

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

**TWENTY-THIRD DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Thursday, June 7, 2007

The House of Representatives was called to order at 1:30 P.M., by the Honorable Joe R. Salter, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

PRESENT

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

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

Total - 0

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

**Prayer**

Prayer was offered by Rep. Jane Smith.

**Pledge of Allegiance**

Rep. Burrell 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. Johns, the reading of the Journal was dispensed with.

On motion of Rep. Damico, and under a suspension of the rules, the Journal of June 6, 2007, page 11, was corrected to reflect that Senate Bill No. 156 was returned to the calendar.

On motion of Rep. Mickey Guillory, and under a suspension of the rules, the Journal of June 6, 2007, was corrected to reflect him as voting yea on final passage of House Bill No. 489.

On motion of Rep. Dove, the Journal of June 6, 2007, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**SENATE BILLS**

June 7, 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. 70, 98, 146, 217, 218, 292, and 360

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. 70—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:6023(B)(5) and (6) and (C)(1), relative to income tax; to extend the sound recording investor tax credit; to provide for certain time limits for approvals and

certain reports; to provide for prohibition of additional tax benefits for certain expenditures; and to provide for related matters.

Read by title.

**SENATE BILL NO. 98—**

BY SENATORS SCHEDLER, BAOJIE, CHAISSON, CHEEK, N. GAUTREAU, JACKSON, MCPHERSON, FIELDS, FONTENOT, B. GAUTREAU, HEITMEIER, JONES, MOUNT, ULLO, ADLEY, AMEDEE, BARHAM, BOASSO, BROOME, CASSIDY, CRAVINS, DUPLESSIS, DUPRE, ELLINGTON, HINES, HOLLIS, KOSTELKA, LENTINI, MALONE, MARIONNEAUX, MICHOT, MURRAY, NEVERS, ROMERO, SMITH AND THEUNISSEN

**AN ACT**

To enact Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.42, relative to special funds; to create the New Opportunities Waiver Fund as a special fund in the state treasury; to provide for the dedication of certain revenues and for the deposit of and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 146—**

BY SENATORS DUPRE, B. GAUTREAU, HOLLIS, MICHOT, ELLINGTON, MCPHERSON AND ULLO AND REPRESENTATIVES BALDONE, DOVE, KENNARD, PITRE AND QUEZAIRE

**AN ACT**

To enact Subpart N of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.51, relative to the creation and establishment of the Windfall Highway, Infrastructure, and Protection Fund; to provide for the dedication of money in the fund to certain uses; and to provide for related matters.

Read by title.

**SENATE BILL NO. 217—**

BY SENATOR MURRAY

**AN ACT**

To enact R.S. 33:9038.59, relative to cooperative economic development; to create the New Orleans City Park Taxing District as a special taxing and tax increment financing district in the parish of Orleans; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body to levy and collect taxes within the district; to engage in tax increment financing; and to provide for related matters.

Read by title.

**SENATE BILL NO. 218—**

BY SENATORS MURRAY, BAOJIE, SCHEDLER, BROOME, CAIN, CHAISSON, DUPLESSIS, FIELDS, B. GAUTREAU, JACKSON, MICHOT, NEVERS, ROMERO AND SHEPHERD AND REPRESENTATIVE ARNOLD

**AN ACT**

To enact R.S. 47:6026, relative to income tax credits; to provide for income tax credits related to musical or theatrical productions and musical or theatrical facility infrastructure projects; and to provide for related matters.

Read by title.

**SENATE BILL NO. 292—**

BY SENATOR MICHOT AND REPRESENTATIVES ALARIO AND TOWNSEND AND SENATORS BARHAM, CRAVINS AND N. GAUTREAU AND REPRESENTATIVES ALEXANDER, HEBERT, MONTGOMERY, PIERRE, ROBIDEAUX, TRAHAN AND WALSWORTH

**AN ACT**

To amend and reenact R.S. 47:3204(B)(1) and 4302(B), relative to contracts of tax exemption with the Board of Commerce and Industry; to remove the time limitation for the number of years

the exemption is allowed; to provide for subsequent renewals of a contract; and to provide for related matters.

Read by title.

**SENATE BILL NO. 360—**

BY SENATORS MICHOT, KOSTELKA, MALONE, MOUNT, MURRAY AND NEVERS

**AN ACT**

To amend and reenact R.S. 47:337.18(B)(1), to enact R.S. 47:306(A)(6) and (7), and to repeal R.S. 47:306(B) and (C) and 337.18(B)(2) and (3), relative to the collection of advance sales tax of the state and its political subdivisions by manufacturers, wholesalers, jobbers and suppliers from retail dealers; 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. 68—**

BY REPRESENTATIVES ANSARDI, ALARIO, ALEXANDER, ANDERS, ARNOLD, BALDONE, BARROW, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GEYMAN, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HEATON, HEBERT, HILL, HONEY, HUNTER, HUTTER, JACKSON, JEFFERSON, JOHNS, KENNARD, KLECKLEY, LAFLEUR, LAFONTA, LAMBERT, LORUSSO, MARCHAND, MARTINY, MCVEA, MONTGOMERY, MORRELL, ODINET, PINAC, T. POWELL, RICHMOND, RITCHIE, ROBIDEAUX, ROMERO, SMILEY, GARY SMITH, JACK SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TRAHAN, TUCKER, WADDELL, WALKER, WHITE, WILLIAMS, AND WOOTON

**A RESOLUTION**

To memorialize the Congress of the United States and urge and request the federal administration to fulfill the commitment to the citizens of Louisiana to fully fund recovery from damages resulting from Hurricanes Katrina and Rita.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 185—**

BY REPRESENTATIVE JOHN SMITH AND SENATOR CAIN

**A CONCURRENT RESOLUTION**

To commend Master Sergeant Dale Owens upon his retirement from the United States Air Force.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 186—**

BY REPRESENTATIVE WALKER

**A CONCURRENT RESOLUTION**

To commend Riley B. "B.B." King for his extraordinary musical accomplishments and to welcome him to Louisiana upon his performance at the Paragon Casino in Avoyelles Parish on June 16, 2007.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 187—**  
BY REPRESENTATIVE LAMBERT

A CONCURRENT RESOLUTION

To direct the Department of Transportation and Development to reconstruct the curve on Louisiana Highway 42 between Parish Road 929 and Manchac Drive in Ascension Parish.

