

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

TWENTIETH 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

Monday, June 4, 2007

The House of Representatives was called to order at 2:30 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Montgomery	Winston
Total - 102		

ABSENT

Lancaster	Walker	Wooton
Total - 3		

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

Prayer

Prayer was offered by Rev. Gustav duToit.

Pledge of Allegiance

Rep. Greene 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. Montgomery, the reading of the Journal was dispensed with.

On motion of Rep. Waddell, the Journal of May 31, 2007, was adopted.

On motion of Rep. Waddell, the Journal of the Committee of the Whole House of May 31, 2007, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

SENATE BILLS

June 4, 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. 82, 97, 180, 202, 333, and 336

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. 82—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2009.11(B)(2)(b), (3), and (C), 2116(J)(1)(introductory paragraph), 2199(B)(2)(b), (B)(3) and (F)(1) and (2) and to enact R.S. 40:2009.11(B)(4) and (5), 2116(D)(4), 2199(F)(3) and (4), and 2199.1, relative to nursing homes and health care facilities; to provide for Class B violations for nursing homes and health care facilities licensed or certified by the Department of Health and Hospitals; to provide for monthly aggregate fines for nursing homes or health

care facilities; to provide for monies collected for violations by health care facilities; to provide for the use of the monies collected for violations by health care facilities; to provide for additional remedies against health care facilities; to provide for the moratorium on replacement facilities; to provide for the licensure of replacement facilities; and to provide for related matters.

Read by title.

SENATE BILL NO. 97—
BY SENATOR SCHEDLER

AN ACT

To enact R.S. 40:2116(D)(4), (5), and (K), relative to nursing facilities; to except nursing facilities from the moratorium on additional beds for nursing facilities under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 180—
BY SENATOR MCPHERSON

AN ACT

To authorize and provide for the transfer of certain state and other public properties; to provide for the property descriptions; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

SENATE BILL NO. 202—
BY SENATOR CRAVINS

AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.101 through 4720.122, relative to the city of Opelousas; to create the Opelousas Redevelopment Authority; to provide for the procedure to follow and activate the authority; to define terms; to provide for the selection of commissioners and for their terms of office; to provide for annual reports, including financial statements, to the local governing authority; to provide for the powers, duties, and functions of the redevelopment authority, including the acquisition of property by purchase, gift, expropriation, or otherwise; to provide for expedited quiet title and foreclosure actions; to provide for the preparation and adoption of a community improvement plan; to provide with respect to the certification of blighted property and its removal; to provide for the disposition of property in a community improvement area; to provide for the issuance of bonds; to provide for borrowing money and giving security therefor; to provide for tax exemptions; to authorize the establishment of programs for residential development; to provide for cooperation by public bodies with the authority; and to provide for related matters.

Read by title.

SENATE BILL NO. 333—
BY SENATOR SHEPHERD

AN ACT

To enact Chapter 13-G of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.101 through 4720.117, relative to the parish of Jefferson; to create the Jefferson Parish Redevelopment Authority; to provide for the powers, duties, and functions of the redevelopment authority, including the acquisition of property by purchase, gift, expropriation, or otherwise; to provide for the preparation and adoption of a community improvement plan; to provide with respect to the certification of blighted property and its removal; to provide for the disposition of property in a community improvement area; to provide for the issuance of bonds; to provide for borrowing money and giving security therefor; to

provide for tax exemptions; to authorize the establishment of programs for residential development; to provide for cooperation by public bodies with the authority; and to provide for related matters.

Read by title.

SENATE BILL NO. 336—
BY SENATOR FONTENOT

AN ACT

To enact R.S. 33:4574.16, relative to East Baton Rouge Parish; to provide relative to the Baton Rouge Area Convention and Visitors Bureau; to provide relative to the powers and duties of the bureau; and to provide for related matters.

Read by title.

**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. 169—
BY REPRESENTATIVE BRUCE

A CONCURRENT RESOLUTION

To recognize Tuesday, June 5, 2007, as the sixth annual 4-H Day at the Louisiana State Capitol.

Read by title.

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

Ordered to the Senate.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 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.

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

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.

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

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.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 58—

BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To create the Louisiana Task Force on Domestic Violence to study current law, policies, and practices in response to domestic and dating violence and make recommendations for legislation to the Legislature of Louisiana no later than March 1, 2008.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 77—

BY SENATOR HINES AND REPRESENTATIVE SALTER

A CONCURRENT RESOLUTION

To authorize and instruct the state treasurer to immediately transfer three hundred million dollars from the Louisiana Economic and Port Development Infrastructure Fund to the state general fund; and to provide for other matters pertaining thereto.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR N. GAUTREAUX AND REPRESENTATIVE PINAC

A CONCURRENT RESOLUTION

To commend Edmund L. Habetz for being named Outstanding Business Person of the Year for 2006-07 by the Crowley Chamber of Commerce.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Daniel, the Committee on Insurance was discharged from further consideration of House Bill No. 411.

HOUSE BILL NO. 411—

BY REPRESENTATIVE DANIEL

AN ACT

To amend and reenact R.S. 22:250.4(F) and 250.15(A), relative to health insurance coverage of a newborn child; to provide for requirements to qualify a newborn child for enrollment in a group or individual health plan; to provide with respect to required notifications; to allow a health insurance issuer at its option to reimburse a health care provider for services to an enrolled newborn child according to current Medicaid rates; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Daniel, the bill was withdrawn from the files of the House.

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. 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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

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.

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

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.

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

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.

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

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.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

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.

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

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.

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

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.

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 CONCURRENT RESOLUTION NO. 1—

BY REPRESENTATIVES CROWE, BOWLER, BALDONE, CHANDLER, T. POWELL, TOOMY, AND WALSWORTH AND SENATORS HOLLIS AND KOSTELKA

A CONCURRENT RESOLUTION

To adopt Joint Rule No. 5 of the Joint Rules of the Senate and House of Representatives to provide for audio and video broadcast of legislative proceedings and for the creation, nature, and maintenance of records thereof.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 1 by Representative Crowe

AMENDMENT NO. 1

On page 3, after line 8, insert the following:

"BE IT FURTHER RESOLVED that this Concurrent Resolution shall become effective at 10:00 a.m. on January 14, 2008."

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

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

HOUSE CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVES JACK SMITH, PIERRE, AND ST. GERMAIN AND SENATORS MALONE AND MCPHERSON

A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to change the symbols used to denote degrees, minutes, and seconds in provisions of law to words.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 64—

BY REPRESENTATIVE GRAY

A CONCURRENT RESOLUTION

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

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 115—

BY REPRESENTATIVE JOHNS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 115 by Representative Johns

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and delete line 3 and insert the following:

"urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders."

AMENDMENT NO. 2

On page 1, line 12, after "hereby" delete the remainder of the line and delete lines 13 through 16, and insert the following:

"urges and requests the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders."

AMENDMENT NO. 3

On page 1, line 17, change "study" to "joint"

AMENDMENT NO. 4

On page 2, line 9, change "study" to "joint"

AMENDMENT NO. 5

On page 2, line 13, change "study" to "joint"

AMENDMENT NO. 6

On page 2, line 23, after "Council" delete "of Louisiana"

AMENDMENT NO. 7

On page 2, line 28, change "study" to "joint"

AMENDMENT NO. 8

On page 2, line 29, change "2008" to "2009"

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

On motion of Rep. Lancaster, the resolution, as amended, was ordered engrossed and 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. 841—
BY REPRESENTATIVE QUEZAIRE
AN ACT

To amend and reenact R.S. 2:651, 652(2) and (9), 654(B)(introductory paragraph) and (1), (J), (M), and (O), 655(introductory paragraph), (9), (11), and (14), and 660 and to enact R.S. 2:655(21) and 662 and R.S. 44:4.1(B)(36), relative to the Louisiana Airport Authority; to provide for certain definitions; to provide for the removal of members of the board;

to exempt the Authority from the requirements regarding leasing of land; to provide for the Authority to lease all of the land and other property owned by it; to provide for the Authority to enter into a lease agreement and other agreements for design, construction, financing, and operation of a multimodal facility; to provide for the creation of an executive committee of the board; to provide for expropriation of property by the Authority under certain circumstances; to provide relative to certain records in the custody of the Authority regarding certain negotiations; to provide certain procedures for and limitations on providing for the confidentiality of such records; to provide for the effectiveness of such confidentiality provisions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Bill No. 841 by Representative Quezaire

AMENDMENT NO. 1

On page 1, delete line 12 and at the beginning of line 13, delete "Authority;" and insert the following:

"to provide relative to certain records in the custody of the Authority regarding certain negotiations; to provide certain procedures for and limitations on providing for the confidentiality of such records; to provide for the effectiveness of such confidentiality provisions;"

AMENDMENT NO. 2

On page 7, delete lines 6 through 28 and insert the following:

"§662. Records regarding active negotiations

A. Records in the custody of the Authority pertaining to an active negotiation with a person for the purpose of the acquisition of property, by expropriation or otherwise, or pertaining to an active negotiation relating to the operation, planning, design, construction, or lease of an airport or airport facility within the jurisdiction of the Authority shall be confidential and shall not be subject to the provisions of R.S. 44:31, 32, or 33, if the person requests such confidentiality in writing detailing the reasons such person requests confidentiality and asserting that the negotiation is conditioned in whole or in part on the maintenance of such confidentiality, and the chairman of the board of the Authority determines in writing that the disclosure of such records would have a detrimental effect on the negotiation. Each determination by the chairman shall include his reasons for such determination. The chairman shall publish in the official journal of the Authority a notice containing general information regarding each negotiation to which records are confidential pursuant to this Section, no later than ten days after the determination of confidentiality. Such notice shall include the date of the chairman's determination. Records of expenses of the Authority pertaining to the negotiation shall be public and subject to review, except that the chairman may redact information that he determines would identify or lead to the identification of the person with whom the Authority is negotiating and such information shall be confidential until the negotiations are concluded. However, immediately upon the conclusion of the negotiation, all such records shall be subject to all of the provisions of law relative to public records, R.S. 44:1 et seq.

B. No information made confidential pursuant to Subsection A of this Section shall remain confidential for more than twelve months from the date of the chairman's determination of confidentiality; however, if the negotiation remains active and the chairman makes a new determination that the disclosure of the information would be detrimental to the negotiations and gives notice as provided in Subsection A of this Section, such information shall remain confidential while the negotiation remains active, not to exceed an additional twelve months. Under no circumstances shall information made confidential pursuant to this Section remain confidential for more than twenty-four months from the date of the initial determination of the chairman.

C. For the purposes of this Section, "active negotiation" or "negotiation remains active" shall mean a negotiation which has commenced with a person for the purpose of the acquisition of property or relating to the operation, planning, design, construction, or lease of an airport or airport facility within the jurisdiction of the Authority and which is not concluded. For the purposes of this Section, a negotiation is no longer active or is concluded when the Authority decides to no longer actively pursue the acquisition of property or the specific project regarding the operation, planning, design, construction, or lease of an airport or airport facility within the jurisdiction of the Authority; when the person with whom the department was negotiating decides not to pursue the acquisition of property or the specific project regarding the operation, planning, design, construction, or lease of an airport or airport facility within the jurisdiction of the Authority; or when a proposal affecting the negotiation is submitted to another public body for consideration by such public body in a public meeting, whichever occurs earlier.

D. The provisions of Subsection A of this Section shall not apply to any application for a license or permit or to any record of negotiations concerning any hazardous waste or waste site, as "hazardous waste" and "waste" are defined in R.S. 30:2173.

