enact R.S. 17:1601.7, relative to state buildings; to provide that the Honors College building located on B.A. Little Drive at Southern University at Baton Rouge be renamed the Dr. Dolores Richard Spikes Honors College Building; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 831 by Representative Honey

AMENDMENT NO. 1

On page 1, line 4, after "Dolores" and before "Spikes" change "R." to "Richard"

AMENDMENT NO. 2

On page 1, between lines 7 and 8, insert:

"§1601.7. Dr. Dolores Richard Spikes Honors College Building"

AMENDMENT NO. 3

On page 1, line 12, after "Dolores" and before "Spikes" change "R." to "Richard"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 850—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To enact R.S. 22:1258.1, relative to surplus lines insurance; to provide for the exemption of surplus lines insurance from certain laws and regulations, including laws regarding form and rate regulation; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

**HOUSE BILL NO. 972 (Substitute for House Bill No. 850 by Representative Faucheux)—**

BY REPRESENTATIVE FAUCHEUX  
AN ACT

To amend and reenact R.S. 22:694, relative to surplus lines insurers; to provide relative to the exemption of surplus lines insurers from the law regarding co-insurance clauses; and to provide for related matters.

Read by title.

On motion of Rep. Karen Carter, the substitute was adopted and became House Bill No. 972 by Rep. Faucheux, on behalf of the Committee on Insurance, as a substitute for House Bill No. 850 by Rep. Faucheux.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 415—**

BY REPRESENTATIVE MORRIS  
AN ACT

To amend and reenact R.S. 11:1761 and 2225(A)(7)(c) and to enact R.S. 11:1145(C) and 2225(A)(7)(d), relative to a nonrecurring lump-sum benefit for certain benefit recipients of certain state and statewide retirement systems; to authorize a nonrecurring lump-sum benefit if a cost-of-living adjustment is not payable based on the system valuation for the fiscal year ending June 30, 2007, subject to certain conditions and limitations; to provide for applicability to the Louisiana School Employees' Retirement System, the Municipal Employees' Retirement System of Louisiana, and the Municipal Police Employees' Retirement System; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 415 by Representative Morris

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:" and before "2225(A)(7)(c)" insert "1761 and"

AMENDMENT NO. 2

On page 1, line 2, after "R.S. 11:" and before "2225(A)(7)(d)" insert "1145(C) and"

AMENDMENT NO. 3

On page 1, line 3 after "to" and before "to authorize" delete "the Municipal Police Employees' Retirement System;" and insert "a nonrecurring lump-sum benefit for certain benefit recipients of certain state and statewide retirement systems;"

AMENDMENT NO. 4

On page 1, line 6, after "limitations;" and before "to provide" insert "to provide for applicability to the Louisiana School Employees' Retirement System, the Municipal Employees' Retirement System of Louisiana, and the Municipal Police Employees' Retirement System;"

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## AMENDMENT NO. 5

On page 1, line 11, after "R.S. 11:" and before "2225(A)(7)(c)" insert "1761 and"

## AMENDMENT NO. 6

On page 1, line 11, change "is" to "are"

## AMENDMENT NO. 7

On page 1, line 12, after "11:" and before "2225(A)(7)(d)" insert "1145(C) and"

## AMENDMENT NO. 8

On page 1, line 12, change "is" to "are"

## AMENDMENT NO. 9

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

"§1145. Cost-of-living adjustment for retirees and beneficiaries;  
nonrecurring lump-sum benefit

\* \* \*

C. In the event a cost-of-living adjustment is not payable based on the valuation for the year ending June 30, 2007, as provided in R.S. 11:242, the board may, in its discretion, authorize a nonrecurring lump-sum benefit supplement to be paid from the excess interest earnings of the system. The benefit supplement may be in an amount not to exceed three percent of the normal annual benefit; however, in no event shall the benefit supplement be less than three hundred dollars. The benefit supplement shall be paid in a single lump-sum payment. The supplement shall be granted only to those who would otherwise be eligible for a cost-of-living adjustment.

\* \* \*

§1761. Cost-of-living adjustment; nonrecurring lump-sum benefit

A. The board of trustees may use interest earnings on Plan A and Plan B investments in excess of normal requirements as determined by actuarial study to provide a cost-of-living adjustment to recipients of benefits of the respective plans who have been retired for a period of not less than one year. The amount of the adjustment shall not exceed two percent of the original benefit for each full calendar year of retirement. Such cost-of-living adjustments shall be paid only when such excess funds are available and payments shall be made in such manner and in such amount as determined by the board of trustees.

B. In the event a cost-of-living adjustment is not payable based on the valuation for the year ending June 30, 2007, as provided in Subsection A of this Section, the board may, in its discretion, authorize a nonrecurring lump-sum benefit supplement to be paid from the excess interest earnings of the system. The benefit supplement may be in an amount not to exceed three percent of the normal annual benefit; however, in no event shall the benefit supplement be less than three hundred dollars. The benefit supplement shall be paid in a single lump-sum payment. The supplement shall be granted only to those who would be eligible for the cost-of-living adjustment authorized by Subsection A of this Section.

\* \* \* "

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

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

Under the rules, placed on the regular calendar.

## **Suspension of the Rules**

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

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

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

### **HOUSE CONCURRENT RESOLUTION NO. 2—**

BY REPRESENTATIVES FRITH, ALEXANDER, BADON, BARROW, CHANDLER, DOWNS, ELBERT, GUILLOREY, HONEY, KENNEY, M. POWELL, T. POWELL, RITCHIE, AND WALKER  
A CONCURRENT RESOLUTION

To urge and request the state Board of Elementary and Secondary Education to submit to the legislature for approval a proposed minimum foundation program formula that will provide for funding for teacher salary increases such that average Louisiana teacher salaries will equal or exceed the average teacher salary for the states in the Southern Regional Education Board region and to express legislative intent to provide funding for such salary increases.

Read by title.

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

Ordered to the Senate.

## **Suspension of the Rules**

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

### **HOUSE CONCURRENT RESOLUTION NO. 105—**

BY REPRESENTATIVES ERDEY, WINSTON, BADON, BOWLER, ELCIE, GUILLOREY, HUNTER, JOHNS, LAFONTA, ODINET, T. POWELL, AND WALKER  
A CONCURRENT RESOLUTION

To urge and request the Department of Labor and the office of risk management to examine the fairness of benefits rendered to those who experience catastrophic injuries sustained while in the course and scope of employment.

Read by title.

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

Ordered to the Senate.

## **Suspension of the Rules**

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

## **Special Order of the Day**

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

**HOUSE BILL NO. 1—**

BY REPRESENTATIVE ALARIO

AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

**Motion**

On motion of Rep. Alario, the House resolved itself into a Committee of the Whole House to take into consideration House Bill No. 1.

**Acting Chairman Thompson in the Chair**

**House Business Resumed**

**Speaker Salter in the Chair**

The committee having risen, the chairman, Rep. Thompson, reported to the House that which the Committee of the Whole House had had under consideration:

**HOUSE BILL NO. 1—**

BY REPRESENTATIVE ALARIO

AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Reported with amendments.

