

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

TWENTY-FIRST 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

Tuesday, June 5, 2007

The House of Representatives was called to order at 2:00 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton
Total - 105		
	ABSENT	

Total - 0

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

Prayer

Prayer was offered by Rev. William Moon.

Pledge of Allegiance

Rep. Quezaire led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Frith, the reading of the Journal was dispensed with.

On motion of Rep. Waddell, the Journal of June 4, 2007, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 5, 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. 170
Returned without amendments

House Concurrent Resolution No. 172
Returned without amendments

House Concurrent Resolution No. 174
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 5, 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. 26 and 53

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 5, 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. 93, 111, 181, 183, 186, and 242

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. 93—

BY SENATORS NEVERS, BAJOE, BROOME, CASSIDY, ELLINGTON, FIELDS, HINES, JACKSON, LENTINI, MURRAY, QUINN AND SCHEDLER

AN ACT

To amend and reenact R.S. 22:215.5(A) and to enact R.S. 22:215.5(C), (D), (E), (F) and (G), relative to health insurance; to provide for health insurance coverage for mental illness; to require coverage for treatment for drugs and alcoholism under the same coverages and terms as those which are provided for the treatment of other illnesses; to exempt certain individual and limited benefit policies from mandated coverage; and to provide for related matters.

Read by title.

SENATE BILL NO. 111—

BY SENATOR HINES AND REPRESENTATIVE THOMPSON

AN ACT

To enact Part LVII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.172.1 through 1300.172.5, relative to health care; to enact the North Louisiana LSUHSC-S/Rural Hospital Network Act; to provide for legislative findings and purpose; to provide definitions; to provide for an advisory committee; and to provide for related matters.

Read by title.

SENATE BILL NO. 181—

BY SENATOR NEVERS

AN ACT

To enact R.S. 40:2116(D)(4) and (5), relative to nursing home facilities; to provide for the bed abeyance program; to provide for the licensing and approval of nursing facilities and additional beds in nursing facilities; and to provide for related matters.

Read by title.

SENATE BILL NO. 183—

BY SENATORS QUINN AND SMITH

AN ACT

To enact R.S. 22:1430.23, relative to the Louisiana Citizens Property Insurance Corporation; to require the Louisiana Citizens Property Insurance Corporation to provide a preference to Louisiana adjusters and adjusting firms; and to provide for related matters.

Read by title.

SENATE BILL NO. 186—

BY SENATORS QUINN, BAJOE, CAIN, MICHOT, MURRAY AND SCHEDLER

AN ACT

To amend and reenact R.S. 46:1071 and to enact R.S. 46:1076.1, relative to hospital service districts; to provide for findings; to provide with respect to joint bargaining and contracting, including immunity from certain antitrust provisions; to provide for applicability; and to provide for related matters.

Read by title.

SENATE BILL NO. 242—

BY SENATORS BOASSO, BAJOE, BARHAM, BROOME, DUPLESSIS, N. GAUTREAUX, HOLLIS, LENTINI, MALONE, MARIONNEAU, MCPHERSON, MICHOT, MURRAY, NEVERS, QUINN, ROMERO, SHEPHERD, SCHEDLER AND ULLO

AN ACT

To enact R.S. 47:6026, relative to income tax credits; to provide for a refundable credit against state income taxes to certain taxpayers in the amount of the difference between the current property and casualty insurance premium and their pre-Katrina property and casualty insurance premium; to provide for an effective date; 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. 64—

BY REPRESENTATIVE WALSWORTH

A RESOLUTION

To commend Jamie Wilson upon the completion of her reign as Miss Louisiana 2006.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 176—

BY REPRESENTATIVE ODINET

A CONCURRENT RESOLUTION

To memorialize the United States Congress to instruct the United States Army Corps of Engineers to take such actions as are necessary to include pump station repairs and safe house construction in St. Bernard Parish as a part of the projects authorized for funding under the provisions of Public Law 109-234, Flood Control and Coastal Emergencies.

Read by title.

On motion of Rep. Odinet, 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 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.

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

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.

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

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.

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

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.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 14—

BY SENATOR QUINN
A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to conduct an independent, bipartisan investigation into the failure of the federal levees on August 29, 2005, which flooded eighty percent

of the city of New Orleans and the surrounding region, including the parishes of St. Bernard, Jefferson, Orleans, and St. Charles.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 33—

BY SENATOR MALONE
A CONCURRENT RESOLUTION

To express legislative intent for the meaning of Act 1492 of the 1997 Regular Session relative to pardons and the right to qualify for office and hold office.

Read by title.

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

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. 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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

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.

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

**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. 156—
BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to remove barricades and reactivate all traffic lights at the intersection of Florida Boulevard and Cora Drive, including service roads to the north and south, in East Baton Rouge Parish.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Senate Concurrent Resolutions Reported by Committee

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

SENATE CONCURRENT RESOLUTION NO. 31— BY SENATORS MCPHERSON, ELLINGTON AND SMITH A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development, in cooperation and consultation with local governing authorities, to begin a study of the feasibility and development of a beltway around the cities of Alexandria and Pineville.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original Senate Concurrent Resolution No. 31 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, after "local governing authorities," delete the remainder of the line and insert "to evaluate the"

AMENDMENT NO. 2

On page 1, line 16, after "growth," delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 17, delete "determine the feasibility of constructing" and insert "there is a need to evaluate the construction of"

AMENDMENT NO. 4

On page 2, line 2, after "to" delete the remainder of the line and insert "consider the"

AMENDMENT NO. 5

On page 2, line 5, after "following" delete "in its study"

AMENDMENT NO. 6

On page 2, line 11, after "the" delete the remainder of the line

AMENDMENT NO. 7

On page 2, line 16, after "than" delete the remainder of the line and delete lines 17 through 19 in their entirety and insert "July 1, 2008."

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

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

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 37—

BY REPRESENTATIVES MONTGOMERY, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND
AN ACT

To enact R.S. 47:305.56, relative to the sales and use tax; to provide that the state sales and use tax shall not apply to consumer purchases of tangible personal property during certain time periods; to provide restrictions on the types and cost of purchases which are eligible for exemption; to authorize political subdivisions to waive local sales and use taxes on consumer purchases of tangible personal property during certain time periods; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 37 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "relative to the" delete "state"

AMENDMENT NO. 2

On page 1, line 5, after "exemption;" insert "to authorize political subdivisions to waive local sales and use taxes on consumer purchases of tangible personal property during certain time periods;"

AMENDMENT NO. 3

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

"Political subdivisions of the state may waive local sales and use taxes on the first two thousand five hundred dollars of the sales price or cost price of any consumer purchases of tangible personal property that occur during the eligible tax exemption period authorized by this Section."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 43—

BY REPRESENTATIVES TOWNSEND, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, RICHMOND, RITCHIE, AND JANE SMITH
AN ACT

To amend and reenact R.S. 47:2401(B), 2410, 2426(A)(2), and 2451(A) and Code of Civil Procedure Article 2953(C)(1), relative to the inheritance tax; to provide that no tax shall be due when the date of death occurs after June 30, 2004; to provide for refunds; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 43 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:2401(B)" insert a comma "," and delete the remainder of the line and delete line 3 in its entirety and insert the following:

"2410, 2426(A)(2), and 2451(A) and Code of Civil Procedure Article 2953(C)(1), relative to the inheritance tax; to provide that no tax shall be due when"

AMENDMENT NO. 2

On page 1, line 7, after "R.S. 47:2401(B)" insert a comma "," and delete the remainder of the line and insert the following:

"2410, 2426(A)(2), and 2451(A) are hereby amended and reenacted to read"

AMENDMENT NO. 3

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

"§2410. Optional procedure for small estates

A. In any case, where the succession does not exceed fifty thousand dollars, the tax collector may in his discretion fix and collect the tax, upon an affidavit filed by the succession representative, heirs, or legatees, showing the amount thereof in a manner satisfactory to the tax collector; and upon the payment of these taxes, or a certificate that none are due, and a certificate from the tax collector or his attorney that the affidavit together with an inheritance tax return, when required, has been filed with the collector of revenue, the parties entitled thereto may take possession free from the prohibitions or penalties of this Part.