E. The provisions of this Section shall have no effect unless the party whose information is being maintained as confidential maintains as confidential any information provided to the party by the Authority regarding the active negotiation.

F. The provisions of this Section shall be void and have no effect beginning with any negotiation that begins on or after July 1, 2010."

AMENDMENT NO. 3

On page 8, line 12, change "paragraphs" to "Paragraphs"

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

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

Under the rules, placed on the regular calendar.

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 bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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 bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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, 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 (22), 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 bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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 bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

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 bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 19—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 56:104(A)(8)(a) and (B)(2), and 109(D)(5), relative to hunting; to provide relative to hunting on lands administered by the Department of Wildlife and Fisheries; to exempt certain resident hunters from certain permit fees on lands administered by the Department of Wildlife and Fisheries; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 148—
BY SENATOR SCHEDLER

AN ACT

To authorize and provide for the lease of certain state property in St. Tammany Parish by the Department of Health and Hospitals to the Methodist Home for Children; to provide for certain terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 171—
BY SENATOR MOUNT

AN ACT

To amend and reenact Section 2 of Act No. 118 of the 2005 Regular Session of the Legislature, relative to the transfer of certain immovable property located in Calcasieu Parish from the

Chennault International Airport Authority to the Board of Supervisors of Community and Technical Colleges, for the use and benefit of its Sowlata Campus, in exchange for forgiveness of a certain debt owed by the authority to the state of Louisiana; to amend the description of the property to be transferred; to properly identify and describe the property which is the subject of the exchange following the destruction by Hurricane Rita of a portion of the property originally intended to be transferred; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 178—
BY SENATORS CRAVINS AND SCHEDLER

AN ACT

To amend and reenact R.S. 15:560.2 and enact R.S. 15:560.5 and 560.6, relative to sex offender assessment panels; to provide for the reorganization of the state sex offender assessment panel; to provide for membership; to provide for appeal of decisions of panel; to provide for employee immunity; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 215—
BY SENATORS CRAVINS, N. GAUTREAUX AND MICHOT

AN ACT

To amend and reenact R.S. 32:65, relative to illegal speed contests on public roads and certain property; to provide for penalties for persons engaged in such speed contests; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 215 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 14, following "or" and before "a" change "purpose of making" to "attempt to make"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 249—
BY SENATORS BAJOEIE AND ELLINGTON
AN ACT

To authorize and provide for the transfer of certain state properties in Rapides Parish; to provide for the property descriptions; to provide for reservation of mineral rights; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Reconsideration

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

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.

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

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 3 from the calendar for future action.

Suspension of the Rules

On motion of Rep. Heaton, 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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. John Smith gave notice of his intention to call House Bill No. 428 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Toomy gave notice of his intention to call House Bill No. 489 from the calendar for future action.

HOUSE BILL NO. 818—
BY REPRESENTATIVE HEATON AND SENATOR MURRAY
AN ACT

To amend and reenact R.S. 11:1386, relative to the judges' noncontributory plan; to provide with respect to cost-of-living adjustments for judges who did not opt to become members of the Louisiana State Employees' Retirement System and for surviving spouses of such judges; to provide the procedures for determining the amount of such adjustments; to provide for a two-year increase in benefits; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Heaton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrell
Alario	Gallot	Odinot
Alexander	Geymann	Pierre
Anders	Gray	Pinac
Ansardi	Greene	Pitre
Arnold	Guillory, E.J.	Powell, M.
Badon	Guillory, E.L.	Powell, T.
Baldone	Guillory, M.	Quezaire
Barrow	Harris	Richmond
Baylor	Heaton	Ritchie
Beard	Hebert	Robideaux
Bowler	Hill	Romero
Burns	Honey	Scalise
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	St. Germain
Curtis	Kenney	Strain
Damico	Kleckley	Thompson
Dartez	LaBruzzo	Toomy
DeWitt	LaFleur	Townsend
Doerge	LaFonta	Trahan
Dorsey	Lambert	Triche
Dove	Lancaster	Tucker
Downs	Lorusso	Waddell
Durand	Marchand	Walsworth
Erdey	Martiny	White
Fannin	McDonald	Williams
Farrar	McVea	Winston
Faucheux	Montgomery	
Total - 95		

NAYS

Daniel
Total - 1

Page 10 HOUSE

20th Day's Proceedings - June 4, 2007

ABSENT

Baudoin	Johns	Schneider
Bruce	Morris	Walker
Chandler	Morrish	Wooton
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Heaton 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. 844— BY REPRESENTATIVE WALSWORTH AN ACT

To enact R.S. 49:170.15, relative to honorary designations; to designate Miss Louisiana of the Miss America Organization as the official host of the state of Louisiana; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

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

HOUSE BILL NO. 962 (Substitute for House Bill No. 528 by Representative Morrell)— BY REPRESENTATIVES MORRELL, ANDERS, ARNOLD, BADON, BALDONE, BURRELL, DORSEY, GRAY, ELCIE GUILLORY, MICKEY GUILLORY, HEBERT, HUNTER, HUTTER, JACKSON, JEFFERSON, LAFLEUR, MARCHAND, PINAC, RICHMOND, ROMERO, GARY SMITH, JACK SMITH, AND WILLIAMS

AN ACT

To enact R.S. 22:1430.12(D) and 1430.22(D), relative to the Louisiana Citizens Property Insurance Corporation; to provide for the elimination of the corporation's noncompetitive rating structure in the absence of a competitive market; to provide for the use of actuarially sound rates; to provide the commissioner of insurance the authority to determine if a competitive market exists; to provide for agent commissions on policies offered by the corporation; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 962 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 3, after "to provide" delete the remainder of the line and delete line 4 in its entirety and insert the following:

"for the rates charged by the Louisiana Citizens Property Insurance Corporation; to provide that the corporation's rates shall be the higher of the actuarially sound rates or the rates equal to the highest of the top ten insurers with the greatest total direct written premium; to provide"

AMENDMENT NO. 2

On page 1, line 14, after "charge" insert "the higher of"

AMENDMENT NO. 3

On page 1, line 14, after "rates" insert "or rates equal to the highest of the top ten insurers with the greatest total direct written premium"

AMENDMENT NO. 4

On page 2, line 5, after "insurance" insert "in any parish in the state"

AMENDMENT NO. 5

On page 2, line 5, after "in this" delete "Section." and insert "Subsection." and delete the remainder of the line

AMENDMENT NO. 6

On page 2, delete line 6 in its entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 962 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:1430.12(D)" delete "and 1430.22(D)," and insert a comma ","

AMENDMENT NO. 2

On page 1, line 6, after "exists;" delete the remainder of the line and at the beginning of line 7, delete "commissions on policies offered by the corporation;"

AMENDMENT NO. 3

On page 1, line 10, after "R.S. 22:1430.12(D)" delete "and 1430.22(D) are" and insert "is"

AMENDMENT NO. 4

On page 3, delete lines 6 through 10 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Lorusso
Alario	Erdey	Marchand
Alexander	Farrar	McVea
Anders	Faucheux	Morrell
Ansardi	Frith	Morrish
Arnold	Gallot	Odinot
Badon	Geymann	Pierre
Baldone	Gray	Pinac
Barrow	Greene	Pitre
Baudoin	Guillory, E.J.	Powell, T.
Baylor	Guillory, E.L.	Quezaire
Bruce	Guillory, M.	Richmond

Burns	Harris	Ritchie
Burrell	Heaton	Robideaux
Carter, K.	Hebert	Romero
Carter, R.	Hill	Schneider
Cazayoux	Honey	Smiley
Crane	Hunter	Smith, G.
Crowe	Hutter	Smith, J.D.—50th
Curtis	Jackson	Smith, J.R.—30th
Damico	Jefferson	St. Germain
Daniel	Johns	Strain
Dartez	Kennard	Thompson
DeWitt	Kenney	Townsend
Doerge	Kleckley	Trahan
Dorsey	LaFleur	Triche
Dove	LaFonta	White
Downs	Lambert	Williams
Total - 84		

NAYS

Beard	McDonald	Toomy
Bowler	Morris	Waddell
Chandler	Powell, M.	Walsworth
Fannin	Scalise	Winston
Katz	Smith, J.H.—8th	
Total - 14		

ABSENT

LaBruzzo	Montgomery	Wooton
Lancaster	Tucker	
Martiny	Walker	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 26—

BY REPRESENTATIVE ARNOLD

A JOINT RESOLUTION

Proposing to amend Article VII, Section 23(C) of the Constitution of Louisiana, to limit certain increases in millage rates; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed House Bill No. 26 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 3, after "rates;" insert "to provide for applicability;"

AMENDMENT NO. 2

On page 1, delete lines 15 through 20 and on page 2, delete lines 1 through 11 and insert the following:

"by (H) (a) levying additional or increased millages as provided by law or (2) (b) placing additional property on the tax rolls.

(1) Except as otherwise provided in Subparagraph (2) of this Paragraph, ~~increases~~ increases in the millage rate in excess of the rates established as provided by Paragraph (B) above but not in excess of the prior year's maximum authorized millage rate may be levied by two-thirds vote of the total membership of a taxing authority without further voter approval but only after a public hearing held in accordance with the open meetings law; however, in addition to any other requirements of the open meetings law, public notice of the time, place, and subject matter of such hearing shall be published on two separate days no less than thirty days before the public hearing. Such public notice shall be published in the official journal of the taxing authority, and another newspaper with a larger circulation within the taxing authority than the official journal of the taxing authority, if there is one.

(2) Increases in the millage rate in excess of the rates established as provided by Paragraph (B) above but not in excess of the prior year's maximum authorized millage rate may be levied by two-thirds vote of the total membership of a taxing authority without further voter approval, provided the resulting increase in the total amount of ad valorem taxes collected is no larger than the aggregate increase in the cost of living as reflected in the official Consumer Price Index for All Urban Consumers as published by the government of the United States since the last time the provisions of Article VII, Section 18(F) of the Constitution of Louisiana were last implemented for all property and only after a public hearing held in accordance with the open meetings law; however, in addition to any other requirements of the open meetings law, public notice of the time, place, and subject matter of such hearing shall be published on two separate days no less than thirty days before the public hearing. Such public notice shall be published in the official journal of the taxing authority, and another newspaper with a larger circulation within the taxing authority than the official journal of the taxing authority, if there is one. Upon the effective date of this Subparagraph, the provisions of this Subparagraph shall be effective for all taxing authorities in a parish if the proposal to add this Subparagraph was approved by a majority of the electors voting thereon in such parish; thereafter, the provisions of Subparagraph (1) of this Paragraph shall not be applicable in any such parish."

AMENDMENT NO. 3

On page 2, line 20, after "limit" insert "certain"

AMENDMENT NO. 4

On page 2, line 21, after "authorities" insert "without further voter approval"

AMENDMENT NO. 5

On page 2, line 22, after "Index" delete the period "." and insert "in those parishes in which such limitation is approved by a majority of the voters of the parish voting on this proposition."