The committee amendments were read as follows:

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Alario in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 18, line 3, change "Homeland Security and Emergency Preparedness" to "Administrative"

AMENDMENT NO. 2

On page 27, delete lines 9 and 10 in their entirety and insert the following:

"to the Parish Councils on Aging Program for the Vernon Council on Aging, Inc. for the Pitkin Senior Citizens Center, Inc. \$ 10,000"

AMENDMENT NO. 3

On page 28, line 3, change "50,000" to "75,000"

AMENDMENT NO. 4

On page 28, delete lines 13 through 15 in their entirety

AMENDMENT NO. 5

On page 41, between lines 9 and 10, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Sex Offender Registry Technology Fund to the Criminal Law and Medicaid Fraud Program for acquisition, implementation, and support of a computer system to assist the sheriff of each parish to monitor and track convicted sex offenders, sexually violent predators, and child predators residing in each such parish according to the State Sex Offender and Child Predator Public Registry, in the event that House Bill No. 504 of the 2007 Regular Session of the Legislature is enacted into law \$ 200,000

Payable out of the State General Fund by Statutory Dedications out of the Sex Offender Registry Technology Fund to the Criminal Law and Medicaid Fraud Program to be distributed to the sheriff of each parish no later than June 15, 2008, based on the population of convicted sex offenders, sexually violent predators, and child predators residing in the respective parish according to the State Sex Offender and Child Predator Public Registry, in the event that House Bill No. 504 of the 2007 Regular Session of the Legislature is enacted into law \$ 250,000"

AMENDMENT NO. 6

On page 42, between lines 11 and 12, insert the following:

"Payable out of the State General Fund by Fees and Self-generated Revenues to the Grants Program for the Louisiana Serve Commission \$ 65,000"

AMENDMENT NO. 7

On page 49, delete line 26 in its entirety

AMENDMENT NO. 8

On page 54, delete lines 23 through 26 in their entirety

AMENDMENT NO. 9

On page 54, between lines 37 and 38, insert the following:

"Payable out of the State General Fund by Interagency Transfers from Southern University to the Business Development Program for technical assistance services to small and minority-owned businesses \$ 15,000"

AMENDMENT NO. 10

On page 55, delete lines 7 through 11 in their entirety

AMENDMENT NO. 11

On page 64, at the end of line 22, change "Louisiana" to "Lafayette"

AMENDMENT NO. 12

On page 85, line 18, change "56,998,770" to "57,039,771"

AMENDMENT NO. 13

On page 85, line 20, change "232,517" to "181,516"

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AMENDMENT NO. 14

On page 90, line 26, change "25,165,872" to "25,114,871"

AMENDMENT NO. 15

On page 90, line 28, change "54,435" to "105,436"

AMENDMENT NO. 16

On page 94, delete lines 1 through 8 in their entirety

AMENDMENT NO. 17

On page 94, between lines 16 and 17, insert the following:

**"ADDITIONAL FUNDING RELATED TO HURRICANE DISASTER RECOVERY"**

EXPENDITURES:

Auxiliary Account - Authorized Positions (7) \$ 4,894,318

TOTAL EXPENDITURES \$ 4,894,318

MEANS OF FINANCE:

State General Fund by:  
Interagency Transfers \$ 4,894,318

TOTAL MEANS OF FINANCING \$ 4,894,318

AMENDMENT NO. 18

On page 115, line 34, change "55,789,124" to "55,749,124"

AMENDMENT NO. 19

On page 116, line 1, change "23,325,828" to "23,365,828"

AMENDMENT NO. 20

On page 117, line 12, after "initiatives" and before "5,382,530" insert ", including three (3) positions"

AMENDMENT NO. 21

On page 120, line 39, after "Program" and before "2,000,000" insert ", including eighteen (18) positions"

AMENDMENT NO. 22

On page 132, between lines 30 and 31, insert the following:

"Payable out of the State General Fund (Direct) to the Administration Program for operational expenses of the Louisiana Assistive Technology Access Network (LATAN) \$ 400,000"

AMENDMENT NO. 23

On page 133, line 3, change "3,359,500" to "3,162,865"

AMENDMENT NO. 24

On page 133, line 15, change "98,214,460" to "98,411,095"

AMENDMENT NO. 25

On page 139, delete lines 5 through 17 in their entirety

AMENDMENT NO. 26

On page 141, between lines 30 and 31, insert the following:

**"ADDITIONAL FUNDING RELATED TO HURRICANE DISASTER RECOVERY"**

EXPENDITURES:

Client Payments \$ 9,400,000

TOTAL EXPENDITURES \$ 9,400,000

MEANS OF FINANCE:

Federal Funds \$ 9,400,000

TOTAL MEANS OF FINANCING \$ 9,400,000

Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund to the Client Services Program for the Louisiana Family Recovery Corporation to provide direct response to residents returning home after the 2005 hurricanes \$ 10,000,000"

AMENDMENT NO. 27

On page 150, line 55, after "of the" delete the remainder of the line, and delete line 56 in its entirety and insert the following:

"barrier islands and shorelines stabilization and preservation program \$ 46,000,000"

AMENDMENT NO. 28

On page 151, line 12, after "of the" delete the remainder of the line, and delete line 13 in its entirety and insert the following:

"barrier islands and shorelines stabilization and preservation program \$ 18,000,000"

AMENDMENT NO. 29

On page 167, at the beginning of line 21, delete "Conservation of the"

AMENDMENT NO. 30

On page 168, between lines 35 and 36, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Conservation Fund to the Louisiana Charter Boat Association for printing and distribution of materials promoting Louisiana's charter boat industry and for the general promotion and protection of Louisiana fisheries \$ 50,000"

AMENDMENT NO. 31

On page 168, line 36, after "ADDITIONAL", delete the remainder of the line and insert "FUNDING RELATED TO HURRICANE DISASTER RECOVERY"

AMENDMENT NO. 32

On page 172, at the end of line 46, change "641,101" to "641,101"

AMENDMENT NO. 33

On page 174, line 41, after "increase," and before "return" insert "faculty"

AMENDMENT NO. 34

On page 176, delete lines 13 through 19 in their entirety

AMENDMENT NO. 35

On page 177, between lines 5 and 6, insert the following:

**"ADDITIONAL FUNDING RELATED TO HURRICANE DISASTER RECOVERY**

EXPENDITURES:	
Board of Regents	\$ 7,728,940
TOTAL EXPENDITURES	<u>\$ 7,728,940</u>

MEANS OF FINANCE:	
Federal Funds	\$ 7,728,940
TOTAL MEANS OF FINANCING	<u>\$ 7,728,940</u>

AMENDMENT NO. 36

On page 178, delete lines 19 through 22 in their entirety

AMENDMENT NO. 37

On page 179, between lines 15 and 16, insert the following:

"Payable out of the State General Fund (Direct) to the Louisiana State University Board of Supervisors for Jefferson Parish Truancy Assessment and Service Center for operating expenses	\$ 150,000"
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AMENDMENT NO. 38

On page 179, after line 61, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Two Percent Fire Insurance Fund for Delgado Community College for the development and operation of a firefighter training center, in the event that House Bill No. 829 of the 2007 Regular Session of the Legislature is enacted into law	\$ 70,000"
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AMENDMENT NO. 39

On page 180, line 2, change "229,803,696" to "10,698,541"

AMENDMENT NO. 40

On page 187, at the end of line 38, after "Control" insert "Fund \$50,000"

AMENDMENT NO. 41

On page 187, delete line 39 in its entirety

AMENDMENT NO. 42

On page 227, delete lines 20 through 23 in their entirety

AMENDMENT NO. 43

On page 232, after line 46, insert the following:

"Payable out of the State General Fund (Direct) to the School and Community Support Program for the St. Mary's Residential Training School	\$ 200,000
Payable out of the State General Fund (Direct) to the School and Community Support Program for Central Iberville Community Complex, Inc. for after-school tutorial programs	\$ 10,000"

AMENDMENT NO. 44

On page 234, line 53, change "January 1, 2007" to "January 1, 2008"

AMENDMENT NO. 45

On page 244, line 3, after "**20-451**", delete the remainder of the line and insert "**LOCAL HOUSING OF STATE ADULT OFFENDERS**"

AMENDMENT NO. 46

On page 253, delete lines 39 through 41 in their entirety and insert the following:

"Provided, however, that in the event that House Bill No. 829 of the 2007 Regular Session is enacted into law, the commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Two Percent Fire Insurance Fund by \$70,000."