B. The provisions of this Section shall not apply to deaths occurring after June 30, 2004.

* * *

§2426. Inheritance tax return after June 30, 2004

A.

* * *

(2)(a) The filing of an inheritance tax return or any other related succession documentation with the secretary of the Department of Revenue shall not be required ~~if a judgment of possession is rendered or if the succession is judicially opened no later than the last day of the ninth month following the death of the decedent as provided in R.S. 47:2401(B).~~

(b) With respect to a revocable inter vivos trust, the filing of an inheritance tax return or any other related succession documentation with the secretary of the Department of Revenue shall not be required ~~if a trust declaration is signed and filed by the surviving settlor, trustee, or beneficiary with the secretary of the Department of Revenue no later than the last day of the ninth month following the death of the decedent. The trust declaration to be filed with the secretary of the Department of Revenue shall include all of the following:~~

~~(i) The name, address, and social security number of the decedent:~~

~~(ii) The name and taxpayer identification number of the trust, if any:~~

~~(iii) The name and address of the declarant and his relationship to the trust:~~

~~(iv) The date of death of the decedent:~~

~~(v) A statement by the declarant that the succession has not been judicially opened.~~

* * *

AMENDMENT NO. 4

On page 2, line 21, change "June 30, 2008" to "December 31, 2008"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 102—
BY REPRESENTATIVE PINAC

AN ACT

To amend and reenact R.S. 32:783(G), 791(B)(3)(a), and 811(B)(3)(a)(i), to enact R.S. 32:784.1, and to repeal R.S. 32:791(D), 802(E), and 811(D), relative to the Recreational and Used Motor Vehicle Commission; to provide for the commission fund; to provide for transaction fees to be remitted to the commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 102 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "791(B)(3)(a)," delete "808(B),"

AMENDMENT NO. 2

On page 1, line 5, change "to provide for an increase in certain commission fees;" to "to provide for transaction fees to be remitted to the commission;"

AMENDMENT NO. 3

On page 1, line 8, after "791(B)(3)(a)," delete "808(B),"

AMENDMENT NO. 4

On page 2, line 9, change "three" to "two"

AMENDMENT NO. 5

On page 2, line 11, change "two" to "one"

AMENDMENT NO. 6

On page 2, line 12, change "thirty" to "twenty-five"

AMENDMENT NO. 7

On page 2, line 14, change "three" to "two"

AMENDMENT NO. 8

On page 2, line 18, change "two" to "one"

AMENDMENT NO. 9

On page 2, delete lines 19 through 25 in their entirety

AMENDMENT NO. 10

On page 2, line 26, change "(10)" to "(6)"

AMENDMENT NO. 11

On page 2, line 27, change "three" to "two"

AMENDMENT NO. 12

On page 2, line 28, change "(11)" to "(7)"

AMENDMENT NO. 13

On page 2, line 29, change "two" to "one"

AMENDMENT NO. 14

On page 3, line 1, change "(12)" to "(8)" and change "thirty" to "twenty-five"

AMENDMENT NO. 15

On page 3, line 2, change "(13)" to "(9)" and change "five" to "one"

AMENDMENT NO. 16

On page 3, line 4, change "(14)" to "(10)"

AMENDMENT NO. 17

On page 3, line 5, change "two" to "one"

AMENDMENT NO. 18

On page 3, between lines 5 and 6 insert the following:

"C. In the event a bid card is not required in order to purchase a vehicle, a transaction fee of ten dollars shall be collected from and remitted monthly to the commission, electronically or otherwise, by the owner or operator of the salvage pool in connection with the sale of each vehicle."

AMENDMENT NO. 19

On page 3, delete lines 17 through 29 in their entirety

AMENDMENT NO. 20

On page 4, delete lines 1 through 6 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 163—

BY REPRESENTATIVES TOWNSEND, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, KENNEY, RICHMOND, RITCHIE, AND JANE SMITH

AN ACT

To enact R.S. 47:818.15(A)(6), relative to gasoline and special fuels taxes; to provide for a gasoline and special fuels tax credit for certain volunteer fire departments; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 163 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, after "enact" delete "R.S. 47:716.2," and insert "R.S. 47:818.15(A)(6),"

AMENDMENT NO. 2

On page 1, line 6, change "R.S. 47:716.2" to "R.S. 47:818.15(A)(6)"

AMENDMENT NO. 3

On page 1, delete line 7 and insert the following:

"§818.15. Use subject to refund or credit of taxes paid

A. End users who purchase tax-paid gasoline or diesel fuel have the right to apply for a refund or credit of applicable fuel taxes in the following circumstances:

* * *

AMENDMENT NO. 4

On page 1, at the beginning of line 8, delete "A." and insert "(6)(a)"

AMENDMENT NO. 5

On page 1, line 8, after "Louisiana" insert a comma "," and insert "except for any volunteer fire department in the town of Kentwood."

AMENDMENT NO. 6

On page 1, line 9, delete "special fuels" and insert "diesel fuel"

AMENDMENT NO. 7

On page 1, at the beginning of line 11, delete "B." and insert "(b)"

AMENDMENT NO. 8

On page 1, line 12, delete "special fuels" and insert "diesel fuel"

AMENDMENT NO. 9

On page 1, delete line 14, and insert "and diesel fuel taxes paid pursuant to R.S. 47:818.12"

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

Page 8 HOUSE

21st Day's Proceedings - June 5, 2007

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 170—

BY REPRESENTATIVE FARRAR

AN ACT

To enact R.S. 47:301(16)(m), relative to the state sales and use tax; to provide for an exclusion for machinery and equipment purchased by certain utilities; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 170 by Representative Farrar

AMENDMENT NO. 1

On page 1, delete line 19 and insert "Code 22111, Electric Power Generation, as it existed in 2002."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 225—

BY REPRESENTATIVES ST. GERMAIN, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND

AN ACT

To enact R.S. 47:305.56, relative to sales and use tax; to authorize an annual "sales tax holiday" for purchases of certain hurricane-preparedness items or supplies; to provide for definitions; to provide restrictions on the types and cost of purchases eligible for exemption; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 225 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 12, after "Louisiana" delete the remainder of the line in its entirety and insert "shall"

AMENDMENT NO. 2

On page 1, line 13, after "the" and before "sales" insert "first one thousand five hundred dollars of the"

AMENDMENT NO. 3

On page 3, line 22, after "hotel," insert "convenience store."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 256—