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

Acting Speaker Lambert in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Reengrossed House Bill No. 26 by Representative Arnold

AMENDMENT NO. 1

On page 2, at the end of line 11, insert "By law, the legislature may except certain parishes in which the increased provided in this

Paragraph can not exceed the aggregate increase in the cost of living."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	Morrell
Alario	Erdey	Odinet
Anders	Faucheux	Pitre
Ansardi	Geymann	Powell, M.
Arnold	Greene	Powell, T.
Badon	Guillory, E.J.	Richmond
Baldone	Guillory, E.L.	Ritchie
Baudoin	Harris	Romero
Baylor	Heaton	Scalise
Beard	Hebert	Schneider
Bowler	Hunter	Smiley
Burns	Hutter	Smith, G.
Burrell	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Smith, J.H.—8th
Crane	Johns	St. Germain
Crowe	Katz	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Townsend
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Lorusso	Walsworth
Dorsey	Marchand	White
Dove	Martiny	Williams
Downs	Montgomery	Winston
Total - 75		

NAYS

Alexander	Frith	Morris
Barrow	Gallot	Morrish
Bruce	Gray	Pierre
Carter, K.	Guillory, M.	Pinac
Cazayoux	Hill	Quezairé
Chandler	Kennard	Robideaux
Fannin	McDonald	Toomy
Farrar	McVeá	Trahan
Total - 24		

ABSENT

Honey	LaFleur	Walker
LaBruzzo	Smith, J.R.—30th	Wooton
Total - 6		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On joint motion of Reps. Gallot and Mickey Guillory, and under a suspension of the rules, the above roll call was corrected to reflect them as voting nay.

Suspension of the Rules

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

Suspension of the Rules

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

HOUSE BILL NO. 27—

BY REPRESENTATIVES ARNOLD, BADON, BURRELL, CURTIS, MONTGOMERY, ODINET, AND JANE SMITH
AN ACT

To amend and reenact R.S. 47:1705(B), relative to ad valorem taxes; to limit the ability of taxing authorities to increase ad valorem tax millages; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 27 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 3, after "House Bill No." and before "of" insert "26"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 27 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 3, after "millages;" insert "to provide for applicability;"

AMENDMENT NO. 2

On page 1, delete lines 7 through 20 and insert the following:

"§1705. Information supplied to assessor and legislative auditor by tax recipient agencies; additional notices

* * *

B. (1) Increases Except as otherwise provided in Paragraph (2) of this Subsection, increases in the millage rate in excess of the rates established as provided by Paragraph (B) of Section 23 of Article VII of the Constitution of Louisiana, but not in excess of the prior year's maximum authorized millage rate may be levied by two-thirds vote of the total membership of a taxing authority without further voter approval but only after a public hearing held in accordance with the open meetings law.

(2) In parishes in which the provisions of Article VII, Section 23(C) (2) are applicable, increases in the millage rate in excess of the

rates established as provided by Paragraph (B) of Section 23 of Article VII of the Constitution of Louisiana, but not in excess of the prior year's maximum authorized millage rate may be levied by two-thirds vote of the total membership of a taxing authority without further voter approval, provided the resulting increase in the total amount of ad valorem taxes collected is no larger than the aggregate increase in the cost of living as reflected in the official Consumer Price Index for All Urban Consumers as published by the government of the United States since the last time the provisions of Article VII, Section 18(F) of the Constitution of Louisiana were last implemented for all property and only after a public hearing held in accordance with the open meetings law.

(2) In order to accomplish this result,

(3) In order to provide for increases in the millage rate pursuant to this Subsection the following shall be mandatory:

(a) Each tax recipient body shall adopt an ordinance or resolution which shall set forth and designate the adjusted millage rate as required by Paragraph (B) of Section 23 of Article VII of the Constitution of Louisiana.

(b) Each tax recipient body shall adopt another separate ordinance or resolution which shall provide for such millage rate increases by two-thirds vote and shall set forth and designate not only the increased millage rate but also the adjusted millage rate as required in Subparagraph (a) above and by Paragraph (B) of Section 23 of Article VII of the Constitution of Louisiana.

(c)(i) In addition to any notice requirements provided for in Article VII, Section 23(C) of the Constitution of Louisiana and this Section, any tax recipient body which proposes to hold a public hearing in any tax year for the purpose of levying additional or increased millages on property without further voter approval shall publish, by July fifteenth, public notice of the date, time, and place of the hearing. The notice shall contain a statement that the tax recipient body intends to consider at the hearing levying additional or increased millage rates without further voter approval.

(ii) The notice shall be published on two separate days in the official journal of the taxing authority, and in another newspaper with a larger circulation within the taxing authority than the official journal of the taxing authority, if there is one.

(iii) Requirements for the notice required in this Subparagraph shall be prescribed by the Louisiana Tax Commission which requirements shall include:

(aa) Prominent placement in the newspaper in a section other than the classified advertisement or public notice section.

(bb) Formatting in a box with a bolded outline.

(cc) A size of not less than two inches by four inches.

(dd) Print in bold face type.

(iv) The additional publications in the official journal as required by this Subparagraph shall be provided by the official journal at a charge not in excess of the rates assessed and charged for regular commercial advertising.

(v) Failure to timely accomplish such publication shall make the adoption at such a hearing of any resolution or ordinance providing for the adoption of additional or increased millage null, void, and of no effect.

(vi) Each tax recipient body required to publish public notice pursuant to this Subparagraph shall also provide to the assessor in its parish or district as the case may be the date, time, and place of its

pending hearing. Each assessor shall maintain a list of each of the pending hearing dates in his parish or district as the case may be and may publish such hearing dates on his website web site.

(d) In addition to the requirements for publication provided for in this Subparagraph, the tax recipient body shall issue a press release to newspapers with substantial distribution within the parish of the tax recipient's jurisdiction and to area broadcast media.

(e) The provisions of Subparagraphs (B)(2)(3)(c) and (d) of this Section shall not apply in the parish of Rapides.

* * *

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Townsend to Engrossed House Bill No. 27 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 10, change "B." to "B.(1)"

AMENDMENT NO. 2

On page 1, between lines 19 and 20 insert the following:

"(2) The limitation provided in this Subsection wherein the increase in the millage rate can not exceed the aggregate increase in the cost of living does not apply in the parishes of Acadia, Allen, Ascension, Assumption, Avoyelles, Beauregard, Bienville, Bossier, Caddo, Calcasieu, Cameron, Catahoula, Claiborne, Concordia, De Soto, East Carroll, East Feliciana, Evangeline, Franklin, Grant, Iberia, Jackson, Jefferson Davis, Lafayette, Lafourche, LaSalle, Lincoln, Morehouse, Ouachita, Plaquemines, Pointe Coupee, Red River, Richland, Sabine, St. Bernard, St. James, St. John the Baptist, St. Landry, St. Martin, St. Mary, Tensas, Union, Vermilion, Vernon, Webster, West Baton Rouge, West Carroll, and Winn."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Odinet
Alario	Faucheux	Pierre
Alexander	Geymann	Pitre
Anders	Greene	Powell, M.
Ansardi	Guillory, E.J.	Powell, T.
Arnold	Guillory, E.L.	Quezaire
Badon	Harris	Richmond
Baldone	Heaton	Ritchie
Baudoin	Hebert	Romero
Baylor	Honey	Scalise
Beard	Hunter	Schneider
Bowler	Hutter	Smiley
Bruce	Jackson	Smith, G.
Burns	Jefferson	Smith, J.D.-50th
Burrell	Katz	Smith, J.H.-8th
Carter, R.	Kennard	St. Germain
Crane	Kenney	Strain

Crowe	Kleckley	Thompson
Curtis	LaBruzzo	Triche
Damico	LaFonta	Tucker
Daniel	Lambert	Waddell
Dartez	Lancaster	Walsworth
DeWitt	Lorusso	White
Dorsey	Marchand	Winston
Dove	Martiny	
Downs	Montgomery	
Total - 76		

NAYS

Barrow	Gallot	Morrish
Cazayoux	Gray	Pinac
Chandler	Guillory, M.	Robideaux
Doerge	Hill	Smith, J.R.-30th
Durand	McDonald	Toomy
Fannin	McVea	Townsend
Farrar	Morrell	Trahan
Frith	Morris	Williams
Total - 24		

ABSENT

Carter, K.	LaFleur	Wooton
Johns	Walker	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

HOUSE BILL NO. 123—

BY REPRESENTATIVE KLECKLEY
AN ACT

To enact R.S. 47:361(E), relative to the occupational license tax; to provide for an exclusion for certain gasoline and motor fuel sales from the definition of gross sales; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Kleckley to Engrossed House Bill No. 123 by Representative Kleckley

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 47:361(E)," and insert "R.S. 47:354.1," and at the end of the line, delete "an exclusion" and insert "a rate structure"

AMENDMENT NO. 2

On page 1, line 3 after "sales" delete "from the definition of gross sales"

AMENDMENT NO. 3

On page 1, delete lines 6 through 11 and insert the following:

"Section 1. R.S. 47:354.1 is hereby enacted to read as follows:

§354.1. Retail dealers in gasoline and motor fuel

For every fixed location retail dealer in gasoline or other motor fuel, the tax shall be computed based on the amount of gallons of gasoline or motor fuel sold using the following table and the amount of gross sales of merchandise, services, and rentals using the table in R.S. 47:354-Retail dealers in merchandise, services, and rental. The maximum sum of the tax using the two tables shall not exceed \$6,200.

If the Gallons sold are:		The Annual License Shall
As Much As	But Less Than	Be:
0	55,000	\$ 50
55,000	85,000	60
85,000	110,000	90
110,000	165,000	120
165,000	225,000	180
225,000	275,000	250
275,000	325,000	300
325,000	450,000	360
450,000	550,000	500
550,000	650,000	650
650,000	825,000	800
825,000	1,000,000	900
1,000,000	1,500,000	1,200
1,500,000	2,000,000	1,800
2,000,000	2,500,000	2,400
2,500,000	3,000,000	3,000
3,000,000	3,500,000	3,600
3,500,000	4,000,000	4,200
4,000,000	4,500,000	4,800
4,500,000	5,000,000	5,400
5,000,000	5,500,000	6,000
5,500,000		6,200"

AMENDMENT NO. 4

On page 1, delete line 13 and insert "after January 1, 2008."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morris
Alexander	Frith	Morrish
Anders	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Greene	Pitre
Baldone	Guillory, E.J.	Powell, M.
Barrow	Guillory, E.L.	Powell, T.
Baudoin	Guillory, M.	Quezaire
Baylor	Harris	Richmond
Beard	Heaton	Ritchie
Bowler	Hebert	Robideaux
Bruce	Hill	Romero
Burns	Honey	Scalise
Burrell	Hunter	Schneider
Carter, K.	Hutter	Smiley
Carter, R.	Jackson	Smith, G.
	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	Walsworth
Downs	Martiny	White
Durand	McDonald	Williams
Erdey	McVea	Winston
Fannin	Montgomery	

Total - 101

NAYS

Odinet
Total - 1

ABSENT

Gray	Walker	Wooton
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Kleckley 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. 189—
BY REPRESENTATIVE GRAY
AN ACT

To enact R.S. 47:297.7, relative to the individual income tax; to authorize a tax credit for certain foster parents; to provide relative to certain limitations; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Gray gave notice of her intention to call House Bill No. 189 from the calendar for future action.