AMENDMENT NO. 47

On page 258, line 2, after "House in" and before "for" change "Shriever" to "Schriever"

AMENDMENT NO. 48

On page 261, line 26, change "25,000" to "50,000"

AMENDMENT NO. 49

On page 263, delete lines 6 and 7 in their entirety and insert the following:

"Payable out of the State General Fund (Direct) to the town of Greensburg for the Greensburg Volunteer Fire Department	\$ 20,000
Payable out of the State General Fund (Direct) to the North Helena Fire District	\$ 20,000
Payable out of the State General Fund (Direct) to the St. Helena Tourist Commission	\$ 60,000"

AMENDMENT NO. 50

On page 267, between lines 18 and 19, insert the following:

"Payable out of the State General Fund (Direct) to the Boys and Girls Club of Northeast Louisiana	\$ 25,000
Payable out of the State General Fund (Direct) to the South Louisiana Economic Council, Inc. for the Center for Economic Growth and Technology	\$ 100,000
Payable out of the State General Fund (Direct) to the city of Lake Charles for Fitzenreiter Park	\$ 200,000
Payable out of the State General Fund (Direct) to the Tensas Parish Police Jury Recreation District	\$ 20,000
Payable out of the State General Fund (Direct) to Community Services of Richland, Inc. for operational expenses	\$ 30,000

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Payable out of the State General Fund (Direct) to Urban Housing of America, Inc., Louisiana, for the youth entrepreneurship program \$ 150,000

Payable out of the State General Fund (Direct) to the Downtown Development District of the City of New Orleans \$ 220,000

Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund to the city of New Orleans for the New Orleans Police Department for school buses, recruiting efforts, vans, mobile command units, armored vehicles, bulletproof vests, patrol cars, and bonuses for lateral officers hired from other states \$ 6,640,000

Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund to the city of New Orleans, to be expended in the same manner as monies received by the city pursuant to Act No. 641 of the 2006 Regular Session of the Legislature \$ 4,171,899

Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund to Cameron Parish, to be expended in the same manner as monies received by the parish pursuant to Act No. 641 of the 2006 Regular Session of the Legislature \$ 22,847

Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund to Plaquemines Parish, to be expended in the same manner as monies received by the parish pursuant to Act No. 641 of the 2006 Regular Session of the Legislature \$ 155,603

Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund to St. Bernard Parish, to be expended in the same manner as monies received by the parish pursuant to Act No. 641 of the 2006 Regular Session of the Legislature \$ 666,322

Payable out of the State General Fund by Statutory Dedications out of the 2004 Overcollections Fund to be distributed as follows: \$1,125,000 to be distributed pursuant to the formula provided in R.S. 47:843(E) (3 cents distribution formula), and \$1,875,000 distributed pursuant to the formula provided in R.S. 47:868-869 (8 cents distribution formula) \$ 3,000,000

Provided, however, that notwithstanding any provision of law to the contrary, the source for population data to be utilized by the state treasurer in making this distribution shall be the same source as is utilized in the Fiscal Year 2007-2008 State Revenue Sharing distribution."

AMENDMENT NO. 51

On page 269, delete line 8 in its entirety and insert the following:

"Statutory Dedication: Deficit Elimination/Capital Outlay Replenishment \$ 89,717"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representatives Morrish and Triche in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 22, between lines 20 and 21, insert the following:

"Payable out of the State General Fund (Direct) to the Administrative Program for the Domestic Violence Program, to be allocated equally among all 64 parishes for services \$ 1,600,000"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative K. Carter in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 63, between lines 16 and 17, insert the following:

"Payable out of the State General Fund (Direct) to the Marketing Program for the Greater New Orleans Sports Foundation to be used for the Bayou Classic in New Orleans \$ 200,000"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Jack Smith in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 93, after line 50, insert the following:

"Payable out of the State General Fund (Direct) to the Operational Support Program to provide tasers for all state troopers \$ 750,500"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Alario in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 112, line 13, change "970,219,130" to "963,446,380"

AMENDMENT NO. 2

On page 112, line 21, change "337,632,167" to "344,404,917"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representative Triche in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 138, delete lines 37 through 45, and insert the following:

"Payable out of the State General Fund (Direct) to the Administration and Support Program for Support Enforcement Services \$ 340,000"



**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Gray to Engrossed House Bill No. 1 by Representative Alario

**AMENDMENT NO. 1**

On page 143, between lines 16 and 17, insert the following:

"Payable out of the State General Fund (Direct) to the Child Welfare Services Program to increase the reimbursement rate to foster parents and residential care providers \$ 2,150,000"

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative LaFleur in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

**AMENDMENT NO. 1**

On page 174, after line 42, insert the following:

"Provided, however, that of the monies appropriated for the higher education faculty pay increase, each institution shall allocate one-half of those funds for an across-the-board pay increase and the associated employer retirement contribution for all full-time faculty."

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Walker in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

**AMENDMENT NO. 1**

On page 257, line 13, after "Bunkie for" delete the remainder of the line, and delete lines 14 and 15 in their entirety and insert the following:

"signage and enhancements for the I-49 gateway corridor project in the Parish Master Plan \$ 30,000"

**AMENDMENT NO. 2**

On page 257, delete lines 21 through 23 in their entirety and insert the following:

"to the city of Marksville for purposes related to animal control \$ 6,000"

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Hebert in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Alario

**AMENDMENT NO. 1**

On page 267, delete line 2 in its entirety, and insert the following:

"to the Acadiana Ballpark in Iberia Parish \$ 150,000"

On motion of Rep. Alario, 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 House Bill No. 1 by Representative Alario

**AMENDMENT NO. 1**

In the set of two amendments by Representative Alario, designated A19, proposed in the Committee of the Whole House to Engrossed House Bill No. 1 and adopted by the House on May 31, 2007, on page 1, line 2, change "963,446,380" to "958,486,380"

**AMENDMENT NO. 2**

In the set of two amendments by Representative Alario, designated A19, proposed in the Committee of the Whole House to Engrossed House Bill No. 1 and adopted by the House on May 31, 2007, on page 1, line 4, change "344,404,917" to "349,364,917"

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

**Suspension of the Rules**

On motion of Rep. Morris, 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Beard to Engrossed House Bill No. 1 by Representative Alario

**AMENDMENT NO. 1**

On page 120, after line 45, insert the following:

"Provided, however, that of the funds appropriated herein to the Personal Health Services Program, \$500,000 shall be transferred to the Administrative Program in the Executive Office for the Governor's Program on Abstinence."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Marchand to Engrossed House Bill No. 1 by Representative Alario

**AMENDMENT NO. 1**

On page 16, between lines 37 and 38, insert the following:

"Provided however, that monies appropriated herein to the Community Development Block Grant Program shall be expended in a manner sufficient to provide that one position is dedicated solely to serve as a senior liaison to The Road Home Program to assist seniors in navigating the Road Home Program.