BY REPRESENTATIVES RICHMOND, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, RITCHIE, JANE SMITH, AND TOWNSEND

AN ACT

To amend and reenact R.S. 47:6016(B)(2) and (4) and (E) and to enact R.S. 47:6016(B)(1)(c) and (d), relative to new markets tax credits; to provide relative to calculating the amount of certain investments; to provide relative to the amount of the tax credit; to authorize the transferability of the tax credit; to provide relative to certain requirements and limitations on the transferability of the tax credit; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 256 by Representative Richmond

AMENDMENT NO. 1

On page 2, at the end of line 22, insert the following:

"No investment shall be considered a "qualified equity investment" unless it has also been designated as a "qualified equity investment" for the same amount and is eligible for tax credits according to the provisions of Section 45D of the Internal Revenue Code."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 386—

BY REPRESENTATIVES MORRIS, MONTGOMERY, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNARD, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND

AN ACT

To enact R.S. 47:301(16)(m) and to repeal R.S. 47:305(D)(1)(e) and 337.9(C)(10), relative to sales and use taxes; to provide relative to the definition of "tangible personal property"; to exclude newspapers from such definition; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 386 by Representative Morris

AMENDMENT NO. 1

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

"Section 3. This Act shall become effective for all taxable periods beginning on or after July 1, 2007, but only if and when the Act which originated as House Bill No. 3 of the 2007 Regular Session of the Legislature is signed by the governor and becomes effective."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 589—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 9:3573.3(7) and 3573.12, relative to the Credit Repair Services Organizations Act; to provide for collection of payments for services performed; to provide for a change in the statute of limitations; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 696—

BY REPRESENTATIVES PINAC, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, HONEY, KENNEY, RICHMOND, RITCHIE, JANE SMITH, AND TOWNSEND

AN ACT

To enact R.S. 51:1924(D)(7) and (8), relative to tax credits; to provide relative to premium tax credits under the Louisiana Capital Companies Tax Credit Program; to provide for the change of use of premium tax credits; to provide for notification of the change of use of the tax credits to the Department of Revenue and the Department of Insurance; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 709—

BY REPRESENTATIVES TOWNSEND, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, HILL, HONEY, AND RICHMOND

AN ACT

To enact R.S. 47:6026, relative to state income and corporate franchise income tax credits; to authorize Cane River Heritage Area tax credits; to provide for certain definitions; to provide relative to applications for credits; to authorize the Department of Culture, Recreation and Tourism to enter into certain contracts; to provide relative to certain requirements and limitations relative to such tax credits; to authorize the promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 709 by Representative Townsend

AMENDMENT NO. 1

On page 3, line 19, change "seven hundred fifty" to "one thousand five hundred"

AMENDMENT NO. 2

On page 3, line 23, change "seven hundred fifty" to "one thousand five hundred"

AMENDMENT NO. 3

On page 4, after line 27, insert the following:

"E.(1) On and after January 1, 2012, no new applications to receive tax exemptions or credits pursuant to this Section shall be approved by the department. However, a business which, prior to January 1, 2012, has been approved by the department to receive tax exemptions or credits under this Section shall continue to receive such tax benefits pursuant to the terms of its agreement with the state of Louisiana as long as the business retains its eligibility.

(2) The department shall periodically monitor the implementation and operation of the provisions of this Section. Prior to the cessation of activities as provided for in Paragraph (1) of this Subsection, the department shall provide written evaluation of the program and its economic impact on the development zone to the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs. The written evaluation shall be utilized by the legislature to determine whether to continue the effectiveness of this Section and whether to create similar development zones in other heritage areas in the state."

AMENDMENT NO. 4

On page 5, at the beginning of line 1, change "E" to "F"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 716—

BY REPRESENTATIVES TOWNSEND, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, HEATON, HONEY, KENNEY, RICHMOND, RITCHIE, AND JANE SMITH

AN ACT

To enact R.S. 47:6026, relative to tax credit; to provide for a tax credit for donations of certain conservation servitudes; to provide for disposition of excess credit; to provide for certain requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 716 by Representative Townsend

Page 10 HOUSE

21st Day's Proceedings - June 5, 2007

AMENDMENT NO. 1

On page 1, line 9, after "A.(1)" delete "There" and insert "For all taxable periods beginning after December 31, 2006, and before January 1, 2009, there"

AMENDMENT NO. 2

On page 1, line 11, after "property" and before "the" insert "of not more than two hundred acres"

AMENDMENT NO. 3

On page 2, delete line 2 and insert "exceed fifty thousand dollars per donation. A taxpayer may not receive a tax credit of more than fifty thousand dollars in any one tax year."

AMENDMENT NO. 4

On page 5, at the end of line 13, insert the following:

"The rules and regulations shall be approved by the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs prior to promulgation."

AMENDMENT NO. 5

On page 5, between lines 17 and 18, insert the following:

"I. The total amount of tax credits granted under this Section shall not exceed one million dollars per year."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 786— BY REPRESENTATIVE ERDEY AN ACT

To amend and reenact R.S. 32:407(A)(3), relative to driver's licenses for minors; to provide relative to Class "E" intermediate driver's licenses; to provide for certain restrictions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 786 by Representative Erdey

AMENDMENT NO. 1

On page 1, line 19, after "of the" and before "immediate" delete "permittee's" and insert "licensee's"

AMENDMENT NO. 2

On page 2, at the beginning of line 4, change "permittee's" to "licensee's"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 892— BY REPRESENTATIVE TOWNSEND AN ACT

To amend and reenact R.S. 22:1068(E)(1)(a), (2)(d), and (3), R.S. 47:6016(H), and R.S. 51:1924(B)(2) and (D)(1) and (6), 1926(A)(2), and 1931, relative to tax credits; to extend the periods of certain tax credits; to provide relative to premium tax reductions for certain insurers; to provide relative to the eligibility of the percentage of the tax reduction on investments by certain insurers; to authorize the extension of the period of time for tax reductions for certain investments; to provide relative to restrictions and exceptions; to provide relative to the Louisiana Capital Companies Tax Credit Program; to prohibit income tax credits resulting in the additional reduction of total income tax revenues; to authorize the increase of total premium tax revenues which qualify for insurance premium tax credits; to provide relative to investment pools; to extend the termination date of the program; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 892 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and delete line 3 in its entirety and insert the following:

"R.S. 22:1068(E)(1)(a), (2)(d) and (3), R.S. 47:6016(H), and R.S. 51:1924(B)(2) and (D)(1), and (6), 1926(A)(2), and 1931, relative to tax credits; to extend the periods of certain tax credits; to provide relative to premium tax reductions for certain insurers; to provide relative to the eligibility of the percentage of the tax reduction on investments by certain insurers; to authorize the extension of the period of time for tax reductions for certain investments; to provide relative to restrictions and exceptions; to provide relative to the Louisiana Capital Companies Tax Credit Program; to prohibit income tax credits resulting in the additional reduction of total income tax revenues; to authorize the increase of total premium tax revenues which qualify for insurance premium tax credits; to provide relative to investment pools; to extend the termination date of the program; and to provide for related matters."