HOUSE BILL NO. 260—
BY REPRESENTATIVE JACK SMITH
A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(C)(19) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to provide an exemption for certain jewelry; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morris
Alario	Frith	Morrish
Alexander	Gallot	Odinet
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	Walsworth
Downs	Martiny	White
Durand	McDonald	Williams
Erdey	McVea	Winston
Fannin	Montgomery	
Farrar	Morrell	

Total - 103

NAYS

Total - 0

ABSENT

Walker	Wooton
Total - 2	

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 359—
BY REPRESENTATIVES TOWNSEND, ARNOLD, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HEATON, HILL, HONEY, KENNEY, MONTGOMERY, RICHMOND, RITCHIE, AND JANE SMITH
AN ACT

To amend and reenact R.S. 47:297.6(A)(1) and (5), 6019(A)(1)(a), (A)(2)(a), and (B)(1) and to enact R.S. 47:305.56, relative to tax exemptions and credits; to authorize a sales and use tax exemption for certain works of art; to increase the tax credit applicable in certain development districts; to authorize the establishment of cultural product districts; to provide relative to certain definitions; to authorize a tax credit for the rehabilitation of historic structures in cultural product districts; to provide for accountability; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 359 from the calendar for future action.

HOUSE BILL NO. 466—
BY REPRESENTATIVE KENNARD
AN ACT

To amend and reenact R.S. 6:1091(A) and to enact R.S. 6:1088(B), relative to requirements for licensure under the Residential Mortgage Lending Act; to provide for an applicant's physical location within the state; to provide for recordkeeping and retention requirements for licensees; to provide for an exception from the physical location requirement; and to provide for related matters.

Read by title.

Rep. Trahan moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 101

NAYS

Bowler
Total - 1

ABSENT

Doerge Walker Wooton
Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 495—
BY REPRESENTATIVES TOWNSEND, ARNOLD, BALDONE, FARRAR, FAUCHEUX, HONEY, KENNEY, MONTGOMERY, RITCHIE, AND JANE SMITH

AN ACT

To enact R.S. 47:297.7, relative to the individual income tax; to provide for an income tax exclusion for income derived from certain artistic works; to provide for certain definitions; to provide for certain limitations; to authorize the promulgation of rules and regulations; to authorize the establishment of a program within the Department of Culture, Recreation and Tourism; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 495 from the calendar for future action.

HOUSE BILL NO. 560—
BY REPRESENTATIVES R. CARTER AND LABRUZZO
AN ACT

To amend and reenact R.S. 9:2801.2, relative to partitioning community property; to provide for the valuation of certain business entities; to provide for the application to pending cases; to provide for penalties as a result of fraud; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaBruzzo to Engrossed House Bill No. 560 by Representative R. Carter

AMENDMENT NO. 1

On page 1, line 11, after "organization" delete the period "." and insert a comma "," and then insert the following:

"if the valuation genuinely sets forth the value a partner or member would receive upon leaving the partnership or the limited liability company."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaBruzzo to Engrossed House Bill No. 560 by Representative R. Carter

AMENDMENT NO. 1

On page 1, line 17, after "determined" delete the remainder of the line and delete line 18 in its entirety and insert the following:

"by a court of competent jurisdiction to have committed fraud in determining the value of a community property interest in a partnership or a limited liability company pursuant to Subsection A of this Section"

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

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. LaBruzzo gave notice of his intention to call House Bill No. 560 from the calendar for future action.

HOUSE BILL NO. 568— BY REPRESENTATIVE TOWNSEND AN ACT

To enact R.S. 47:6026, relative to individual income and corporate income tax credits; to provide for refundable tax credits for certain state-certified investments and state-certified culinary arts or food science infrastructure projects; to provide relative to requirements and limitations for the credit; to authorize the Department of Economic Development to recapture credits under certain circumstances; to authorize the Department of Revenue to recover credits under certain circumstances; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 568 from the calendar for future action.

Speaker Salter in the Chair

HOUSE BILL NO. 676— BY REPRESENTATIVE SMILEY AN ACT

To amend and reenact R.S. 32:781(33), 783(F)(6) and (8), 784(A)(6), (7), and (8), 792(A), (B), (C), and (D), and 811(K)(1) and to enact R.S. 32:783(F)(9) and (10) and 811(L), relative to the Louisiana Recreational and Used Motor Vehicle Commission; to provide for definitions; to provide for commission's powers and duties; to provide for licensing of dealers of recreational products; to provide for licensing of used motor vehicle dealers and salespersons; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 676 by Representative Smiley

AMENDMENT NO. 1

On page 2, line 21, before "in" change "To serve" to "Serving"

AMENDMENT NO. 2

On page 8, line 16, following "or" and before "the terms" change "has misrepresented" to "misrepresenting"

AMENDMENT NO. 3

On page 9, line 3, following "or" and before "not" delete "is"

AMENDMENT NO. 4

On page 10, line 12, change "consumer" to "consumer's"

AMENDMENT NO. 5

On page 10, line 20, following "the" and before "signing" change "consumer" to "consumer's"

AMENDMENT NO. 6

On page 11, line 1, following "the" and before "being" change "customer" to "customer's"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Smiley to Engrossed House Bill No. 676 by Representative Smiley

AMENDMENT NO. 1

On page 4, line 19, after "material" and before "false" delete "or"

AMENDMENT NO. 2

On page 11, line 21, after "franchise" and before "has" insert "agreement"

AMENDMENT NO. 3

On page 11, line 23, after "franchise" and before the comma "," insert "agreement"

AMENDMENT NO. 4

On page 11, line 25, after "franchise" and before the period "." insert "agreement"

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

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

ROLL CALL

The roll was called with the following result:

Page 18 HOUSE

20th Day's Proceedings - June 4, 2007

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morris
Alexander	Frith	Odinot
Anders	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.J.	Powell, T.
Barrow	Guillory, E.L.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Harris	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Chandler	Johns	Smith, J.R.—30th
Crane	Katz	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	Walsworth
Downs	Martiny	White
Durand	McDonald	Williams
Erdey	McVea	Winston
Fannin	Montgomery	
Total - 101		

NAYS

Total - 0

ABSENT

Kennard	Walker
Morrish	Wooton
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Smiley 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. 701—

BY REPRESENTATIVE WILLIAMS
AN ACT

To enact R.S. 6:1096(J), relative to the Residential Mortgage Lending Act; to provide for payment of interest accrued from an escrow account with regards to a residential mortgage loan transaction; and to provide for related matters.

Read by title.

Rep. Williams moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Doerge	Lambert
Alario	Dorsey	Marchand
Alexander	Farrar	Morrell
Ansardi	Frith	Morris
Badon	Gallot	Odinot
Baldone	Geymann	Pierre
Barrow	Gray	Powell, M.
Baudoin	Guillory, E.J.	Powell, T.
Baylor	Guillory, E.L.	Quezaire
Bruce	Harris	Richmond
Burrell	Heaton	Ritchie
Carter, K.	Hebert	Robideaux
Carter, R.	Hill	Romero
Cazayoux	Honey	Smiley
Chandler	Hunter	Smith, G.
Crowe	Jackson	Smith, J.D.—50th
Curtis	Jefferson	Smith, J.H.—8th
Damico	Johns	St. Germain
Daniel	Kleckley	Strain
Dartez	LaFleur	Townsend
DeWitt	LaFonta	Williams
Total - 63		

NAYS

Anders	Katz	Pitre
Arnold	Kennard	Scalise
Bowler	Kenney	Smith, J.R.—30th
Burns	LaBruzzo	Thompson
Crane	Lancaster	Toomy
Dove	Lorusso	Trahan
Durand	Martiny	Tucker
Erdey	McDonald	Waddell
Fannin	McVea	Walsworth
Faucheux	Morrish	White
Hutter	Pinac	Winston
Total - 33		

ABSENT

Beard	Guillory, M.	Triche
Downs	Montgomery	Walker
Greene	Schneider	Wooton
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

HOUSE BILL NO. 726—

BY REPRESENTATIVE DOWNS
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 795—

BY REPRESENTATIVE SALTER

AN ACT

To amend and reenact R.S. 51:3083, 3084(5), (9), (10), (11), and (13), 3085(B)(1)(b) and (2), 3087(A) and (B), 3091, 3093(B), (C)(3) and (5), and 3094, and to add 3087(H), relative to tax credits; to provide relative to the Louisiana Community Development Financial Institution Act; to provide for additional tax credits; to provide for an extension of the Louisiana Community Development Financial Institution program; to provide for the definition and use of "qualified Louisiana business"; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 795 by Representative Salter

AMENDMENT NO. 1

On page 2, line 10, following "or" and before "nonrecourse" change "be" to "being"

AMENDMENT NO. 2

On page 3, line 23, following "less" and before "the" change "than" to "of"

AMENDMENT NO. 3

On page 5, line 18, following "accountants" and before "or" delete ", "

AMENDMENT NO. 4

On page 5, line 22, following "associate" and before "the" change "of" to "if"

AMENDMENT NO. 5

On page 5, line 26, following "any" and before "business" change "Louisiana entrepreneurial" to "qualified Louisiana"

AMENDMENT NO. 6

On page 5, line 26, following "affiliated" and before "Louisiana" insert "qualified" and on line 27, delete "entrepreneurial"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Salter to Engrossed House Bill No. 795 by Representative Salter

AMENDMENT NO. 1

On page 1, line 3, after "3094," delete the remainder of the line in its entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Ansardi	Durand	Montgomery
Carter, R.	Greene	Walker
Downs	Martiny	Wooton
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 873—

BY REPRESENTATIVES BADON AND HUTTER

AN ACT

To enact R.S. 48:756(A)(4), relative to distribution and dedication of state revenue; to provide for the distribution of monies from the Parish Transportation Fund and other state funds to the parish governing authorities; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 873 by Representative Badon

AMENDMENT NO. 1

On page 2, at the end of line 8, insert the following:

"The provisions of this Section shall not apply to the annual allocation and distribution of the Revenue Sharing Fund."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Farrar
Total - 1

ABSENT

Ansardi	Durand	Tucker
Beard	Frith	Walker
Carter, R.	LaBruzzo	Walsworth
Damico	Martiny	Wooton

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Pro Tempore Dorsey in the Chair

HOUSE BILL NO. 920—

BY REPRESENTATIVES SALTER, DORSEY, LANCASTER, ARNOLD, AND ALARIO AND SENATORS HINES, BAJOIE, JONES, FIELDS, AND HEITMEIER

AN ACT

To appropriate funds for Fiscal Year 2007-2008 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

Read by title.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Powell, M.
Total - 1

ABSENT

Baylor	Durand	Waddell
Carter, K.	Greene	Walker
Carter, R.	Morris	Wooton

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Salter 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. 929—
BY REPRESENTATIVE TRICHE
AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for a refundable Louisiana income and corporation franchise tax credit for certain overpayments related to the inventory tax credit; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Triche to Engrossed House Bill No. 929 by Representative Triche

AMENDMENT NO. 1

On page 1, delete line 11 and insert the following:

"for tax years 1999 through 2002 for income taxes, and for tax years 2000 through 2003 for corporation franchise taxes. The credit not previously claimed for these tax years may be claimed on amended returns until December 31, 2008."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrell
Alario	Frith	Morris
Alexander	Gallot	Morrish
Anders	Geymann	Odinet
Ansardi	Gray	Pierre
Arnold	Greene	Pinac
Badon	Guillory, E.J.	Pitre
Baldone	Guillory, E.L.	Powell, M.
Barrow	Guillory, M.	Powell, T.
Baudoin	Harris	Quezaire
Baylor	Heaton	Richmond
Beard	Hebert	Ritchie
Bowler	Hill	Robideaux
Bruce	Honey	Romero
Burns	Hunter	Scalise
Burrell	Hutter	Schneider
Carter, K.	Jackson	Smiley
Carter, R.	Jefferson	Smith, G.
Cazayoux	Johns	Smith, J.D.—50th
Chandler	Katz	Smith, J.H.—8th
Crane	Kennard	Smith, J.R.—30th
Crowe	Kenney	St. Germain
Curtis	Kleckley	Strain
Damico	LaFleur	Thompson
Daniel	LaFonta	Townsend