Payable out of the State General Fund by Statutory Dedications out of the Louisiana Economic and Port Development Infrastructure Fund for an in-state housing grants program for seniors ineligible for the Road Home Program with income below 200% of the federal poverty level \$ 10,000,000"

Rep. Marchand moved the adoption of the amendments.

Rep. Alario objected.

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By a vote of 28 yeas and 70 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 19, between lines 7 and 8, insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to reduce the appropriation contained in this agency from the State General Fund by Statutory Dedications out of the FEMA Reimbursement Fund by the amount of \$67,000,000."

AMENDMENT NO. 2

On page 70, between lines 19 and 20, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Transportation Trust Fund for to be used solely for road construction \$ 67,000,000"

AMENDMENT NO. 3

On page 269, between lines 33 and 34, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the FEMA Fund for deposit into the State General Fund \$ 67,000,000

Payable out of the State General Fund (Direct) for deposit into the Transportation Trust Fund \$ 67,000,000"

Rep. Greene moved the adoption of the amendments.

Rep. Alario objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Alexander, Anders, Ansardi, Beard, Bowler, Burns, Carter, R., Chandler, Crane, Crowe, Curtis, Daniel, Downs, Erdey, Fannin, Fauchaux, Frith, Geymann, Greene, Guillory, M., Hutter, Johns, Katz, Kennard, Kenney, Kleckley, LaBruzzo, LaFleur, Lambert, Lancaster, Lorusso, Martiny, McDonald, McVea, Montgomery, Morris, Morrish, Pitre, Powell, M., Powell, T., Quezaire, Robideaux, Scalise, Schneider, Smiley, Smith, G., Smith, J.H.-8th, Strain, Toomy, Trahan, Triche, Tucker, Waddell, Walsworth, White, Winston, and Wooton.

NAYS

Table listing names of representatives who voted 'NAYS', including Mr. Speaker, Alario, Arnold, Badon, Baldone, Barrow, Baudoin, Baylor, Bruce, Burrell, Carter, K., Cazayoux, Damico, DeWitt, Doerge, Dorsey, Durand, Farrar, Gallot, Gray, Guillory, E.J., Guillory, E.L., Harris, Hebert, Hill, Honey, Hunter, Jackson, Jefferson, LaFonta, Marchand, Morrell, Pierre, Pinac, Richmond, Ritchie, Romero, Smith, J.D.-50th, Smith, J.R.-30th, Thompson, Townsend, Walker, and Williams.

Total - 43

ABSENT

Table listing names of representatives who were absent: Dartez, Heaton, Odinet, and St. Germain.

Total - 4

The amendments were adopted.

Suspension of the Rules

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives K. Carter, Hebert, Richmond, Tucker, LaFonta, and Marchand to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 16, between lines 37 and 38, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Louisiana Economic and Port Development Infrastructure Fund to cover any shortfall in federal funding for The Road Home program, notwithstanding any other provision of law to the contrary, and specifically notwithstanding R.S. 39:100.36 \$ 100,000,000

Payable out of the State General Fund by Statutory Dedications out of the Emergency Services Infrastructure Restoration Fund to the Administrative Program to support the revolving loan program established for purposes of rebuilding fire, police, and emergency medical services stations in areas affected by Hurricanes Katrina and Rita \$ 50,000,000"

AMENDMENT NO. 2

On page 70, between lines 19 and 20, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Louisiana Economic and Port Development Infrastructure

Fund to the Engineering Highways Program for road construction and related activities for I-49, 40% to be allocated to I-49 North of I-220 and 60% to be allocated to I-49 South of I-10, notwithstanding any other provisions of law to the contrary, and specifically notwithstanding R.S. 39:100.36 \$ 85,000,000

Payable out of the State General Fund by Statutory Dedications out of the Louisiana Economic and Port Development Infrastructure Fund to the Engineering Highways Program for road construction and related activities for I-55 in Tangipahoa Parish \$ 15,000,000

Payable out of the State General Fund by Statutory Dedications out of the Louisiana Economic and Port Development Infrastructure Fund to the Engineering Highways Program for improvements to rural roads in the state to include construction and related expenses, notwithstanding any other provision of law to the contrary, and specifically notwithstanding R.S. 39:100.36 \$ 50,000,000"

AMENDMENT NO. 3

On page 269, between lines 33 and 34, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Louisiana Economic and Port Development Infrastructure Fund for deposit into the Emergency Services Infrastructure Restoration Fund, notwithstanding any other provision of law to the contrary, and specifically notwithstanding R.S. 39:100.36 \$ 50,000,000"

AMENDMENT NO. 4

On page 280, between lines 2 and 3, insert the following:

"Section 20. There is hereby established in the state treasury a special fund to be known as the Emergency Services Infrastructure Restoration Fund. Monies appropriated from the fund shall be used to support the rebuilding of fire, police, and emergency medical services stations in areas affected by Hurricanes Katrina and Rita, to be accomplished through the establishment of a revolving loan program within the Executive Office. Monies in the fund shall be invested in the same manner as monies in the state general fund. Interest earned on investment of monies in the fund shall be deposited in and credited to the state general fund. Unexpended and unencumbered monies in the fund at the end of the fiscal year shall remain in the fund. This fund shall be abolished on June 30, 2008, and the state treasurer is authorized and directed to transfer any balances remaining in the fund to the state general fund."

AMENDMENT NO. 5

On page 280, line 3, change "Section 20." to "Section 21."

Rep. Karen Carter moved the adoption of the amendments.

Rep. Alario objected.

By a vote of 55 yeas and 43 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 57, on line 52, after "of" change "artifacts" to "exhibits"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Crowe to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 267, between lines 18 and 19, insert the following:

"Payable out of the State General Fund (Direct) to the Slidell Senior Citizen's Center \$ 500,000"

Rep. Crowe moved the adoption of the amendments.

Rep. Alario objected.

By a vote of 21 yeas and 71 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 16, between lines 37 and 38, insert the following:

"Payable out of the State General Fund (Direct) to the Community Development Block Grant Program for The Road Home program \$ 75,000,000"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Alario to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

Delete the set of House Floor Amendments proposed by Representative Greene designated No. A40A, and adopted by the House on May 31, 2007

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AMENDMENT NO. 2

Delete the set of House Floor Amendments proposed by Representative K. Carter and others, designated No. A41A, and adopted by the House on May 31, 2007

Recess

On motion of Rep. Alario, the Speaker declared the House at recess upon the call of the House.

After Recess

Speaker Salter called the House to order at 5:50 P.M.
Rep. Morrish asked for and obtained a division of the question.
Rep. Alario moved adoption of Amendment No. 1.
Rep. Scalise objected.
A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Alario, Anders, Ansardi, Arnold, Badon, Baldone, Barrow, Baudoin, Baylor, Bruce, Burrell, Carter, K., Carter, R., Cazayoux, Chandler, Curtis, Damico, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Total - 70; Erdey, Fannin, Farrar, Fauchoux, Frith, Gallot, Gray, Guillory, E.J., Guillory, E.L., Guillory, M., Harris, Hebert, Hill, Honey, Hunter, Jackson, Jefferson, Kenney, LaFleur, LaFonta, Lambert, Lancaster, Marchand, McDonald; McVea, Montgomery, Morrell, Morris, Odinet, Pierre, Pinac, Powell, M., Powell, T., Quezaire, Richmond, Ritchie, Romero, Smith, G., Smith, J.D.-50th, Smith, J.R.-30th, St. Germain, Thompson, Townsend, Triche, White, Williams.