AMENDMENT NO. 2

On page 1, between lines 4 and 5, insert the following:

"Section 1. R.S. 22:1068(E)(1)(a), (2)(d), and (3) are hereby amended and reenacted to read as follows:

§1068. Reduction of tax when certain investments are made in Louisiana

* * *

E.(1)(a) Recognizing that it is also in the public interest to ensure sufficient availability of venture capital for purposes of

technological development and job creation, the premium tax reduction for insurers investing in certified capital companies as defined in R.S. 51:1921 et seq., or in industrial or economic development corporations as defined in R.S. 12:951 et seq., shall be computed as one hundred percent of the amount of the investment at the time the investment is made if the investment is made prior to January 1, 2007, and ninety percent of the amount of the investment at the time the investment is made after January 1, 2007. The premium tax reduction shall be available for but not limited to taxes charged on insurance premiums under R.S. 22:1061, 1062, 1065, 1079, and 1265. Notwithstanding any provision of law to the contrary, the premium tax reduction shall not be available for taxes charged on insurance premiums under R.S. 22:1076, 1076.1, 1077, 1080, 1419, and 1583. The investment shall be in the form of cash or debt instruments that are obligations of the investing insurance company to the certified capital company or the industrial or economic development corporation. Such debt instruments shall be converted into cash at a rate of not less than ten percent per year from the date of the investment.

* * *

(2) The premium tax reduction determined as provided in Paragraph (1) of this Subsection shall be subject to the following limitations:

* * *

(d) For investments made after ~~December 31, 2003~~ December 31, 2008, no tax reduction shall be allowed unless the investment is of capital permitted to be certified by the commission after such date in accordance with the provisions of R.S. 51:1931.

(3) The tax reduction as determined by Paragraph (1) of this Subsection and as limited in Paragraph (2) of this Subsection shall be applied as follows: (a) for tax reduction credits granted to investors prior to January 1, 2001, the tax reduction shall be applied to the premium tax liability not to exceed ten percent of the premium tax reduction in any one year until one hundred percent of the premium tax reduction has been claimed by the insurer; ~~or~~ (b) for tax reduction credits granted to investors after January 1, 2001, but before January 1, 2007, the tax reduction shall not be applied to any premium tax liability generated within two years from the date of investment and shall be applied to the premium tax liability not to exceed twelve and one-half percent of the premium tax reduction in any one year until one hundred percent of the premium tax reduction has been claimed by the insurer; or (c) for tax reduction credits granted to investors after January 1, 2007, the tax reduction shall not be applied to any premium tax liability generated within two years from the date of investment and shall be applied to the premium tax liability not to exceed ten percent of the premium tax reduction in any one year until one hundred percent of the premium tax reduction has been claimed by the insurer; provided, in all cases, the reduction in any taxable year shall not exceed the premium tax liability for such taxable year. Notwithstanding the provisions of this Paragraph to the contrary, if a holder of premium tax reduction credits authorized under this Subsection does not use credits that are generated after December 31, 1999, and which are eligible to be used in a given calendar year, those premium tax reduction credits may be carried forward and used in any subsequent year until such credits are exhausted, provided the reduction in any taxable year shall not exceed the premium tax liability for such taxable year.

* * *

AMENDMENT NO. 3

On page 1, at the beginning of line 5, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 1, delete line 10, and insert the following:

"Section 3. R.S. 51:1924(B)(2) and (D)(1) and (6), 1926(A)(2), and 1931 are hereby amended and reenacted to read as follows:

§1924. Income tax credit or premium tax reduction

* * *

B.

* * *

(2) The total income tax credits granted in any calendar year shall not result in an additional reduction of total income tax revenues ~~of greater than two million dollars.~~

* * *

D.(1) The total insurance premium tax credits granted pursuant to R.S. 22:1068(E) in any calendar year shall not result in an additional reduction of total premium tax revenues of greater than ~~five~~ nine million dollars per year.

* * *

(6) Each certified Louisiana capital company shall submit to the commissioner by the first day of September of each year a certified statement stating the amount of certified capital that such company possesses that has not yet been invested to meet the sixty percent investment requirement of R.S. 51:1928(B)(1), if applicable; the amount of certified capital that such company possesses that has not been invested to meet the one hundred percent investment requirements of R.S. 51:1928(B)(2) or (3), if applicable; and the amount of certified capital that such company possesses that has not been invested pursuant to other contractual agreements, if applicable. No certified Louisiana capital company group shall be eligible to submit a request on or before the first day of October of any calendar year for certified capital for which premium tax or income tax credits are allowed if, on the first day of September of such year, such certified Louisiana capital company group had certified capital, raised prior to January 1, 2007, in excess of fifteen million dollars that has not yet met the aforementioned investment requirements of R.S. 51:1928(B)(1), (2), or (3), or other such contractual agreements.

* * *

§1926. Requirements for continuance of certification

A. A certified Louisiana capital company is required to comply with all of the requirements of this Section in order to continue certification of its investment pools as certified capital. To continue the certification of any investment pools as certified capital, a certified Louisiana capital company must make qualified investments from each investment pool according to the following schedule:

* * *

(2) Within five years after the investment date for each investment pool, at least eighty percent of each investment pool must be invested, with at least fifty percent of each investment pool placed in qualified investments, provided, with respect to investment pools certified after January 1, 2002, (a) at least fifty percent of the amount required to be placed in qualified investments within five years after their respective investment dates must be or have been placed in qualified Louisiana technology-based businesses, qualified Louisiana start-up businesses, and/or qualified technology funds, with a minimum of fifty percent of such investments in qualified Louisiana technology-based businesses and (b) with respect to investment pools certified prior to January 1, 2007, at least ten percent of the investment pool must be or have been placed in qualified technology funds, qualified investments in approved technology-based businesses, and/or qualified investments in research park early stage

Page 12 HOUSE

21st Day's Proceedings - June 5, 2007

businesses. With respect to investment pools certified after January 1, 2007, at least five percent of the investment pool must be or have been placed in qualified technology funds, qualified investments in approved technology-based businesses, and/or qualified investments in research park early stage businesses. The qualified investments used to satisfy the ten percent requirement in this Paragraph may also be used to satisfy the investment requirements regarding investment pools certified after January 1, 2002, as provided in Paragraphs (1) and (2) of this Subsection.

* * *

AMENDMENT NO. 5

On page 1, at the beginning of line 12, delete "A."

AMENDMENT NO. 6

On page 1, line 13, change "June 30, 2003" to "June 30, 2008"

AMENDMENT NO. 7

On page 1, at the beginning of line 14, after "than" delete the remainder of the line and delete lines 15 through 18 in their entirety and insert the following:

"December 31, 2008, unless less than the maximum amount that could have been certified in 2007 and 2008 was certified by the commissioner in such years. If the commissioner fails to certify sufficient amounts in 2007 and 2008, the commissioner may certify capital in subsequent years in accordance with the yearly allocation provisions contained in this Section until the maximum amount of capital permitted to be certified according to the provisions of R.S. 51:1924(D)(1) for 2007 and 2008 has been certified."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 901—

BY REPRESENTATIVE RITCHIE
AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for a refundable tax credit for certain taxpayers engaged in the business of producing milk; to provide for an effective date; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Ways and Means.