Dartez	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Lorusso	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Williams
Farrar	Montgomery	Winston

Total - 99

NAYS

Total - 0

ABSENT

DeWitt	LaBruzzo	Walker
Durand	Toomy	Wooton

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Triche 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. 931—
BY REPRESENTATIVES ALARIO, SALTER, GALLOT, DEWITT, CAZAYOUX, LAFLEUR, AND TOWNSEND AND SENATORS CHAISSON, HINES, LENTINI, AND MARIONNEAUX
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.J.	Powell, T.
Barrow	Guillory, E.L.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Harris	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Carter, R.	Jackson	Smith, J.D.—50th
Cazayoux	Jefferson	Smith, J.H.—8th
Chandler	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaFleur	Townsend
Dartez	LaFonta	Trahan

DeWitt	Lancaster	Triche
Doerge	Lorusso	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Williams
Erdey	Montgomery	Winston
Fannin	Morrell	
Farrar	Morris	

Total - 100

NAYS

Total - 0

ABSENT

Anders	Lambert	Wooton
LaBruzzo	Walker	

Total - 5

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. 726—
BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crowe to Engrossed House Bill No. 726 by Representative Downs

AMENDMENT NO. 1

On page 1, delete lines 2 through 5 and insert the following:

"To enact R.S. 38:2212(A)(1)(d)(iv) and to repeal R.S. 38:2212(A)(1)(d)(iv), relative to public works performed by political subdivisions; to provide relative to the applicability of certain laws governing the advertising and letting of contracts to the repair of damage caused by Hurricane Katrina or Rita; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete the remainder of the line and insert "R.S. 38:2212(A)(1)(d)(iv) is hereby enacted to read as"

AMENDMENT NO. 3

On page 1, delete lines 13 through 20, and insert the following:

"(d) The term "contract limit" as used herein shall be equal to the sum of one hundred thousand dollars per project, including labor,

materials, and equipment as per the rates in the latest edition of the Associated Equipment Dealers Rental Rate Book and administrative overhead not to exceed fifteen percent; however:

* * *

(iv) When a political subdivision that did not have flood insurance at the time Hurricane Katrina or Hurricane Rita struck Louisiana is repairing damage caused by Hurricane Katrina or Hurricane Rita, the contract limit applicable to such work from the effective date of this Item until July 30, 2007, shall be three hundred thousand dollars per project including labor, materials, and equipment as per the rates in the latest edition of the Associated Equipment Dealers Rental Rate Book and administrative overhead is not to exceed fifteen percent. However, no project shall be divided or separated into smaller projects which would have the effect of avoiding the requirements of advertising and letting by contract to the lowest responsible bidder as required in this Section.

* * *

Section 2. R.S. 38:2212(A)(1)(d)(iv) as enacted by this Act is hereby repealed in its entirety.

Section 3. Section 2 of this Act shall become effective on July 31, 2008.

Section 4. Sections 1 and 3 and this Section of this Act shall become effective on July 1, 2007; if vetoed by the governor and subsequently approved by the legislature, Sections 1 and 3 and this Section of this Act shall become effective on July 1, 2007, or on the day following such approval by the legislature, whichever is later."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Morrish
Alario	Gallot	Odinet
Alexander	Geymann	Pierre
Anders	Gray	Pinac
Ansardi	Greene	Pitre
Arnold	Guillory, E.J.	Powell, M.
Badon	Guillory, E.L.	Powell, T.
Baldone	Guillory, M.	Quezaire
Barrow	Harris	Richmond
Baudoin	Heaton	Ritchie
Baylor	Hebert	Robideaux
Beard	Hill	Romero
Bowler	Honey	Scalise
Bruce	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	Kenney	St. Germain
Crowe	Kleckley	Strain
Curtis	LaFleur	Thompson
Damico	LaFonta	Townsend
Daniel	Lambert	Trahan
Dartez	Lancaster	Triche
Doerge	Lorusso	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walsworth

Downs
Erdey
Fannin
Farrar
Faucheux
Total - 97

McDonald
McVea
Montgomery
Morrell
Morris

White
Williams
Winston

NAYS

Toomy
Total - 1

ABSENT

Burns
DeWitt
Durand
Total - 7

Kennard
LaBruzzo
Walker

Wooton

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Downs 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. 963 (Substitute for House Bill No. 859 by Representative Marchand)—

BY REPRESENTATIVES MARCHAND, GRAY, HUNTER, AND LAFONTA

AN ACT

To enact Part XIII of Chapter 11 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:1770 through 1775, relative to lost wage benefits for domestic violence victims; to create the domestic violence victims account; to create the domestic violence victims program; to provide for lost wages; to provide for the administration of the program; to require reporting to the governor's office; to require evidence of domestic violence; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Marchand gave notice of her intention to call House Bill No. 963 from the calendar for future action.

HOUSE BILL NO. 181—

BY REPRESENTATIVES RICHMOND, BADON, BALDONE, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY, MONTGOMERY, RITCHIE, AND JANE SMITH

AN ACT

To enact R.S. 47:305.56 and 337.9(D)(28), relative to sales and use taxes; to provide for an exemption from state and local sales and use taxes on the purchase of certain hybrid vehicles; to provide for certain requirements; to provide for certain restrictions; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 357—

BY REPRESENTATIVES TOWNSEND, BADON, BURRELL, CURTIS, FARRAR, FAUCHEUX, HILL, KENNEY, ODINET, RITCHIE, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:302(A)(1) and (2) and (S), to enact R.S. 47:302(A)(3) and (4) and 305.56, and to repeal R.S. 47:302(A)(3) and (4), relative to the state sales and use tax; to provide for a reduction in the tax rate on propane for nonresidential purposes; to provide for the effectiveness and applicability of the exemptions for certain utilities; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 357 from the calendar for future action.

HOUSE BILL NO. 365—

BY REPRESENTATIVES TOWNSEND, BALDONE, BURRELL, CURTIS, DOVE, FARRAR, FAUCHEUX, GREENE, HILL, KENNEY, LORUSSO, MONTGOMERY, ODINET, RITCHIE, SCHNEIDER, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:293(7) and to enact R.S. 47:293(2) and (6)(a)(i), relative to the individual income tax; to provide for a deduction for excess federal itemized deductions; to provide for the effectiveness of such deduction; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 365 from the calendar for future action.

HOUSE BILL NO. 374—

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

AN ACT

To enact R.S. 47:305.56, relative to the state sales and use tax; to provide for an exemption for certain items of tangible personal property for a certain period each year; to provide for definitions; to provide restrictions on the types and cost of purchases that are eligible for exemption; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 374 from the calendar for future action.

HOUSE BILL NO. 612—

BY REPRESENTATIVES ALARIO, SALTER, AND DORSEY
AN ACT

To amend and reenact R.S. 39:100.21 and 100.26 and to repeal R.S. 39:100.31(C) and Section 6(C) of Act No. 642 of the 2006 Regular Session of the Legislature, relative to state funds; to provide relative to the continuation of the 2004 Overcollections Fund as a special fund in the state treasury; to provide for the allowable uses of monies in the FEMA Reimbursement Fund and the State Emergency Response Fund; to provide for effective date; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrell
Alario	Faucheux	Morris
Alexander	Frith	Morrish
Anders	Gallot	Odinet
Arnold	Geymann	Pierre
Badon	Gray	Pinac
Baldone	Greene	Pitre
Barrow	Guillory, E.J.	Powell, M.
Baudoin	Guillory, E.L.	Powell, T.
Baylor	Guillory, M.	Quezaire
Beard	Harris	Richmond
Bowler	Heaton	Robideaux
Burns	Hebert	Romero
Burrell	Hill	Scalise
Carter, K.	Honey	Schneider
Carter, R.	Hunter	Smiley
Cazayoux	Hutter	Smith, G.
Chandler	Jackson	Smith, J.D.—50th
Crane	Jefferson	Smith, J.H.—8th
Crowe	Johns	Smith, J.R.—30th
Curtis	Kennard	St. Germain
Damico	Kenney	Strain
Daniel	Kleckley	Thompson
Dartez	LaFleur	Toomy
DeWitt	LaFonta	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Lorusso	Tucker
Downs	Marchand	Waddell
Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Montgomery	Winston
Total - 96		

NAYS

Total - 0

ABSENT

Ansardi	LaBruzzo	Walker
Bruce	Martiny	Walsworth
Katz	Ritchie	Wooton
Total - 9		

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. 615—

BY REPRESENTATIVES ALARIO, SALTER, AND DOERGE
AN ACT

To amend and reenact R.S. 39:100.26, relative to state funds; to provide for the deposit of certain funds into the FEMA Reimbursement Fund and certain special treasury funds; to provide for the dedication of such monies for use and appropriation as specified in the FEMA Reimbursement Fund and certain special treasury funds; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Dove	McDonald
Alario	Downs	McVea
Alexander	Fannin	Montgomery
Anders	Farrar	Morrell
Ansardi	Faucheux	Morrish
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
Burrell	Heaton	Romero
Carter, K.	Hebert	Smith, G.
Carter, R.	Hill	Smith, J.D.—50th
Cazayoux	Honey	Smith, J.R.—30th
Chandler	Hutter	St. Germain
Crane	Jackson	Strain
Crowe	Jefferson	Thompson
Curtis	Kennard	Townsend
Damico	Kenney	Trahan
Daniel	Kleckley	Triche
Dartez	LaFleur	White
DeWitt	LaFonta	Winston
Doerge	Lancaster	
Dorsey	Martiny	
Total - 76		

NAYS

Bowler	Lorusso	Schneider
Erdey	Morris	Smiley
Geymann	Pitre	Smith, J.H.—8th
Greene	Powell, M.	Tucker
Johns	Robideaux	Waddell
Katz	Scalise	Walsworth
Total - 18		

ABSENT

Beard	LaBruzzo	Walker
Burns	Lambert	Williams
Durand	Marchand	Wooton
Hunter	Toomy	
Total - 11		

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.

Suspension of the Rules

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

HOUSE BILL NO. 719—

BY REPRESENTATIVES DORSEY, BADON, BALDONE, BURRELL, CURTIS, FARRAR, FAUCHEUX, HILL, KENNEY, MONTGOMERY, ODINET, AND RITCHIE

AN ACT

To enact R.S. 47:297(P), relative to the individual income tax; to provide for a child tax credit; to provide relative to certain requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Dorsey gave notice of her intention to call House Bill No. 719 from the calendar for future action.