NAYS

Table with 3 columns of names: Alexander, Beard, Bowler, Burns, Crowe, Daniel, Geymann, Greene, Hutter, Johns, Katz, Total - 32; Kennard, Kleckley, LaBruzzo, Lorusso, Martiny, Morrish, Pitre, Robideaux, Scalise, Schneider, Smiley; Smith, J.H.-8th, Strain, Toomy, Trahan, Tucker, Waddell, Walker, Walsworth, Winston, Wooton.

ABSENT

Table with 3 columns of names: Crane, Total - 3; Dartez; Heaton

The amendment was adopted.

On motion of Rep. Alario, Amendment No. 2 was adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gray to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 143, between lines 16 and 17, insert the following:

"Payable out of Federal Funds to the Child Welfare Services Program to provide a match for the increase in the reimbursement rate to foster parents and residential care providers \$2,000,000"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed House Bill No. 1 by Representative Alario

AMENDMENT NO. 1

On page 19, between lines 7 and 8, insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to reduce the appropriation contained in this agency from the State General Fund by Statutory Dedications out of the FEMA Reimbursement Fund by the amount of \$67,000,000."

AMENDMENT NO. 2

On page 70, between lines 19 and 20, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Transportation Trust Fund for to be used solely for road construction \$ 67,000,000"

AMENDMENT NO. 3

On page 269, between lines 33 and 34, insert the following:

"The state treasurer is authorized and directed to transfer from the State General Fund by Statutory Dedications out of the FEMA Fund the amount of \$67,000,000 for deposit in and credit to the Transportation Trust Fund."

Rep. Greene moved the adoption of the amendments.

Rep. Walker objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Alexander	Hutter	Robideaux
Ansardi	Johns	Scalise
Beard	Katz	Schneider
Bowler	Kennard	Smiley
Burns	Kenney	Smith, J.H.--8th
Carter, R.	Kleckley	Smith, J.R.--30th
Chandler	LaBruzzo	Strain
Crane	Lambert	Thompson
Crowe	Lancaster	Toomy
Daniel	Lorusso	Trahan
Dove	Martiny	Triche
Downs	McDonald	Tucker
Erdey	McVea	Waddell
Fannin	Morris	Walsworth
Faucheux	Morrish	White
Frith	Pitre	Winston
Geymann	Powell, M.	Wooton
Greene	Powell, T.	
Total - 53		

NAYS

Mr. Speaker	Dorsey	Montgomery
Alario	Durand	Morrell
Anders	Farrar	Odinot
Arnold	Gallot	Pierre
Badon	Gray	Pinac
Baldone	Guillory, E.J.	Quezaire
Barrow	Guillory, E.L.	Richmond
Baudoin	Harris	Ritchie
Baylor	Hebert	Romero
Bruce	Hill	Smith, G.
Burrell	Honey	Smith, J.D.--50th
Carter, K.	Hunter	St. Germain
Cazayoux	Jackson	Townsend
Curtis	Jefferson	Walker
Damico	LaFleur	Williams
DeWitt	LaFonta	
Doerge	Marchand	
Total - 49		

ABSENT

Dartez	Guillory, M.	Heaton
Total - 3		

The amendments were adopted.

**Suspension of the Rules**

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Odinot
Alario	Frith	Pierre
Alexander	Gallot	Pinac
Anders	Geymann	Pitre
Ansardi	Gray	Powell, M.
Arnold	Greene	Powell, T.
Badon	Guillory, E.J.	Quezaire
Baldone	Guillory, E.L.	Richmond
Barrow	Guillory, M.	Ritchie
Baudoin	Harris	Robideaux

Baylor	Hebert	Romero
Beard	Hill	Schneider
Bruce	Honey	Smiley
Burrell	Hunter	Smith, G.
Carter, K.	Hutter	Smith, J.D.--50th
Carter, R.	Jackson	Smith, J.H.--8th
Cazayoux	Jefferson	Smith, J.R.--30th
Chandler	Johns	St. Germain
Crane	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walker
Downs	McDonald	Walsworth
Durand	McVea	White
Erdey	Montgomery	Williams
Fannin	Morrell	Winston
Farrar	Morrish	Wooton
Total - 96		

NAYS

Bowler	LaBruzzo	Lorusso
Burns	Lancaster	Scalise
Total - 6		

ABSENT

Dartez	Heaton	Morris
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 2—**

BY REPRESENTATIVES TOWNSEND, SALTER, ALARIO, AND DORSEY AND SENATORS HINES, BAJOEI, HEITMEIER, AND MOUNT  
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Townsend to Reengrossed House Bill No. 2 by Representative Townsend

AMENDMENT NO. 1

On page 14, line 28, change "(595)" to "(596)"

AMENDMENT NO. 2

On page 21, line 30, change "(East Feliciana)" to "(West Feliciana)"

AMENDMENT NO. 3

On page 31, line 32, change "(Natchitoches)" to "(Winn)"

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## AMENDMENT NO. 4

On page 44, line 47, change "\$2,500,000" to "\$2,475,000"

## AMENDMENT NO. 5

On page 56, line 43, change "\$1,810,000" to "\$1,710,000"

## AMENDMENT NO. 6

On page 72, line 18, change "50/47" to "50/J47"

## AMENDMENT NO. 7

On page 84, line 20, change "(1245)" to "(1045)"

## AMENDMENT NO. 8

On page 98, line 33, change "\$12,500,000" to "\$14,500,000"

## AMENDMENT NO. 9

On page 102, line 1, change "50/M09" to "50/MO9"

## AMENDMENT NO. 10

On page 121, line 48, change "\$8,350,000" to "\$9,350,000"

## AMENDMENT NO. 11

On page 126, line 36, before "Homeownership" insert "NDF"

## AMENDMENT NO. 12

On page 133, line 11, delete "SHERIFF'S OFFICE" and insert "LAW ENFORCEMENT DISTRICT"

## AMENDMENT NO. 13

On page 133, line 12, after "Enforcement/" and before "Training/" insert "Services/"

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

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

### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Townsend to Reengrossed House Bill No. 2 by Representative Townsend

## AMENDMENT NO. 1

On page 16, delete line 23 and insert the following:

"Priority 2	\$ 5,000,000
Priority 5	\$ 5,000,000
Total	<u>\$10,000,000</u>

## AMENDMENT NO. 2

On page 22, delete line 36 and insert the following:

"Priority 2	\$ 125,000
Payable from State General Fund (Direct)	\$ 150,000
Total	<u>\$ 275,000</u>

## AMENDMENT NO. 3

On page 24, delete line 45 and insert the following:

"Priority 2	\$ 500,000"
-------------	-------------

## AMENDMENT NO. 4

On page 24, between lines 47 and 48, insert the following:

"(886) I-12 O'Neal Lane to Walker Widening, Planning and Construction (East Baton Rouge, Livingston) Payable from General Obligation Bonds	
Priority 3	\$ 85,000,000
Priority 5	\$ 12,500,000
Total	<u>\$97,500,000"</u>

## AMENDMENT NO. 5

On page 40, between lines 27 and 28, insert the following:

"(1644) Renovations and Additions to the Student Center, Planning and Construction (Rapides) Payable from Revenue Bonds	
	<u>\$ 1,910,000"</u>

## AMENDMENT NO. 6

On page 44, delete lines 35 and 36 and insert the following:

"Priority 2	\$ 1,000,000
Priority 5	<u>\$ 1,000,000"</u>

## AMENDMENT NO. 7

On page 45, delete lines 23 and 24 and insert the following:

"Priority 4	\$ 6,400,000
Payable from State General Fund (Direct)	\$ 150,000
Total	<u>\$ 7,250,000"</u>

## AMENDMENT NO. 8

On page 54, delete lines 42 through 43 and insert the following:

"Priority 2	\$ 1,000,000
Priority 5	<u>\$ 1,000,000"</u>

## AMENDMENT NO. 9

On page 55, between lines 25 and 26, insert the following:

"( ) Cold Storage Processing Facility, Planning and Construction (Orleans) Payable from General Obligation Bonds	
Priority 5	<u>\$ 27,500,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

## AMENDMENT NO. 10

On page 64, delete lines 6 through 10

## AMENDMENT NO. 11

On page 65, delete lines 1 through 8

## AMENDMENT NO. 12

On page 73, delete lines 15 through 17 and insert the following:

"Priority 2	\$ 485,000
Priority 3	\$ 300,000
Priority 4	\$ 2,700,000
Total	<u>\$ 3,485,000"</u>

AMENDMENT NO. 13

On page 80, between lines 36 and 37, insert the following:

"(921) Children's Museum, Planning and Construction (\$5,000,000 Local Match) (East Baton Rouge) Payable from General Obligation Bonds  
 Priority 2 \$ 500,000  
 Priority 5 \$ 4,500,000  
 Total \$ 5,000,000"

(1062) Riverfront Improvements Phase I, North Boulevard Town Square and Front Lawn, Planning and Construction (\$10,000,000 Local Match) (East Baton Rouge) Payable from General Obligation Bonds  
 Priority 2 \$ 1,000,000  
 Priority 5 \$ 9,000,000  
 Total \$ 10,000,000"

AMENDMENT NO. 14

On page 82, delete lines 7 and 8 and insert the following:

"Priority 5 \$ 8,900,000  
 Payable from State General Fund (Direct) \$ 100,000  
 Total \$ 10,100,000"

AMENDMENT NO. 15

On page 82, delete lines 24 through 26 and insert the following:

"Payable from State General Fund (Direct) \$ 100,000"

AMENDMENT NO. 16

On page 85, delete line 13 and insert the following:

"Payable from General Obligation Bonds Priority 5 \$ 5,600,000  
 Payable from State General Fund (Direct) \$ 100,000  
 Total \$ 5,700,000"

AMENDMENT NO. 17

On page 85, after line 47, insert the following:

**"50/M77 ELIZABETH**

( ) Acquisition of Fire Truck and Equipment (Allen) Payable from State General Fund (Direct) \$ 35,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 18

On page 90, delete lines 40 through 50

AMENDMENT NO. 19

On page 91, between lines 27 and 28, insert the following:

**"50/MF8 LAKE ARTHUR**

(1252) Water Well and Emergency Generator, Planning and Construction (Jefferson Davis) Payable from State General Fund (Direct) \$ 100,000"

AMENDMENT NO. 20

On page 91, between lines 32 and 33, insert the following:

"(1174) Lakefront Development, Planning and Construction (Calcasieu) Payable from State General Fund (Direct) \$ 100,000"

AMENDMENT NO. 21

On page 91, between lines 41 and 42, insert the following:

"(702) North Industrial Park Building A Site Improvements, Planning and Construction (Vernon) Payable from General Obligation Bonds  
 Priority 2 \$ 60,000  
 Priority 5 \$ 540,000  
 Total \$ 600,000"

AMENDMENT NO. 22

On page 102, delete line 21 and insert the following:

"Priority 2 \$ 50,000  
 Priority 3 \$ 200,000"

AMENDMENT NO. 23

On page 103, delete line 20 and insert the following:

"Priority 1 \$ 250,000  
 Payable from State General Fund (Direct) \$ 75,000  
 Total \$ 325,000"

AMENDMENT NO. 24

On page 107, between lines 33 and 34, insert the following:

**"50/MT6 TICKFAW**

( ) Sewer Repair, Planning and Construction (Tangipahoa) Payable from State General Fund (Direct) \$ 75,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 25

On page 110, delete lines 21 through 23 and insert the following:

"Priority 2 \$ 830,000  
 Priority 5 \$ 870,000  
 Total \$ 1,700,000"

AMENDMENT NO. 26

On page 111, line 15, after "and" delete "Rehab Study" and insert "Rehabilitation"

AMENDMENT NO. 27

On page 111, delete line 19 and insert the following:

"Priority 2 \$ 275,000  
 Priority 5 \$ 2,000,000  
 Total \$ 2,275,000"

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AMENDMENT NO. 28

On page 118, delete lines 44 and 45 and insert the following:

"Priority 5	\$ 1,580,000
Payable from the Balance of State General Fund (Direct) and State General Fund (Direct) Nonrecurring Revenues Previously Allocated in Act 26 of the 2005 Regular Session for the New Roads Railroad Avenue Sewer Lift Station Project (Pointe Coupee)	
Total	<u>\$ 96,000</u> <u>\$ 1,926,000"</u>

AMENDMENT NO. 29

On page 119, between lines 20 and 21, insert the following:

"( ) Infrastructure Improvements for Plant Site, Planning and Construction (Red River) Payable from General Obligation Bonds	
Priority 2	\$ 3,000,000
Priority 5	\$ 4,245,000
Total	<u>\$ 7,245,000</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 30

On page 126, delete line 39 and insert the following:

"Payable from General Obligation Bonds	
Priority 5	\$ 580,000
Payable from State General Fund (Direct)	\$ 350,000
Total	<u>\$ 930,000"</u>

AMENDMENT NO. 31

On page 139, line 31, between "Authority." and "Notwithstanding", insert the following:

"Notwithstanding any other provision of this Act or any other provision of law to the contrary, the scope of the appropriations made in Act 26 of the 2005 Regular Session of the Legislature for Weeks Park Open Air Pavilion project in Iberia Parish shall be deemed to include lighting, bathrooms, concession stand, and park improvements."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinot
Alexander	Gallot	Pierre
Anders	Geymann	Pinac
Ansardi	Gray	Pitre
Arnold	Greene	Powell, M.
Badon	Guillory, E.J.	Powell, T.
Baldone	Guillory, E.L.	Quezaire
Barrow	Guillory, M.	Richmond
Baudoin	Harris	Ritchie
Baylor	Hebert	Robideaux
Beard	Hill	Romero

Bowler	Honey	Scalise
Bruce	Hunter	Schneider
Burns	Hutter	Smiley
Burrell	Jackson	Smith, G.
Carter, K.	Jefferson	Smith, J.D.—50th
Carter, R.	Johns	Smith, J.H.—8th
Cazayoux	Katz	St. Germain
Chandler	Kennard	Strain
Crane	Kenney	Thompson
Crowe	Kleckley	Toomy
Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lancaster	Waddell
Dorsey	Lorusso	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Williams
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morrell	

Total - 101

NAYS

Total - 0

ABSENT

Dartez

Morris

Heaton

Smith, J.R.—30th

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

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

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

**Regular Calendar**

**Suspension of the Rules**

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

**HOUSE BILL NO. 3—**

BY REPRESENTATIVE TOWNSEND AND SENATOR MOUNT  
AN ACT

To enact the Omnibus Bond Authorization Act of 2007, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Read by title.

Rep. Townsend moved the final passage of the bill.