The substitute was read by title as follows:

HOUSE BILL NO. 973 (Substitute for House Bill No. 901 by Representative Ritchie)—

BY REPRESENTATIVES RITCHIE, R. CARTER, T. POWELL, AND STRAIN
AN ACT

To enact R.S. 47:6026, relative to tax credits; to provide for a refundable tax credit for certain taxpayers engaged in the business of producing milk; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Townsend, the substitute was adopted and became House Bill No. 973 by Rep. Ritchie, on behalf of the Committee on Ways and Means, as a substitute for House Bill No. 901 by Rep. Ritchie.

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

HOUSE BILL NO. 916—

BY REPRESENTATIVE FARRAR
AN ACT

To enact R.S. 47:301(7)(l), relative to the state and local sales and use tax; to provide for an exclusion for leases of certain pallets by manufacturers; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 916 by Representative Farrar

AMENDMENT NO. 1

On page 1, at the end of line 15, delete "by manufacturers"

AMENDMENT NO. 2

On page 1, line 16, after "by" and before "manufacturer" delete "the" and insert "a"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 940—

BY REPRESENTATIVES BURRELL, ARNOLD, BADON, BALDONE, CURTIS, FARRAR, FAUCHEUX, KENNEY, MARCHAND, RICHMOND, RITCHIE, AND TOWNSEND
AN ACT

To amend and reenact R.S. 47:297.6(A)(1) and (5), relative to individual income tax credits; to increase the tax credit for the rehabilitation of residential structures in certain areas; to increase the maximum amount of credits allowed by the State Historic Preservation Office; to extend the time period for the credit; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 940 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 15, after "zone," delete the remainder of the line in its entirety and at the beginning of line 16, delete "district,"

AMENDMENT NO. 2

On page 2, line 2, change "seventy-five" to "fifty"

AMENDMENT NO. 3

On page 2, at the end of line 14, change "three" to "two"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 956—

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

AN ACT

To enact R.S. 47:6026, relative to certain tax credits; to provide an income tax and corporation franchise tax credit for taxpayers exporting cargo through a Louisiana port, harbor, or terminal district; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 956 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 4, after "effective" delete the remainder of the line and lines 5 and 6 and insert "for taxable years beginning after December 31, 2006."

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

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

Under the rules, placed on the regular calendar.

Reconsideration

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

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.

On motion of Rep. McDonald, 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. McDonald gave notice of his intention to call House Bill No. 246 from the calendar for future action.

Suspension of the Rules

On motion of Rep. Mickey Guillory, 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

HOUSE BILL NO. 251—

BY REPRESENTATIVES MICKEY GUILLORY AND DURAND
AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mickey Guillory to Engrossed House Bill No. 251 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 4, delete line 4 in its entirety and insert in lieu thereof "(j) (k) Supervision of ~~other respiratory therapy personnel~~ students."

AMENDMENT NO. 2

On page 4, line 26, after "assistant" delete "and" and insert a period "."

AMENDMENT NO. 3

On page 4, delete line 27 in its entirety

AMENDMENT NO. 4

On page 5, line 3, after "therapy" insert "to be provided by a licensed respiratory therapist"

AMENDMENT NO. 5

On page 14, line 4, change "suspended license" to "suspended license license suspended" and change "under" to "pursuant to"

On motion of Rep. Mickey Guillory, the amendments were adopted.

Rep. Mickey Guillory 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	Morrish
Alexander	Gallot	Odinot
Anders	Geymann	Pierre
Ansardi	Gray	Pinac
Arnold	Greene	Pitre
Badon	Guillory, E.J.	Powell, T.
Baldone	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	St. Germain
Crane	Katz	Strain
Crowe	Kennard	Thompson
Curtis	Kenney	Toomy
Damico	Kleckley	Townsend
Daniel	LaBruzzo	Trahan
Dartez	LaFleur	Triche
DeWitt	LaFonta	Tucker
Doerge	Lambert	Waddell
Dorsey	Lancaster	Walker
Dove	Lorusso	Walsworth
Downs	Marchand	White
Durand	Martiny	Williams
Erdey	McDonald	Winston
Fannin	McVea	Wooton
Farrar	Montgomery	
Total - 101		

NAYS

Powell, M.
Total - 1

ABSENT

Barrow Morris Smith, J.R.—30th
Total - 3

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. Mickey Guillory 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. 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. 313—

BY REPRESENTATIVES SCALISE, BURNS, MORRELL, AND SCHNEIDER

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed House Bill No. 313 by Representative Scalise

AMENDMENT NO. 1

On page 1, at the end of line 3, delete "information or"

AMENDMENT NO. 2

On page 1, line 18, after "indictment" and before "shall" delete "or information"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 313 by Representative Scalise

AMENDMENT NO. 1

On page 1, at the end of line 20, insert the following:

"After the sixtieth day the state will pay for the cost of housing the inmate until the one hundred and twentieth day."

Rep. Richmond moved the adoption of the amendments.

Rep. Scalise objected.

By a vote of 37 yeas and 65 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Martiny to Engrossed House Bill No. 313 by Representative Scalise

AMENDMENT NO. 1

On page 1, after line 21, add the following:

"Section 2. The provisions of this Act shall be null and void when the District Attorney of the Parish of Orleans and the Chief of Police of the City of New Orleans actually get along."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Erdey	Pinac
Alario	Fannin	Pitre
Alexander	Frith	Powell, M.
Anders	Geymann	Powell, T.
Ansardi	Greene	Quezaire
Arnold	Guillory, M.	Ritchie
Baldone	Heaton	Robideaux
Baudoin	Hebert	Scalise
Beard	Hutter	Schneider
Bowler	Johns	Smiley
Bruce	Katz	Smith, J.D.—50th
Burns	Kennard	Smith, J.H.—8th
Carter, K.	Kenney	Smith, J.R.—30th
Carter, R.	Kleckley	Strain
Cazayoux	LaBruzzo	Thompson
Chandler	LaFleur	Toomy
Crane	Lambert	Townsend
Crowe	Lancaster	Trahan
Curtis	Lorusso	Triche
Damico	Martiny	Tucker
Daniel	McDonald	Waddell
Dartez	McVea	Walsworth
DeWitt	Montgomery	White
Dorsey	Morrrell	Winston
Dove	Morris	Wooton
Downs	Morrish	
Durand	Odinet	
Total - 79		

NAYS

Badon	Guillory, E.J.	Marchand
Barrow	Guillory, E.L.	Pierre
Baylor	Harris	Richmond
Burrell	Hill	Romero
Doerge	Honey	Smith, G.
Farrar	Hunter	Walker
Faucheux	Jackson	Williams
Gallot	Jefferson	
Gray	LaFonta	
Total - 25		

ABSENT

St. Germain
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Baudoin gave notice of her intention to call House Bill No. 747 from the calendar for future action.

HOUSE BILL NO. 412—
BY REPRESENTATIVE CRANE
AN ACT

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

Read by title.

Motion

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

HOUSE BILL NO. 415—
BY REPRESENTATIVE MORRIS
AN ACT

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

Read by title.

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

Total - 104

NAYS

Total - 0

ABSENT

Odinet
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morris 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. 431—
BY REPRESENTATIVES FARRAR, K. CARTER, AND GRAY
AN ACT

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

Read by title.