HOUSE BILL NO. 757—

BY REPRESENTATIVE SALTER

AN ACT

To enact R.S. 47:301(3)(i)(ii)(aa)(I)(eee) and (bb)(III), relative to the sales and use tax; to include certain machinery and equipment used primarily to produce a news publication within the sales and use tax exclusion for manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Salter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morris
Alario	Fauchoux	Morrish
Alexander	Frith	Odinet
Anders	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.J.	Powell, T.
Barrow	Guillory, E.L.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Harris	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Burns	Honey	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	LaFleur	Toomy
Daniel	LaFonta	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Lorusso	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Williams
Erdey	Montgomery	Winston
Fannin	Morrell	

Total - 101

NAYS

Total - 0

ABSENT

Hunter	Walker
LaBruzzo	Wooton

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Salter 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. 828—

BY REPRESENTATIVE ALARIO

AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; to provide for an effective date; and to regulate the administration of said funds.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 828 by Representative Alario

AMENDMENT NO. 1

On page 6, line 18, change "218,203,183" to "218,291,168"

AMENDMENT NO. 2

On page 10, line 26, delete "up to \$500,000" and insert "all or part of the appropriation"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morrell
Alario	Farrar	Morrish
Alexander	Faucheux	Odinot
Anders	Frith	Pierre
Ansardi	Gallot	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.J.	Powell, T.
Barrow	Guillory, E.L.	Quezaire
Baudoin	Guillory, M.	Richmond
Baylor	Harris	Ritchie
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Burns	Honey	Schneider
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
Dartez	LaFonta	Triche
DeWitt	Lambert	Tucker
Doerge	Lorusso	Waddell
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Williams
Durand	McVea	Winston
Erdey	Montgomery	
Total - 98		

NAYS

Total - 0

ABSENT

Geymann	Morris	Wooton
LaBruzzo	Smiley	
Lancaster	Walker	
Total - 7		

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. 926—

BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 47:6026, relative to income and corporate franchise tax credits; to create and establish the Mentor-Protégé Tax Credit Program; to provide relative to definitions; to provide for qualifications, limitations, and requirements in such program; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 935—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 47:301(10)(v) and (w), and (16)(d), 321(A), 337.10(H)(1), and 6014(E)(1)(a), to enact R.S. 47:301(14)(i) and (29), 301.1, 302(C), and 331(C), and to repeal R.S. 47:301(14)(i), 302(C), and 331(C), relative to the taxation of telecommunication services; to provide for definitions; to provide for rules for sourcing of taxable telecommunication services and certain ancillary services; to provide for sourcing of taxable sales of certain prepaid calling services and prepaid wireless calling services; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morris
Alario	Frith	Morrish
Alexander	Gallot	Odinot
Anders	Gray	Pierre
Ansardi	Greene	Pinac
Arnold	Guillory, E.J.	Pitre
Badon	Guillory, E.L.	Powell, M.
Baldone	Guillory, M.	Powell, T.
Barrow	Harris	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hebert	Ritchie
Bruce	Hill	Robideaux
Burns	Honey	Romero
Burrell	Hunter	Scalise
Carter, K.	Hutter	Smiley
Carter, R.	Jackson	Smith, G.
Cazayoux	Jefferson	Smith, J.D.—50th
Chandler	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	St. Germain
Curtis	Kenney	Strain
Damico	Kleckley	Thompson
Daniel	LaFleur	Toomy
Dartez	LaFonta	Townsend
Doerge	Lambert	Trahan
Dorsey	Lorusso	Triche
Dove	Marchand	Waddell
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Montgomery	Winston
Farrar	Morrell	
Total - 95		

NAYS

Schneider
Total - 1

ABSENT

Beard	Geymann	Tucker
Bowler	LaBruzzo	Walker
DeWitt	Lancaster	Wooton
Total - 9		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 938—
BY REPRESENTATIVE ALARIO
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2007-2008; and to provide for related matters.

Read by title.

Rep. Alario moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morris
Alario	Faucheux	Morrish
Alexander	Frith	Odinet
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	LaFleur	Toomy
Dartez	LaFonta	Townsend
DeWitt	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Lorusso	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Morrell	Winston
Total - 99		

NAYS

Total - 0

ABSENT

Daniel	LaBruzzo	Walker
Gallot	Montgomery	Wooton
Total - 6		

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. 953—
BY REPRESENTATIVE ALARIO
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2006-2007; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 965 (Substitute for House Bill No. 553 by Representative Durand)—
BY REPRESENTATIVE DURAND
AN ACT

To amend and reenact R.S. 36:259(J) and to enact R.S. 9:2798.5, relative to the Louisiana Emergency Response Network; to provide for a separate budget unit; to provide for limitation of liability; to provide for applicability; and to provide for related matters.

Read by title.

Rep. Durand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Geymann	Pierre
Anders	Gray	Pinac
Ansardi	Greene	Pitre
Arnold	Guillory, E.J.	Powell, M.
Badon	Guillory, E.L.	Powell, T.
Baldone	Guillory, M.	Quezaire
Barrow	Harris	Richmond
Baudoin	Heaton	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	Smith, J.R.—30th
Chandler	Kennard	St. Germain
Crane	Kenney	Strain
Crowe	Kleckley	Thompson
Curtis	LaFleur	Toomy
Damico	LaFonta	Townsend
Dartez	Lambert	Trahan
DeWitt	Lancaster	Triche
Doerge	Lorusso	Tucker
Dorsey	Marchand	Waddell
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Williams

Erdey	Montgomery	Winston
Fannin	Morrell	
Farrar	Morris	
Total - 100		

NAYS

Total - 0

ABSENT

Daniel	LaBruzzo	Wooton
Gallot	Walker	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Salter in the Chair

Suspension of the Rules

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

HOUSE BILL NO. 960 (Substitute for House Bill No. 860 by Representative K. Carter)—
BY REPRESENTATIVES K. CARTER, ANDERS, BOWLER, FARRAR, FAUCHEUX, HARRIS, KLECKLEY, MORRELL, SCALISE, GARY SMITH, TOOMY, AND WALSWORTH

AN ACT

To amend and reenact R.S. 22:1382(A)(3)(a)(iv), 1401, 1402, 1404, 1404.1, 1404.2, 1405(B)(2)(b), 1407, 1408, 1411, 1416, 1417(B)(introductory paragraph) and (2), 1422, 1430.5(A), 1430.11(D), 1430.14, 1441.7(C), 1441.10, 1441.21(D), and 2092.5.1(B), R.S. 36:681(C)(1), and R.S. 44:4(5)(a); to enact R.S. 22:15(C)(22), 1402.1, 1402.2, 1402.3, and 1455 and R.S. 36:696; and to repeal R.S. 22:15(C)(8), (E)(16), (F)(7), and (G)(7), 1401.1, 1405(B)(2)(c), 1406, 1410(B), 1418, and 1450.3 and R.S. 36:686(C)(1), relative to insurance rating; to abolish the Louisiana Insurance Rating Commission and to transfer its powers, duties, and functions to the office of property and casualty; to provide for a file and use system for insurance rating; to provide for definitions; to provide relative to competitive and noncompetitive markets; to provide for rating standards and methods; to provide for the establishment of the office of consumer advocacy within the Department of Insurance; to provide for a policyholder bill of rights; to provide for the membership of the board of directors of the Property Insurance Association of Louisiana, the governing committee of the Louisiana Automobile Insurance Plan, and the Louisiana Property and Casualty Insurance Commission; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. McDonald, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald on behalf of the Legislative Bureau to Engrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 27, line 13, following "filings," and before "may" change "it" to "he"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative K. Carter to Engrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 21, line 4, after "in" delete "this Subsection" and insert "R.S. 22:1401(C)(1)"

AMENDMENT NO. 2

On page 23, line 24, after "in" delete "this Section" and insert "R.S. 22:1401(C)(1)"

AMENDMENT NO. 3

On page 34, line 16, after "public affairs," insert "the deputy commissioner for minority affairs,"

AMENDMENT NO. 4

On page 34, line 23, after "insurance" and before "with" insert "who shall be appointed by the commissioner"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Bowler to Engrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 32, delete lines 2 through 4 in their entirety and insert the following:

"The following items exist in Louisiana statute and shall serve as standards for a commercial and residential property consumer bill of rights and do not create additional causes of actions or further penalties not otherwise provided under Louisiana statute."

AMENDMENT NO. 2

On page 32, line 8, after "advertising" and before "and" insert "that is not false"

AMENDMENT NO. 3

On page 32, line 16, after "insurance" delete "producers, and to have" and insert "producers that will answer"

AMENDMENT NO. 4

On page 32, line 16, after "questions" delete "addressed"

AMENDMENT NO. 5

On page 33, at the beginning of line 11, after "any" delete "claim due" and insert "property damage claim, or a portion of the claim, due"

AMENDMENT NO. 6

On page 33, line 18, after "not" delete "statutorily" and insert "legally"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 35, between lines 11 and 12, insert the following:

"C. The Office of Consumer Advocacy shall have exclusive authority to investigate the violation of any provision contained in R.S. 22:1455 and may levy penalties or fines against insurers as consistent with state law."

AMENDMENT NO. 2

On page 35, at the beginning of line 12, change "C." to "D."

Rep. Morrell moved the adoption of the amendments.

Rep. Katz objected.

By a vote of 24 yeas and 65 nays, the amendments were rejected.

Suspension of the Rules

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 36, after line 8, insert the following:

"Section 7. The Napoleonic Code is hereby abolished, all parishes shall hereinafter be referred to as counties, all bayous shall hereinafter be referred to as rivers or creeks, all references to "Cajuns" shall hereinafter be to "Acadian Americans", and the state slogan is hereby changed from "The "Bayou State" to "Why be Different When You Can Be the Same?"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Odinet to Engrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 1, line 5, after "2092.5.1(B)," delete "R.S. 36:681(C)(1),"

AMENDMENT NO. 2

On page 1, line 6, after "1455 and" change "R.S. 36:696;" to "R.S. 36:4(I);"

AMENDMENT NO. 3

On page 1, delete line 13 in its entirety and at the beginning of line 14, delete Insurance;" and insert "the creation of an Office of Consumer Protection within the office of the governor;"

AMENDMENT NO. 4

On page 32, at the beginning of line 2, insert "A."

AMENDMENT NO. 5

On page 33, line 11, after "damage" delete "claim" and insert "claim, or notice of denial of a claim."

AMENDMENT NO. 6

On page 33, line 15, after "insurance" delete the period "." and insert "attached to the notice of denial cited in this Paragraph."

AMENDMENT NO. 7

On page 33, line 16, after "(14)" delete "Policyholders" and insert "Relative to first party property damage claims, policyholders"

AMENDMENT NO. 8

On page 33, line 17, after "any" insert "policies in force."

AMENDMENT NO. 9

On page 33, line 17, after "adjuster reports." insert "estimates, bids, plans, measurements, drawings."

AMENDMENT NO. 10

On page 33, line 18, after "documents" delete "which are not statutorily" and insert "that are not legally"

AMENDMENT NO. 11

On page 33, line 20, after "confidential" delete "any documents they prepare" and insert "adjuster notes and logs and any documents prepared"

AMENDMENT NO. 12

On page 33, between lines 24 and 25, insert the following:

"(16) Policyholders may have the right to the remedies provided for in R.S. 22:658 if an insurer violates that Section in handling a claim.

(17) Policyholders shall have the right to transparency and integrity in the adjustment of property claims, as follows:

(a) An insurer of a residential or commercial property shall respond to all inquiries or requests from the insured within fourteen days of the inquiry or request, unless such time period to respond has been extended by the commissioner of insurance because of a disaster or emergency declared in accordance with R.S. 29:271 et seq.

(b) An insurer of a residential or commercial property shall provide prompt adjustment by a qualified adjuster pursuant to the provisions of R.S. 22:1210,71 et seq, the Louisiana Claims Adjuster Act.

(c) Any violations of this Paragraph that are committed with such frequency as to indicate a general business practice such as those enumerated in R.S. 22:1214(14) shall be subject to the provisions of R.S. 22:1214 et seq., the Unfair Trade Practices Act.

(18) Policyholders shall have the right to living expenses, as follows:

(a) In the event of a loss under a homeowner's policy of insurance for which the insured has made a claim for additional living expenses, the insurer shall provide the insured with a list of items that the insurer believes may be covered under the policy as additional living expenses. The list may include a statement that the list is not intended to include all items covered under the policy, but only those that are commonly claimed, if this is the case.