**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Durand	McDonald
Alario	Erdey	McVea
Anders	Fannin	Montgomery
Ansardi	Faucheux	Morrell
Arnold	Frith	Odinet
Badon	Gallot	Pierre
Baldone	Gray	Pinac
Barrow	Guillory, E.J.	Powell, T.
Baudoin	Guillory, E.L.	Quezaire
Baylor	Guillory, M.	Richmond
Bruce	Harris	Ritchie
Carter, K.	Hebert	Robideaux
Carter, R.	Hill	Romero
Cazayoux	Honey	Smith, J.D.—50th
Chandler	Hunter	Smith, J.R.—30th
Curtis	Jackson	St. Germain
Damico	Jefferson	Thompson
DeWitt	Kenney	Townsend
Doerge	LaFleur	Triche
Dorsey	LaFonta	Walker
Downs	Marchand	Williams
Total - 63		

**NAYS**

Alexander	Katz	Schneider
Beard	Kennard	Smiley
Bowler	Kleckley	Smith, J.H.—8th
Burns	LaBruzzo	Strain
Crane	Lancaster	Toomy
Crowe	Lorusso	Trahan
Daniel	Martiny	Tucker
Dove	Morris	Waddell
Geymann	Morrish	Walsworth
Greene	Pitre	Winston
Hutter	Powell, M.	Wooton
Johns	Scalise	
Total - 35		

**ABSENT**

Burrell	Heaton	White
Dartez	Lambert	
Farrar	Smith, G.	
Total - 7		

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

Motion to reconsider pending.

**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 31, 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. 161  
Returned without amendments

House Concurrent Resolution No. 162  
Returned without amendments

House Concurrent Resolution No. 163  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

May 31, 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 Nos. 58, 77, and 79

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

May 31, 2007

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

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

Senate Bill Nos. 16, 31, 62, 68, 79, 147, 154, 188, 226, 232, 233, 255, 282, 332, 338, and 339

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Senate Bills and Joint Resolutions  
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

**SENATE BILL NO. 16—**

BY SENATOR SMITH AND REPRESENTATIVE CHANDLER  
AN ACT

To amend and reenact R.S. 33:130.152(A), (B), (C), and (H), relative to the Grant Parish Economic Development District; to provide for membership of the board of commissioners; to provide for removal from the board; to provide for quorum; to provide for effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 31—**

BY SENATOR MURRAY  
AN ACT

To repeal R.S. 33:9038.51, relative to the creation of the World Trade Center Taxing Center Taxing District as a special taxing and tax increment financing district in the parish of Orleans; and to provide for related matters.

Read by title.

**SENATE BILL NO. 62—**

BY SENATORS AMEDEE, ADLEY, CHAISSON, CRAVINS, FONTENOT, N. GAUTREAUX, HINES, KOSTELKA, MCPHERSON, MICHOT, DUPLESSIS, HOLLIS, MALONE, MARIONNEAUX, MOUNT AND MURRAY AND REPRESENTATIVE FAUCHEUX  
AN ACT

To enact R.S. 47:6026, relative to tax credits; to authorize a procedure for granting a student career option tax credit against income and corporation franchise tax to certain businesses; and to provide for related matters.

Read by title.

**SENATE BILL NO. 68—**

BY SENATOR CASSIDY  
AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for tax credits for monetary contributions to public and private higher education institutions and affiliated organizations in support of academic programs or centers; to provide for the uses of such contributions; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

**SENATE BILL NO. 79—**

BY SENATOR THEUNISSEN  
AN ACT

To enact R.S. 33:4574 (F)(6) and 4574.1(R), relative to Jefferson Davis Parish Tourist Commission; to provide for the authority and composition of the commission; to provide for occupancy taxes levied by the commission; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 147—**

BY SENATOR CHEEK  
AN ACT

To amend and reenact R.S. 14:30(C), relative to the crime of first degree murder; to provide district attorneys with the option to not seek a capital verdict; to provide for penalties; and to provide for related matters.

Read by title.

**SENATE BILL NO. 154—**

BY SENATOR ULLO  
AN ACT

To enact R.S. 17:1990(B)(1)(c), (d), and (e), relative to the Recovery School District; to provide that the district has the same authority and autonomy to procure services and property afforded to city, parish, or other local public school systems; to provide relative to the procurement of materials, supplies,

repairs, and certain other goods and services; to provide relative to the disposition of property; to provide relative to contracts for public works and professional services; to provide for compliance with applicable state law; and to provide for related matters.

Read by title.

**SENATE BILL NO. 188—**

BY SENATORS DUPLESSIS, LENTINI, MICHOT, MURRAY, SHEPHERD AND N. GAUTREAUX AND REPRESENTATIVES RICHMOND AND K. CARTER  
AN ACT

To amend and reenact R.S. 47:6016, relative to the new markets tax credit; to define certain terms; to increase the amount of the credit; to provide for carrying forward unused credits; to provide for limits on the amount of credits and aggregate credits; to provide for the transfer or sale of the credit; to provide for the promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

Read by title.

**SENATE BILL NO. 226—**

BY SENATOR FONTENOT  
AN ACT

To amend and reenact R.S. 40:4(A)(2)(b)(ii), (iii), (iv), and (v) and to enact R.S. 40:4(A)(2)(b)(vi) and (vii), relative to the sanitary code; to provide for home-generated sharps waste; to provide for the packaging, storage, treatment, and transportation of home-generated sharps waste; and to provide for related matters.

Read by title.

**SENATE BILL NO. 232—**

BY SENATOR BAJOIE  
AN ACT

To enact Chapter 3-F of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.71 through 600.76, relative to housing counseling assistance; to provide for definitions; to provide for the source, funding and type of housing counseling assistance offered; to provide for a termination date; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 233—**

BY SENATOR CRAVINS  
AN ACT

To enact R.S. 33:2740.67, relative to the hotel/motel occupancy tax; to provide for authorization of the city of Opelousas governing authority to levy and collect a hotel/motel occupancy tax within the city of Opelousas; to provide for the purposes for which the proceeds of the tax may be used; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 255—**

BY SENATOR HOLLIS  
AN ACT

To amend and reenact R.S. 47:843(B), (C)(3), and (F) and 851(B)(1) and (2)(b), relative to tobacco tax; to provide relative to discounts to out-of-state wholesale tobacco dealers; to remove the authority of the secretary of the Department of Revenue to enter into reciprocal agreements for discount purposes; to increase the tobacco tax discount; and to provide for related matters.

Read by title.

**SENATE BILL NO. 282—**  
BY SENATOR SCHEDLER

## AN ACT

To enact Part VII-A of Chapter 20 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:1745.2 through 1745.8 and R.S. 37:2372.1, relative to health care providers; to include legislative findings; to provide definitions; to provide for reporting of certain actions by health care entities; to provide with respect to the entities to which such reporting is required; to provide for confidentiality of mandatory reports; to provide for the limitation of liability for mandatory reporters; to provide relative to the use of information provided by mandatory reporters; to provide for criminal background checks by the State Board of Examiners of Psychologists; to provide for an investigation fee; and to provide for related matters.

Read by title.

**SENATE BILL NO. 332—**  
BY SENATOR NEVERS

## AN ACT

To enact R.S. 47:6026, relative to tax credits; to authorize a procedure for granting apprenticeship tax credits against income and corporation franchise tax to certain employers; and to provide for related matters.

Read by title.