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. 431 by Representative Farrar

AMENDMENT NO. 1

On page 2, line 3, following "Association" and before "," insert "of America"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Farrar to Engrossed House Bill No. 431 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 15, delete "governor." and insert the following:

"governor, one from a list of two nominees from the Louisiana Bankers Association; one from a list of two nominees from the

Louisiana Home Builders Association; one from a list of two nominees from the Society of Louisiana Certified Public Accountants; and the remaining three representatives shall be appointed at large."

AMENDMENT NO. 2

On page 2, delete lines 4 and 5 in their entirety and insert a line of asterisks

AMENDMENT NO. 3

On page 2, between lines 14 and 15 insert the following:

"G. Effective January 1, 2008, members appointed to the board by the governor and the commissioner of insurance shall serve the following staggered terms:

(1) The member appointed from the Louisiana Bankers Association shall serve for a term of four years.

(2) The member appointed from the Louisiana Home Builders Association shall serve for a term of two years.

(3) The member appointed from the Society of Louisiana Certified Public Accountants shall serve for a term of four years.

(4) The three members appointed at large shall each serve for a term of two years.

(5) The member appointed from the Property Casualty Insurers Association shall serve for a term of four years.

(6) The member appointed from the American Insurance Association shall serve for a term of two years.

(7) The member appointed from the largest domestic property insurer in the state shall serve for a term of four years."

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

Rep. Farrar 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
Bowler	Hill	Romero
Bruce	Honey	Scalise
Burns	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	Lancaster	Tucker
Dove	Lorusso	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McVea	White
Fannin	Montgomery	Williams
Farrar	Morrell	Winston
Faucheux	Morris	Wooton

Total - 102

NAYS

Total - 0

ABSENT

Beard	Burrell	McDonald
-------	---------	----------

Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Farrar 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. 412—

BY REPRESENTATIVE CRANE

AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Crane to Engrossed House Bill No. 412 by Representative Crane

AMENDMENT NO. 1

On page 1, line 14, after "remuneration" delete "to" and insert "for" and after "performed" insert the following:

"and the employer ~~will~~ shall withhold from the employee's wages taxes and other employee paid benefits"

AMENDMENT NO. 2

On page 2, line 13, after "work" insert "as an employee" and after "setting." insert the following:

"Notwithstanding the definition of "agency" as defined in R.S. 37:2703(1) or the requirement for employment in an agency setting provided in this Subsection, a graduate social worker shall be permitted to provide social work services on behalf of a federal, state, or local governmental agency on a contractual basis."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Faucheux	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
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	LaBruzzo	Thompson
Daniel	LaFleur	Toomy
Dartez	LaFonta	Trahan
DeWitt	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Lorusso	Waddell
Dove	Marchand	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton

Total - 102

NAYS

Total - 0

ABSENT

Beard	Frith	Townsend
-------	-------	----------

Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Crane 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. 518—

BY REPRESENTATIVE DANIEL

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Daniel to Engrossed House Bill No. 518 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 3, delete "additional beds for existing facilities which" and insert "the replacement of existing nursing facilities"

AMENDMENT NO. 2

On page 1, line 4, delete "are being replaced"

AMENDMENT NO. 3

On page 1, line 17, after "facilities" insert a comma "," and "provided that there is no increase in existing nursing home beds at the replacement facility"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gray	Morrell
Arnold	Greene	Morris
Badon	Guillory, E.J.	Morrish
Barrow	Harris	Odinet
Baudoin	Heaton	Pierre
Baylor	Honey	Powell, M.
Bowler	Hunter	Powell, T.
Burrell	Jackson	Quezaire
Cazayoux	Jefferson	Richmond
Crane	Katz	Robideaux
Curtis	Kennard	Romero
Damico	Kleckley	Smiley
Daniel	LaFleur	Smith, J.D.—50th
DeWitt	LaFonta	Smith, J.H.—8th
Dorsey	Lambert	Strain
Dove	Marchand	Triche
Fauchoux	Martiny	Walker
Gallot	McVea	Williams
Geymann	Montgomery	Wooton
Total - 57		

NAYS

Alario	Fannin	Scalise
Alexander	Farrar	Schneider
Anders	Frith	Smith, G.
Baldone	Hebert	Smith, J.R.—30th
Beard	Hill	St. Germain
Bruce	Hutter	Thompson
Burns	Johns	Toomy
Carter, R.	Kenney	Townsend
Chandler	LaBruzzo	Trahan
Crowe	Lancaster	Tucker
Doerge	Lorusso	Waddell
Downs	McDonald	Walsworth
Durand	Pinac	White
Erdey	Ritchie	
Total - 41		

ABSENT

Ansardi	Guillory, E.L.	Winston
Carter, K.	Guillory, M.	
Dartez	Pitre	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 603—
BY REPRESENTATIVE CURTIS
AN ACT**

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jack Smith to Engrossed House Bill No. 603 by Representative Curtis

AMENDMENT NO. 1

On page 1, line 14, after "reasonable." and before "Where" insert the following:

"No such extension shall be granted unless the nursing home has a working video surveillance system installed inside and outside of the facility, including in all living spaces, which is fully operational by no later than November 1, 2007."

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

Rep. Hunter 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
Arnold	Greene	Pitre
Badon	Guillory, E.J.	Powell, M.
Baldone	Guillory, E.L.	Powell, T.
Barrow	Harris	Quezaire
Baudoin	Heaton	Richmond
Baylor	Hill	Ritchie
Bowler	Honey	Robideaux
Bruce	Hunter	Romero
Burns	Hutter	Scalise
Burrell	Jackson	Schneider
Carter, K.	Jefferson	Smiley
Carter, R.	Johns	Smith, G.
Cazayoux	Katz	Smith, J.D.—50th
Chandler	Kennard	Smith, J.H.—8th
Crane	Kenney	Smith, J.R.—30th
Crowe	Kleckley	St. Germain
Curtis	LaBruzzo	Strain
Damico	LaFleur	Thompson
Daniel	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	Wooton
Farrar	Morrell	
Faucheux	Morris	
Total - 97		

NAYS

Toomy	Walker
Total - 2	

ABSENT

Ansardi	Dartez	Hebert
Beard	Guillory, M.	Winston
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 681—
BY REPRESENTATIVE GRAY
AN ACT

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

Read by title.

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. 681 from the calendar for future action.

HOUSE BILL NO. 767—
BY REPRESENTATIVES MCDONALD AND GALLOT
AN ACT

To amend and reenact R.S. 17:221(A)(2) and 233(B)(1) and to enact R.S. 17:233(C), relative to school attendance; to provide for the circumstances under which a student shall be considered habitually tardy; to require parents and other persons having charge of a student to enforce the attendance of such student at school; to provide relative to violations of such enforcement requirement by parents, tutors, and other persons having charge of certain habitually tardy students; to provide for penalties; to provide for definitions; and to provide for related matters.

Read by title.

Rep. McDonald moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morris
Alario	Farrar	Odinet
Alexander	Faucheux	Pierre

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

Total - 96

NAYS

Katz
Total - 1

ABSENT

Curtis	LaBruzzo	Smith, J.H.—8th
Guillory, E.J.	LaFonta	Tucker
Guillory, M.	Morrish	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McDonald 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. 831—
BY REPRESENTATIVES HONEY, ALEXANDER, CHANDLER, FANNIN, ELBERT GUILLORY, KENNEY, M. POWELL, RITCHIE, TRAHAN, AND WALKER
AN ACT

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

Read by title.