(b) In the event of a covered loss relating to an event declared by the governor as a disaster or emergency under the provisions of R.S. 29:721 et seq., coverage for additional living expenses under a homeowner's policy of insurance shall be for a period subject to policy provisions. Any extension of time required by this Paragraph beyond the period provided in the policy shall not act to increase the additional living expense policy limit in force at the time of the loss.

(19) Policyholders shall have the right to an insurance consumer advocate, as follows:

(a) There is hereby created in the office of the governor, the Office of Insurance Consumer Protection, which shall employ an insurance consumer advocate for the purpose of reporting to the legislature on behalf of consumers regarding insurance matters and representing and advocating on behalf of consumers regarding insurance matters in all proceedings before the commissioner of insurance that relate to any policy or category of policies subject to the provisions of this Section.

(b) In all proceedings conducted before the commissioner of insurance, the insurance consumer advocate shall have the right to question witnesses, including industry personnel, company representatives, the staff of the commissioner, and all others appearing before the commissioner. The insurance consumer advocate shall have the right to issue subpoenas to compel the attendance of witnesses and the production of documents. The insurance consumer advocate shall have access to all documents filed by company representatives with the Department of Insurance.

(c) The insurance consumer advocate may contract with an actuary to review and verify rate filings made by insurance company representatives regarding rate increases.

B. This Section shall apply to all policies of fire and extended coverage and all policies of homeowners' insurance, as defined in R.S. 22:6.

C. Any violation of the provisions of this Section shall be considered a breach of the insurer's duty of good faith and fair dealing and shall subject the insurer to any penalties contained in R.S. 22:1220, in addition to any penalties provided for in this Section."

AMENDMENT NO. 13

On page 34, line 7, after "2." delete the remainder of the line and insert "R.S. 36:4(I) is"

AMENDMENT NO. 14

On page 34, delete lines 9 through 28 in their entirety and insert the following:

"§4. Structure of executive branch of state government

* * *

I. The Office of Insurance Consumer Protection, as more specifically provided in R.S. 22:1455(19), shall be placed within the office of the governor and perform its powers, duties, functions, and responsibilities as provided by law."

AMENDMENT NO. 15

On page 35, delete lines 1 through 13 in their entirety

Rep. Odinet moved the adoption of the amendments.

Rep. Karen Carter objected.

By a vote of 31 yeas and 65 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 960 by Representative K. Carter

AMENDMENT NO. 1

On page 7, line 5, after "C.(1)" delete "Subject to the exception specified in Subsection D of this Section," and change "each" to "Each"

AMENDMENT NO. 2

On page 7, line 11, after "period." delete the remainder of the line and delete line 12 in its entirety

AMENDMENT NO. 3

On page 7, at the beginning of line 13 delete "Section."

AMENDMENT NO. 4

On page 7, delete lines 20 through 26 in their entirety

AMENDMENT NO. 5

On page 7, at the beginning of line 27, change "E." to "D."

AMENDMENT NO. 6

On page 8, line 4, after "of this" delete the remainder of the line and delete line 6 in its entirety and insert "Section."

AMENDMENT NO. 7

On page 8, at the beginning of line 6, change "E." to "E."

AMENDMENT NO. 8

On page 35, between lines 13 and 14, insert the following:

"D. A consumer advocate can only be fired by a majority vote of both the Louisiana House of Representatives and the Louisiana Senate, including by mail ballot."

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

Rep. Karen Carter moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Alario Faucheux Frith Morris 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
Burns	Honey	Scalise
Burrell	Hunter	Schneider
Carter, K.	Hutter	Smiley
Carter, R.	Jackson	Smith, G.
Cazayoux	Jefferson	Smith, J.D.—50th
Chandler	Johns	Smith, J.H.—8th
Crane	Katz	Smith, J.R.—30th
Crowe	Kennard	St. Germain
Curtis	Kenney	Strain
Damico	Kleckley	Thompson
Daniel	LaFleur	Toomy
Dartez	LaFonta	Townsend
DeWitt	Lambert	Trahan
Doerge	Lancaster	Triche
Dorsey	Lorusso	Tucker
Dove	Marchand	Waddell
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Montgomery	Winston
Farrar	Morrell	

Total - 101

NAYS

Total - 0

ABSENT

Bruce	Walker
LaBruzzo	Wooton

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 966 (Substitute for House Bill No. 764 by Representative Heaton)—

BY REPRESENTATIVES HEATON AND ANSARDI
AN ACT

To amend and reenact Code of Civil Procedure Article 561(A), relative to the abandonment of civil actions; to provide an exception for Hurricanes Katrina and Rita; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lorusso to Engrossed House Bill No. 966 by Representative Heaton

AMENDMENT NO. 1

On page 1, at the beginning of line 15, after "(2)" and before "action" change "An" to "If the party charged with abandonment of the action"

proves that the failure to take a step in the prosecution or defense in the trial court or the failure to take any step in the prosecution or disposition of an appeal was caused by or was a direct result of Hurricane Katrina or Rita, an"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lorusso to Engrossed House Bill No. 966 by Representative Heaton

AMENDMENT NO. 1

On page 2, delete lines 22 and 23 in their entirety

AMENDMENT NO. 2

On page 2, at the beginning of line 24, change "Section 3" to "Section 2"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Farrar	Morrish
Alario	Faucheux	Odinot
Anders	Frith	Pierre
Ansardi	Gallot	Pinac
Badon	Gray	Powell, T.
Baldone	Guillory, E.J.	Quezaire
Baudoin	Harris	Richmond
Baylor	Heaton	Ritchie
Bruce	Honey	Romero
Burns	Hunter	Smith, G.
Burrell	Jackson	Smith, J.D.—50th
Carter, R.	Jefferson	Strain
Curtis	Kenney	Thompson
Damico	LaFonta	Toomy
Daniel	Lambert	Townsend
DeWitt	Lorusso	White
Dorsey	Marchand	Williams
Durand	Morrell	

Total - 53

NAYS

Alexander	Guillory, E.L.	Scalise
Arnold	Hebert	Schneider
Barrow	Hill	Smiley
Bowler	Hutter	Smith, J.H.—8th
Chandler	Katz	Smith, J.R.—30th
Crane	Kleckley	St. Germain
Crowe	LaFleur	Trahan
Dartez	McDonald	Triche
Doerge	McVea	Tucker
Dove	Montgomery	Waddell
Erdey	Morris	Walsworth
Fannin	Pitre	Winston
Geymann	Powell, M.	
Greene	Robideaux	

Total - 40

ABSENT

Beard	Guillory, M.	Lancaster
Carter, K.	Johns	Martiny
Cazayoux	Kennard	Walker
Downs	LaBruzzo	Wooton
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

HOUSE BILL NO. 967 (Substitute for House Bill No. 856 by Representative Lorusso)— BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact R.S. 19:14, relative to expropriation; to provide relative to the waiver and acquisition of certain property rights; to provide relative to actual possession of immovable property; and to provide for related matters.

Read by title.

Rep. Lorusso moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Durand	Montgomery	Winston
Erdey	Morrell	
Fannin	Morris	
Total - 100		

NAYS

McDonald
Total - 1

ABSENT

Johns	Walker
Martiny	Wooton
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lorusso 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. Doerge, and under a suspension of the rules, the above roll call was corrected to reflect her as voting yea.

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.

Motion

On motion of Rep. Ansardi, the bill was returned to the 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McDonald to Engrossed House Bill No. 246 by Representative McDonald

AMENDMENT NO. 1

On page 3, line 27, change "pro rata basis" to "pro re nata"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Burns to Engrossed House Bill No. 246 by Representative McDonald

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 37:927(A) and to"

AMENDMENT NO. 2

On page 1, line 6, change "Nursing" to "Practical Nurse Examiners"

AMENDMENT NO. 3

On page 1, line 12, delete "R.S. 37:927(A) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, delete lines 15 through 20 in their entirety

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 2, line 13, change "Nursing" to "Practical Nurse Examiners"

AMENDMENT NO. 7

On page 2, line 25, change "Nursing" to "Practical Nurse Examiners"

AMENDMENT NO. 8

On page 2, line 26, change "Nursing" to "Practical Nurse Examiners"

AMENDMENT NO. 9

On page 3, line 13, after "of a" delete the remainder of the line and delete line 14 in its entirety and insert in lieu thereof "licensed practical nurse"

AMENDMENT NO. 10

On page 4, line 14, change "Practical Nurse Examiners" to "Nursing"

AMENDMENT NO. 11

On page 5, line 9, after "licensed" and before "nurses" insert "practical"

AMENDMENT NO. 12

On page 5, line 12, delete the comma " ," and "as authorized by R.S. 37:927."

Rep. Burns moved the adoption of the amendments.

Rep. McDonald objected.

By a vote of 22 yeas and 76 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Durand	McDonald
Alario	Erdey	McVea
Alexander	Fannin	Morrish
Anders	Faucheux	Pierre
Arnold	Frith	Pinac
Barrow	Gallot	Powell, T.
Baylor	Geymann	Ritchie
Bruce	Guillory, E.J.	Smith, G.
Burrell	Guillory, E.L.	Smith, J.H.--8th
Carter, R.	Guillory, M.	Smith, J.R.--30th
Cazayoux	Hebert	St. Germain
Chandler	Hunter	Strain
Crane	Hutter	Thompson
Crowe	Johns	Townsend
Curtis	Katz	Trahan
Daniel	Kennard	Tucker
Dartez	Kenney	Waddell
DeWitt	Kleckley	White
Doerge	LaFleur	Williams
Dorsey	Lambert	Winston
Downs	Lorusso	
Total - 62		

NAYS

Ansardi	Heaton	Odinet
Badon	Hill	Pitre
Baldone	Honey	Powell, M.
Baudoin	Jackson	Quezaire
Beard	Jefferson	Richmond
Bowler	LaBruzzo	Robideaux
Burns	LaFonta	Romero
Carter, K.	Lancaster	Scalise
Damico	Marchand	Schneider
Dove	Martiny	Smiley
Farrar	Montgomery	Smith, J.D.--50th
Greene	Morrell	Toomy
Harris	Morris	
Total - 38		

ABSENT

Gray	Walker	Wooton
Triche	Walsworth	
Total - 5		

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

HOUSE BILL NO. 953—
BY REPRESENTATIVE ALARIO
AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2006-2007; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Alario to Engrossed House Bill No. 953 by Representative Alario

AMENDMENT NO. 1

On page 2, delete line 5 in its entirety and insert:

"06-267 OFFICE OF TOURISM"

AMENDMENT NO. 2

On page 2, delete line 9 in its entirety

AMENDMENT NO. 3

On page 4, delete lines 31 through 36 in their entirety

AMENDMENT NO. 4

On page 5, delete lines 12 through 14

AMENDMENT NO. 5

On page 5, between lines 25 and 26, insert the following:

"Louisiana State University Health Sciences Center-New Orleans"

AMENDMENT NO. 6

On page 5, between lines 29 and 30, insert the following:

"E. A. Conway Medical Center

Payable out of the State General Fund (Direct) to the LSU Health Sciences Center-Shreveport for operating expenses for E.A. Conway Medical Center \$ 5,226,079"

AMENDMENT NO. 7

On page 6, line 9, after "Bill No." change "615" to "612"

AMENDMENT NO. 8

On page 6, line 20, after "Fund to" and before "the Louisiana" insert "Greater Winn Parish Development Corp for"

AMENDMENT NO. 9

On page 6, line 37, after "Legislature for" delete the remainder of the line and insert:

"06-267 OFFICE OF TOURISM to the"

AMENDMENT NO. 10

On page 7, between lines 32 and 33, insert the following:

"Section 5. The state treasurer is hereby authorized and directed to transfer from State General Fund receipts for Fiscal Year 2006-2007 for deposit into the 2004 Overcollections Fund the amount of \$14,656,671."