**SENATE BILL NO. 338—**  
BY SENATOR SCHEDLER

## AN ACT

To amend and reenact Section 2.1(G)(1) and to enact Section 2.1(P) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 562 of the 2003 Regular Session of the Legislature, Act No. 1214 of the 2003 Regular Session of the Legislature, and Act No. 682 of the 2004 Regular Session of the Legislature, relative to St. Tammany Parish Hospital Service District No. 2; to provide for term limits; to provide relative to certain members of the board of commissioners; and to provide for related matters.

Read by title.

**SENATE BILL NO. 339—**  
BY SENATOR FONTENOT

## AN ACT

To amend and reenact R.S. 47:6021(C)(1), (D), (E)(5), and (H) and to enact R.S. 47:6021(I), relative to income tax credits; to provide relative to income tax credits for brownfields investors; to increase the percentage of investment eligible for credit; to revise the application and approval process; to authorize the credits to be transferred; and to provide for related matters.

Read by title.

**Message from the Senate****SIGNED SENATE CONCURRENT RESOLUTIONS**

May 31, 2007

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. 66, 68, 69, and 70

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.

**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. 59—**  
BY REPRESENTATIVE BEARD

## A RESOLUTION

To commend Dr. Jesse Duplantis, to express appreciation for the pride he brings to his family, friends, community, state, and nation, and to welcome him to the Louisiana House of Representatives.

Read by title.

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

**HOUSE RESOLUTION NO. 60—**  
BY REPRESENTATIVE CAZAYOUX

## A RESOLUTION

To commend Pointe Coupee Better Access Community Health for providing medical assistance and diabetic services for residents in Pointe Coupee Parish and for being selected as a recipient of a 2007 Johnson and Johnson Community Health Care Program Award.

Read by title.

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

**HOUSE RESOLUTION NO. 61—**  
BY REPRESENTATIVE BARROW

## A RESOLUTION

To express sincere and heartfelt condolences upon the death of Augustine "Molly" Mulberry Coco White of Gonzales.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 165—**  
BY REPRESENTATIVES MCVEA, R. CARTER, ANSARDI, JOHNS, ALEXANDER, BOWLER, GALLOT, LORUSSO, MORRELL, ROBIDEAUX, AND WALKER

## A CONCURRENT RESOLUTION

To urge and request the Marriage-Persons Committee of the Louisiana State Law Institute to study the extension of child support past the age of majority, and to report its findings to the House of Representatives prior to the convening of the 2008 Regular Session.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 166—**

BY REPRESENTATIVE JANE SMITH

**A CONCURRENT RESOLUTION**

To commend the Parkway High School golf team upon winning the 2007 Class 4A State Championship for the third consecutive year.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 167—**

BY REPRESENTATIVE TRICHE

**A CONCURRENT RESOLUTION**

To urge and request the governor of the state of Louisiana to suspend, by executive order, the mandatory statewide application of the International Residential Code, R.S. 40:1730.28(A)(3), until January 1, 2009.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 168—**

BY REPRESENTATIVES DORSEY, DANIEL, HUNTER, QUEZAIRE, GREENE, BARROW, BEARD, CRANE, HONEY, JACKSON, KENNARD, MCVEA, AND WHITE AND SENATORS BROOME, CASSIDY, FIELDS, FONTENOT, AND MARIONNEAUX

**A CONCURRENT RESOLUTION**

To urge and request the Department of Transportation and Development to erect appropriate directional signage on the Interstate 110 downtown corridor in Baton Rouge indicating the location and exits for Baton Rouge's Public Market.

Read by title.

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

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

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

May 30, 2007

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 30, 2007, I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 1, by Crowe  
Reported with amendments. (9-0)

House Concurrent Resolution No. 52, by Smith, Jack  
Reported favorably. (8-0)

House Concurrent Resolution No. 64, by Gray  
Reported favorably. (9-0)

House Concurrent Resolution No. 115, by Johns  
Reported with amendments. (8-0)

House Bill No. 841, by Quezaire  
Reported with amendments. (10-0) (Regular)

CHARLES D. LANCASTER, JR.  
Chairman

**Privileged Report of the Legislative Bureau**

May 31, 2007

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 19  
Reported without amendments.

Senate Bill No. 148  
Reported without amendments.

Senate Bill No. 171  
Reported without amendments.

Senate Bill No. 178  
Reported without amendments.

Senate Bill No. 215  
Reported with amendments.

Senate Bill No. 249  
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD  
Chairman

**Privileged Report of the Committee on Enrollment**

May 31, 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. 56—**

BY REPRESENTATIVE FRITH

**A RESOLUTION**

To express sincere and heartfelt condolences upon the death of Lorraine Breaux Sirmon of Abbeville.

**HOUSE RESOLUTION NO. 57—**

BY REPRESENTATIVE DORSEY

**A RESOLUTION**

To commend Safe Kids Louisiana and to encourage the citizens of Louisiana to support and participate in its programs and activities.

**HOUSE RESOLUTION NO. 58—**

BY REPRESENTATIVES LAFLEUR AND QUEZAIRE

**A RESOLUTION**

To commend Grace Garon upon her retirement as the executive director of the Ascension Council on Aging after twenty-eight years of dedicated and highly productive 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 31, 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. 153—**  
BY REPRESENTATIVE MORRELL  
A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to cease attempting to recoup payments from hurricane victims.

**HOUSE CONCURRENT RESOLUTION NO. 154—**  
BY REPRESENTATIVES BURRELL, BADON, BARROW, BAYLOR, K. CARTER, CURTIS, DORSEY, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, HARRIS, HONEY, HUNTER, JACKSON, JEFFERSON, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, AND WILLIAMS AND SENATORS BAJOE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD  
A CONCURRENT RESOLUTION

To urge and request the United States Department of Agriculture (USDA) to study ways to address the decline in numbers of black farmers in Louisiana and throughout the Southeast region.

**HOUSE CONCURRENT RESOLUTION NO. 157—**  
BY REPRESENTATIVES MONTGOMERY, DURAND, AND MORRIS  
A CONCURRENT RESOLUTION

To commend and congratulate the Manufacturing Extension Partnership of Louisiana and its sponsor, the University of Louisiana at Lafayette, for their outstanding services to the manufacturers of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 158—**  
BY REPRESENTATIVE MCVEA  
A CONCURRENT RESOLUTION

To commend Carol Leah Price, a mathematics teacher at Zachary High School, upon her selection as the 2007 Louisiana Teacher of the Year and to recognize her outstanding contributions to the education of the youth of Louisiana.

**HOUSE CONCURRENT RESOLUTION NO. 159—**  
BY REPRESENTATIVE MCVEA  
A CONCURRENT RESOLUTION

To commend the Zachary Community School District upon receiving the highest district performance score in the state as determined by the Louisiana school accountability system for the second consecutive year.

**HOUSE CONCURRENT RESOLUTION NO. 160—**  
BY REPRESENTATIVES WINSTON, BURNS, RITCHIE, SCALISE, AND STRAIN AND SENATORS SCHEDLER, BOASSO, AND NEVERS  
A CONCURRENT RESOLUTION

To commend the boys tennis team of St. Paul's School of Covington upon winning the 2007 Division I state championship.

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.

### Suspension of the Rules

On motion of Rep. Quezaire, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 156

### Suspension of the Rules

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

House Bill Nos. 37 and 386

### Adjournment

On motion of Rep. Kenney, at 6:50 P.M., the House agreed to adjourn until Monday, June 4, 2007, at 2:30 P.M.

The Speaker of the House declared the House adjourned until 2:30 P.M., Monday, June 4, 2007.

ALFRED W. SPEER  
Clerk of the House