Rep. Honey moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Frith	Odinet
Alario	Gallot	Pierre
Alexander	Geymann	Pinac
Anders	Gray	Pitre

Page 20 HOUSE

21st Day's Proceedings - June 5, 2007

Ansardi	Greene	Powell, M.
Arnold	Guillory, E.J.	Powell, T.
Badon	Guillory, E.L.	Quezaire
Baldone	Guillory, M.	Richmond
Barrow	Harris	Ritchie
Baudoin	Heaton	Robideaux
Baylor	Hebert	Romero
Bowler	Hill	Scalise
Bruce	Honey	Schneider
Burns	Hunter	Smiley
Burrell	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	Lambert	Triche
Doerge	Lancaster	Tucker
Dorsey	Lorusso	Walker
Dove	Marchand	Walsworth
Downs	Martiny	White
Durand	McDonald	Williams
Erdey	McVea	Winston
Fannin	Montgomery	Wooton
Farrar	Morris	
Faucheux	Morrish	
Total - 100		

NAYS

Total - 0

ABSENT

Beard	LaBruzzo	Waddell
Carter, K.	Morrell	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Honey 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Quezaire to Reengrossed House Bill No. 841 by Representative Quezaire

AMENDMENT NO. 1

On page 1, line 5, after "definitions;" delete the remainder of the line and delete lines 6 and 7 and on line 8 delete "owned by it;" and insert "to provide relative to the purposes for which the Louisiana Airport Authority was created; to provide relative to membership on the board of commissioners and for the removal of members of the board; to provide relative to leases and other agreements regarding the use of property; to provide relative to powers and duties of the board; to authorize creation of an executive committee of the board and for its operation and powers;"

AMENDMENT NO. 2

On page 1, delete lines 10 and 11 and insert "facility;"

AMENDMENT NO. 3

On page 2, line 5, after "goods" delete "created thereby." and insert "that will result from improved access to airport facilities."

AMENDMENT NO. 4

On page 4, line 13, after "Act" delete the period "." and insert "except as provided by R.S. 2:662."

AMENDMENT NO. 5

On page 4, line 26, after "to the" delete the remainder of the line and insert "lease or other"

AMENDMENT NO. 6

On page 6, line 8, after "through" change "sale." to "purchase."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Pinac
Alario	Geymann	Pitre
Alexander	Gray	Powell, M.
Anders	Greene	Powell, T.
Ansardi	Guillory, E.J.	Quezaire
Arnold	Guillory, E.L.	Richmond
Badon	Guillory, M.	Ritchie
Baldone	Harris	Robideaux
Barrow	Hebert	Romero
Baudoin	Hill	Scalise
Baylor	Honey	Schneider
Bowler	Hunter	Smiley
Bruce	Hutter	Smith, G.
Burns	Jackson	Smith, J.D.—50th
Burrell	Jefferson	Smith, J.H.—8th
Carter, K.	Johns	Smith, J.R.—30th
Carter, R.	Katz	St. Germain

Chandler	Kennard	Strain
Crane	Kenney	Thompson
Crowe	Kleckley	Toomy
Damico	LaFleur	Townsend
Dartez	LaFonta	Trahan
DeWitt	Lambert	Triche
Doerge	Lorusso	Tucker
Dorsey	Marchand	Waddell
Dove	McDonald	Walker
Downs	McVea	Walsworth
Durand	Montgomery	White
Erdey	Morrell	Williams
Fannin	Morris	Winston
Farrar	Morrish	Wooton
Faucheux	Odinet	
Frith	Pierre	
Total - 97		

NAYS

Cazayoux	Daniel
Total - 2	

ABSENT

Beard	Heaton	Lancaster
Curtis	LaBruzzo	Martiny
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Quezaire 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Downs to Engrossed House Bill No. 968 by Representative Downs

AMENDMENT NO. 1

On page 1, line 2, after "250.56(B)," insert "and to enact R.S. 22:250.31(22),"

AMENDMENT NO. 2

On page 1, line 6, after "reenacted" insert "and R.S. 22:250.31(22) is hereby enacted"

AMENDMENT NO. 3

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

"§250.31. Definitions

As used in this Part, the following terms shall be defined as follows:

* * *

(22) "Predication" means a sufficient basis for a reasonable, professionally trained person to believe that fraud has occurred or may have occurred.

* * *"

AMENDMENT NO. 4

On page 1, line 17, delete "that is suspected to be" and insert "when predication exists of"

AMENDMENT NO. 5

On page 1, line 19, delete "fraud has occurred" and insert "a health care provider has committed fraud"

AMENDMENT NO. 6

On page 2, line 18, delete "that is suspected to be" and insert "when predication exists of"

AMENDMENT NO. 7

On page 2, line 20, delete "fraud has occurred" and insert "a pharmacist or pharmacy has committed fraud"

On motion of Rep. Downs, 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	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
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	Lancaster	Tucker
Dove	Lorusso	Waddell
Downs	Marchand	Walker
Durand	McDonald	Walsworth

Page 22 HOUSE

21st Day's Proceedings - June 5, 2007

Erdey	McVea	White
Fannin	Montgomery	Winston
Farrar	Morrell	Wooton

Total - 102

NAYS

Total - 0

ABSENT

Beard	Martiny	Williams
-------	---------	----------

Total - 3

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.

Suspension of the Rules

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

HOUSE BILL NO. 3—

BY REPRESENTATIVE TOWNSEND AND SENATOR MOUNT
AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed House Bill No. 3 by Representative Townsend

AMENDMENT NO. 1

On page 7, between lines 20 and 21 insert the following:

"Section 8. For every dollar in new recurring expenditures provided in House Bill No. 1 of this 2007 Regular Session there shall be an equal dollar amount in tax cuts."

AMENDMENT NO. 2

On page 7, at the beginning of line 21, change "Section 8." to "Section 9."

Point of Order

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

Ruling of the Chair

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

Rep. Odinet moved the amendments be tabled.

By a vote of 65 yeas and 36 nays, the amendments were tabled.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 69

NAYS

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

Total - 32

ABSENT

LaBruzzo	Pitre
McVea	Romero

Total - 4

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

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 5, 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. 12
Returned without amendments

House Concurrent Resolution No. 13
Returned without amendments

House Concurrent Resolution No. 15
Returned with amendments

House Concurrent Resolution No. 18
Returned without amendments

House Concurrent Resolution No. 21
Returned without amendments

House Concurrent Resolution No. 29
Returned without amendments

House Concurrent Resolution No. 40
Returned without amendments

House Concurrent Resolution No. 43
Returned without amendments

House Concurrent Resolution No. 46
Returned without amendments

House Concurrent Resolution No. 51
Returned without amendments

House Concurrent Resolution No. 60
Returned with amendments

House Concurrent Resolution No. 74
Returned without amendments

House Concurrent Resolution No. 75
Returned without amendments

House Concurrent Resolution No. 77
Returned without amendments

House Concurrent Resolution No. 78
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 5, 2007

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

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

Senate Concurrent Resolution No. 76

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 5, 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. 243, 296, and 345

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. 243—
BY SENATOR NEVERS

AN ACT

To amend and reenact Section 2 of Act No. 504 of the 2005 Regular Session of the Legislature, relative to tax credits; to change the termination date for tax credits to certain contractors and subcontractors who provide employee and dependent health insurance coverage; and to provide for related matters.