AMENDMENT NO. 11

On page 7, at the beginning of line 33, change "Section 5." to "Section 6."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thompson to Engrossed House Bill No. 953 by Representative Alario

AMENDMENT NO. 1

On page 7, between lines 32 and 33, insert the following:

Section 5. The state treasurer is hereby authorized and directed to transfer from State General Fund receipts for Fiscal Year 2006-2007 for deposit into the Poverty Point Reservoir Development Fund the amount of \$576,500."

AMENDMENT NO. 2

On page 7, at the beginning of line 33, change "Section 5." to "Section 6."

Rep. Thompson moved the adoption of the amendments.

Rep. Smiley objected.

By a vote of 36 yeas and 52 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of representatives who voted 'YEAS'. Includes Mr. Speaker, Alario, Alexander, Anders, Ansardi, Arnold, Badon, Baldone, Barrow, Baudoin, Baylor, Bruce, Burrell, Carter, K., Carter, R., Cazayoux, Chandler, Crane, Crowe, Curtis, Damico, Daniel, Darte, DeWitt, Doerge, Dorsey, Dove, Downs, Durand, Erdey, Fannin, Farrar, Faucheux, Frith, Gallot, Gray, Guillory, E.J., Guillory, E.L., Guillory, M., Harris, Heaton, Hebert, Hill, Honey, Hunter, Hutter, Jackson, Jefferson, Johns, Katz, Kennard, Kenney, Kleckley, LaFleur, LaFonta, Lambert, Lancaster, Marchand, McDonald, McVea, Montgomery, Odinet, Pierre, Pinac, Pitre, Powell, M., Powell, T., Quezaire, Richmond, Ritchie, Robideaux, Romero, Schneider, Smith, G., Smith, J.D.-50th, Smith, J.R.-30th, St. Germain, Strain, Thompson, Toomy, Townsend, Trahan, Triche, Waddell, Walsworth, White, Williams, Winston.

Total - 88

NAYS

Beard	LaBruzzo	Smiley
Bowler	Lorusso	Smith, J.H.-8th
Burns	Morris	Tucker
Geymann	Morrish	
Greene	Scalise	
Total - 13		

ABSENT

Martiny	Walker
Morrell	Wooton
Total - 4	

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.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 4, 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. 166
Returned without amendments

House Concurrent Resolution No. 169
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 4, 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. 14 and 33

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 4, 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. 136, 145, 199, and 308

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. 136—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 39:1494.1(A)(7), relative to social service contracts; to provide for an increase in the maximum contract proposal amount; and to provide for related matters.

Read by title.

SENATE BILL NO. 145—
BY SENATOR MALONE

AN ACT

To enact R.S. 15:572(F) and R.S. 18:4, relative to pardons; to provide relative to the effects of a pardon; to limit the effects of a pardon to a conviction for an offense against this state; to provide relative to the effects of a pardon upon the qualifying for office or taking of office; and to provide for related matters.

Read by title.

SENATE BILL NO. 199—
BY SENATOR MOUNT

AN ACT

To amend and reenact the introductory paragraph of R.S. 27:93(A)(6) and to enact R.S. 27:93(A)(10), relative to riverboats; to authorize the governing authority of Calcasieu Parish to levy an additional admission fee for each passenger boarding or embarking upon a riverboat; to provide for the allocation of such fee; and to provide for related matters.

Read by title.

SENATE BILL NO. 308—
BY SENATORS SCHEDLER AND HOLLIS
AN ACT

To enact Part XVII of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1193, relative to a project return post-release skills program for former offenders; to authorize the Department of Labor to contract with service providers or community service organizations for the establishment of the program; to provide for program goals, purposes, and services; to require the promulgation of rules and regulations; and to provide for related matters.

Read by title.

**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. 62—
BY REPRESENTATIVE DORSEY
A RESOLUTION

To commend Ashley Elizabeth White upon her achievements and dedication to public service.

Read by title.

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

HOUSE RESOLUTION NO. 63—
BY REPRESENTATIVE HEBERT
A RESOLUTION

To adopt House Rule 7.9(C) of the Rules of Order of the House of Representatives to provide for the form and content of the General Appropriation Bill and to prohibit certain actions if the bill is not in such form.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 170—
BY REPRESENTATIVE WINSTON
A CONCURRENT RESOLUTION

To commend John and Mirella "Mira" Spansel of Slidell, Louisiana, for their fortitude and courage in rising above breast cancer diagnoses.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 171—
BY REPRESENTATIVES DARTEZ, ALEXANDER, DURAND, R. CARTER, CURTIS, FRITH, GEYMAN, LAMBERT, MORRISH, PIERRE, PINAC, ROMERO, SMILEY, JACK SMITH, TRAHAN, AND WADDELL AND SENATOR SCHEDLER
A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Board of Supervisors to relocate the Louisiana State University School of Medicine at New Orleans to Baton Rouge.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 172—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To commend Conrad Lester Ardoin of Ville Platte and to express appreciation for the pride he brings to his family, friends, community, Evangeline Parish, the state of Louisiana, and the United States of America.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 173—
BY REPRESENTATIVE GRAY
A CONCURRENT RESOLUTION

To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study and develop recommendations for regional and statewide strategies and initiatives to meet the housing and community development needs of Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 174—
BY REPRESENTATIVE SALTER
A CONCURRENT RESOLUTION

To create the Adult Abuse and Neglect Study Group, hereinafter referred to as the "study group", to study the existing laws on adult abuse and neglect and the need for laws to protect those who cannot adequately protect themselves; examine the structure, operation, and outcomes of the programs established to protect vulnerable adults from abuse and neglect in Louisiana; investigate existing jurisdictions; explore ways to maximize resources necessary to viably operate a program that is cost-effective and administratively efficient for the protection of vulnerable adults; and other related issues.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION

To urge and request the House Committee on Insurance to investigate the feasibility of establishing a regional catastrophe fund that would allow states along the Gulf Coast to pool property insurance risks and other resources to reduce insurance premiums throughout the Gulf Coast region.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Commerce**

June 4, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 102, by Pinac
Reported with amendments. (8-7) (Regular)

House Bill No. 589, by Ritchie
Reported with amendments. (16-0) (Regular)

Senate Bill No. 196, by Michot
Reported favorably. (15-0) (Regular)

Senate Bill No. 262, by Adley
Reported with amendments. (16-0) (Regular)

Senate Bill No. 290, by Smith
Reported with amendments. (16-0) (Regular)

GIL PINAC
Chairman

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

**Report of the Committee on
Transportation, Highways, and Public Works**

June 4, 2007

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

House Concurrent Resolution No. 156, by Greene
Reported favorably. (12-0-1)

House Bill No. 786, by Erdey
Reported with amendments. (10-0-1) (Regular)

Senate Concurrent Resolution No. 31, by McPherson
Reported with amendments. (10-0-1)

Senate Bill No. 9, by Hines
Reported with amendments. (11-0-1) (Regular)

Senate Bill No. 75, by Dupre
Reported favorably. (10-0-1) (Regular)

Senate Bill No. 95, by Amedee
Reported with amendments. (10-0-1) (Regular)

Senate Bill No. 156, by Gautreaux, B.
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 207, by Mount
Reported favorably. (11-0-1) (Regular)

Senate Bill No. 275, by Gautreaux, N.
Reported with amendments. (10-0-1) (Regular)

Senate Bill No. 280, by Ellington
Reported favorably. (10-0-1) (Regular)

Senate Bill No. 326, by Dupre
Reported favorably. (10-0-1) (Regular)

ROY J. QUEZAIRE, JR.
Chairman

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

**Report of the Committee on
Ways and Means**

June 4, 2007

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 37, by Montgomery
Reported with amendments. (14-0-1) (Regular)

House Bill No. 43, by Townsend
Reported with amendments. (13-0-1) (Regular)

House Bill No. 163, by Townsend
Reported with amendments. (15-0-1) (Regular)

House Bill No. 170, by Farrar
Reported with amendments. (14-0-1) (Regular)

House Bill No. 225, by St. Germain
Reported with amendments. (14-0-1) (Regular)

House Bill No. 256, by Richmond
Reported with amendments. (15-0-1) (Regular)

House Bill No. 386, by Morris
Reported with amendments. (14-0-1) (Regular)

House Bill No. 696, by Pinac
Reported favorably. (13-0-1) (Regular)

House Bill No. 709, by Townsend
Reported with amendments. (15-0-1) (Regular)

House Bill No. 716, by Townsend
Reported with amendments. (15-0-1) (Regular)

House Bill No. 892, by Townsend
Reported with amendments. (15-0-1) (Regular)

House Bill No. 901, by Ritchie
Reported by substitute. (13-0-1) (Regular)

House Bill No. 916, by Farrar
Reported with amendments. (13-0-1) (Regular)

House Bill No. 940, by Burrell
Reported with amendments. (14-0-1) (Regular)

House Bill No. 956, by Richmond
Reported with amendments. (15-0-1) (Regular)

T. TAYLOR TOWNSEND
Chairman

Privileged Report of the Committee on Enrollment

June 4, 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. 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.

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.

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.

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 4, 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. 161—
BY REPRESENTATIVES HUTTER, BARROW, BAUDOIN, BOWLER, BRUCE, K. CARTER, DANIEL, DARTEZ, DOERGE, DORSEY, DURAND, GRAY, JEFFERSON, KATZ, MARCHAND, JANE SMITH, ST. GERMAIN, WALKER, AND WINSTON AND SENATORS BAJOEI, BROOME, CHEEK, DUPLESSIS, FIELDS, JACKSON, MOUNT, AND QUINN

A CONCURRENT RESOLUTION

To commend Dr. Margaret Pereboom for her outstanding accomplishments and to express appreciation for the pride she brings to her family, friends, colleagues, community, and the state of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVES M. POWELL, BAYLOR, BRUCE, BURRELL, MONTGOMERY, MORRIS, JANE SMITH, WADDELL, AND WILLIAMS AND SENATORS ADLEY, CHEEK, JACKSON, AND MALONE

A CONCURRENT RESOLUTION

To express condolences to the family of Dr. Joe E. Holoubek of Shreveport.

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVES BADON, ALARIO, ALEXANDER, ANDERS, ANSARDI, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMAN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY,

HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARCHAND, MARTINY, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, MORRISH, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SALTER, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOOMY, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, WINSTON, AND WOOTON

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the passing of Marquise Hill of New Orleans, defensive end for the New England Patriots and former defensive end for the Louisiana State University Fighting Tigers.

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. Martiny, the rules were suspended to permit the Committee on Administration of Criminal Justice to meet at 10:30 a.m., and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 147

Senate Concurrent Resolution No. 58

Leave of Absence

Rep. Walker - 1 day

Rep. Wooton - 1 day

Adjournment

On motion of Rep. Kenney, at 6:43 P.M., the House agreed to adjourn until Tuesday, June 5, 2007, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, June 5, 2007.

ALFRED W. SPEER
Clerk of the House