Read by title.

SENATE BILL NO. 296—
BY SENATOR MURRAY

AN ACT

To repeal R.S. 38:225(B) and 301(C)(2)(e), relative to levees; to repeal provision which allows for the removal of certain obstructions on levees at the expense of the owner; to repeal provision which allows for discretionary compensation to such land owners; and to provide for related matters.

Read by title.

SENATE BILL NO. 345—
BY SENATOR ROMERO

AN ACT

To enact R.S. 39:562(N), relative to the general obligation bonds limit of indebtedness; to provide for the limit of indebtedness of parishes and any parish wide hurricane flood protection and drainage district for certain purposes; to provide certain terms and conditions; 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. 65—

BY REPRESENTATIVES MORRIS, BAYLOR, BRUCE, BURRELL, DOERGE, DOWNS, GALLOT, MONTGOMERY, M. POWELL, SALTER, JANE SMITH, TOWNSEND, WADDELL, AND WILLIAMS

A RESOLUTION

To designate June 5, 2007, as Northwest Connection Day at the House of Representatives of the Legislature of Louisiana and to urge and request the governor and the Department of Transportation and Development to work in a collaborative effort with members of the Louisiana congressional delegation to make completion of Interstate 49 North a high priority and to seek all possible sources of funding, both state and federal, to complete this endeavor as expeditiously as possible.

Read by title.

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

HOUSE RESOLUTION NO. 66—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To commend Minister Twight Shelton.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE KENNARD

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of Specialist William J. "Jared" Crouch, United States Army, who was killed in action in Iraq.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 178—

BY REPRESENTATIVE MARCHAND

A CONCURRENT RESOLUTION

To recognize Tuesday, June 5, 2007, as Hunger Awareness Day.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To recognize Thursday, June 7, 2007, as YWCA Day at the legislature.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE MCDONALD AND SENATOR THEUNISSEN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to formulate, develop, adopt, and implement a paperwork reduction and simplification plan that will reduce paperwork unrelated to instruction that is required by the board and by the state Department of Education from teachers, school administrative personnel, and school boards by twenty percent by not later than the start of the 2010-2011 school year and to provide for a written report to the House and Senate Committees on Education prior to the convening of the 2008 Regular Session relative to the status of the plan.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 181—

BY REPRESENTATIVE SCALISE

A CONCURRENT RESOLUTION

To urge and request the Federal Emergency Management Agency (FEMA) to immediately take all necessary and appropriate actions to provide and distribute positive ground anchorage systems to existing post-disaster emergency temporary housing located in Louisiana.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

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

June 5, 2007

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 58, by Mount
Reported favorably. (8-0)

Senate Concurrent Resolution No. 71, by Marionneau
Reported favorably. (8-0)

Senate Bill No. 147, by Cheek
Reported favorably. (8-0) (Regular)

Senate Bill No. 221, by Lentini
Reported with amendments. (8-0) (Regular)

Senate Bill No. 236, by Smith
Reported favorably. (8-0) (Regular)

Senate Bill No. 261, by Quinn
Reported favorably. (8-0) (Regular)

Senate Bill No. 277, by Jones
Reported favorably. (8-0) (Regular)

Senate Bill No. 291, by Quinn
Reported favorably. (8-0) (Regular)

DANIEL R. MARTINY
Chairman

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

**Report of the Committee on
Education**

June 5, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 188, by Waddell
Reported with amendments. (14-0) (Regular)

House Bill No. 641, by Powell, T.
Reported with amendments with recommendation that it be
recommitted to the Committee on Appropriations. (13-0)

CARL N. CRANE
Chairman

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

June 5, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 452, by Baldone
Reported with amendments. (6-4) (Regular)

House Bill No. 602, by Jackson
Reported with amendments. (9-0) (Regular)

House Bill No. 883, by LaFonta
Reported with amendments. (9-0) (Regular)

Senate Concurrent Resolution No. 35, by McPherson
Reported favorably. (11-0)

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

Senate Bill No. 72, by Broome
Reported favorably. (11-0) (Regular)

Senate Bill No. 91, by Nevers
Reported favorably. (10-0) (Regular)

Senate Bill No. 179, by McPherson
Reported with amendments. (9-0) (Regular)

Senate Bill No. 230, by Hines
Reported with amendments. (12-0) (Regular)

SYDNIE MAE M. DURAND
Chairman

The above Senate Bills reported favorably or with amendments,
except Senate Bill No. 1, were referred to the Legislative Bureau

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

June 5, 2007

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental
Affairs to submit the following report:

House Concurrent Resolution No. 97, by Beard
Reported favorably. (6-0)

House Bill No. 964, by Kenney
Reported with amendments. (5-2) (Regular)

Senate Bill No. 46, by Theunissen
Reported with amendments. (6-0) (Regular)

Senate Bill No. 103, by Jackson
Reported favorably, with recommendation that it be recommitted to
the Committee on Appropriations. (8-2)

Senate Bill No. 105, by Jackson
Reported with amendments. (7-0) (Regular)

Senate Bill No. 128, by Heitmeier (Joint Resolution)
Reported favorably. (8-0) (Regular)

Senate Bill No. 150, by Barham
Reported favorably. (8-0) (Regular)

Senate Bill No. 266, by Fields
Reported favorably. (6-0) (Regular)

CHARLES D. LANCASTER, JR.
Chairman

The above Senate Bills reported favorably or with amendments,
except Senate Bill Nos. 103 and 128, were referred to the Legislative
Bureau.

**Report of the Committee on
Insurance**

June 5, 2007

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 153, by Dupre
Reported with amendments. (13-0) (Regular)

Senate Bill No. 195, by Cain
Reported with amendments. (12-0) (Regular)

Senate Bill No. 204, by Cravins, Jr.
Reported with amendments. (9-4) (Regular)

Senate Bill No. 205, by Cravins, Jr.
Reported with amendments. (12-0) (Regular)

KAREN R. CARTER
Chairman

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

Privileged Report of the Legislative Bureau

June 5, 2007

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 9
Reported without amendments.

Senate Bill No. 75
Reported without amendments.

Senate Bill No. 95
Reported without amendments.

Senate Bill No. 156
Reported without amendments.

Senate Bill No. 196
Reported without amendments.

Senate Bill No. 207
Reported without amendments.

Senate Bill No. 262
Reported without amendments.

Senate Bill No. 275
Reported without amendments.

Senate Bill No. 280
Reported without amendments.

Senate Bill No. 290
Reported with amendments.

Senate Bill No. 326
Reported without amendments.

Respectfully submitted,

CHARLES MCDONALD
Chairman

Privileged Report of the Committee on Enrollment

June 5, 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. 62—
BY REPRESENTATIVE DORSEY

A RESOLUTION

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

Respectfully submitted,

DONALD RAY KENNARD
Chairman

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

Privileged Report of the Committee on Enrollment

June 5, 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. 166—

BY REPRESENTATIVE JANE SMITH

A CONCURRENT RESOLUTION

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

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.

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.

Adjournment

On motion of Rep. Kenney, at 6:25 P.M., the House agreed to adjourn until Wednesday, June 5, 2007, at 2:00 P.M.

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

ALFRED W. SPEER
Clerk of the House