Read by title.

Lies over under the rules.

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 183—**  
BY REPRESENTATIVE FARRAR

A CONCURRENT RESOLUTION

To authorize and request the Louisiana State Law Institute to study the laws relative to the partition of community property with particular emphasis on the right to reimbursement to a former spouse who uses separate funds to satisfy community obligations and to make recommendations for revisions to Louisiana laws in order to clarify the right to reimbursement.

Read by title.

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

**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. 2—**  
BY SENATOR FONTENOT

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(D)(3)(a) and (c) of the Constitution of Louisiana, relative to the expenditure of state funds; to prohibit the reduction of state salary supplements for full-time law enforcement and fire protection officers; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

**SENATE BILL NO. 14—**  
BY SENATOR HINES AND REPRESENTATIVE SALTER  
AN ACT

To amend and reenact R.S. 39:1401(C) and to enact R.S. 39:1401(D) and (E), relative to the State Bond Commission; to establish an executive committee of the commission; to provide for rotation of the chairmanship of the executive committee; to provide that the executive committee shall set the agenda for commission meetings; to provide for placement of additional items on the agenda for commission meetings; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 96—**  
BY SENATOR AMEDEE AND REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 11:416(A)(2) and 441.1(G), relative to the Louisiana State Employees' Retirement System; to provide with respect to membership; to provide for reemployment of retirees; to provide for options upon such reemployment; to allow reemployment of certain persons who retired pursuant to early retirement provisions; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 108—**  
BY SENATOR CHEEK AND REPRESENTATIVES BRUCE, BURNS,  
MONTGOMERY, SCHNEIDER AND WINSTON  
AN ACT

To amend and reenact R.S. 47:1003(5)(introductory paragraph) and (11)(b) and to enact R.S. 47:1003(5)(e), relative to the public utilities tax; to exempt household goods carriers from the tax; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 121—**  
BY SENATOR MURRAY  
AN ACT

To amend and reenact R.S. 38:2318.1(B) and to enact R.S. 38:2225.2.1, relative to public contracts; to authorize certain public entities to utilize the design-build method for the construction or repair of any public building or structure in certain circumstances; to provide for procedures, requirements, and limitations; to provide relative to qualifications and selection of design-build competitors; to provide for procedures for evaluation and selection of a design-builder; to provide for public announcement procedures; to provide relative to legal challenges; to provide for effectiveness; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

**SENATE BILL NO. 124—**  
BY SENATOR BROOME  
AN ACT

To enact Subpart B-37 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.731 through 130.737 and R.S. 47:6026, relative to community economic development entities and tax credits relating to these entities; to provide for community development corporations and community development financial institutions; to provide definitions; to provide for the duties and responsibilities of the Department of Economic Development relative to such entities; to provide for the establishment of criteria for such entities; to provide for community economic development tax credits; to provide for the expiration of such credits; to provide for audit and performance review procedures for such entities; to provide for the expiration of such provisions; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 158—**

BY SENATOR MARIONNEAUX  
AN ACT

To amend and reenact RS 22:175(A)(4) and R.S. 23:1211 and to enact R.S. 22:175(A)(5), relative to life insurance allowances for officers and other members of the military forces of this state while in the service of the state of Louisiana in the course of the business of the military forces of this state; to provide for policy limits in cases of death and injury; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 211—**

BY SENATORS MOUNT, KOSTELKA, MALONE, MARIONNEAUX, MICHOT, MURRAY AND NEVERS  
AN ACT

To amend and reenact R.S. 47:6025(A)(3), relative to the tax credit for assessments levied by Louisiana Citizens Property Insurance Corporation; to provide for the claiming of the credit; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 272—**

BY SENATORS ROMERO AND N. GAUTREAUX  
AN ACT

To amend and reenact R.S. 47:301(14)(g)(i) and to enact R.S. 47:301(14)(g)(iii) and 337.10(L), relative to sales tax of the state and its political subdivisions; to provide for an exclusion from such taxes for certain drilling rigs and their component parts and for certain repairs to property delivered to another state; to authorize certain political subdivisions of the state to enact the same sales tax holidays legislation as may be provided by state law; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 294—**

BY SENATOR SHEPHERD  
AN ACT

To enact R.S. 40:431.1, relative to the Jefferson Parish Housing Authority; to provide with respect to the board of trustees of such authority; to provide for the powers and duties of such board; to authorize the board to levy a tax under certain circumstances; to provide procedures for the imposition of such taxes; to provide for the use of such taxes; to provide for an effective date; and to provide for related matters.

Read by title.

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

**House 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. 155—**

BY REPRESENTATIVES BURRELL, BADON, BARROW, BAYLOR, BRUCE, K. CARTER, CURTIS, DORSEY, DOWNS, FANNIN, FRITH, GALLOT, GRAY, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HARRIS, HILL, HONEY, HUNTER, JACKSON, JEFFERSON, KENNEY, LAFLEUR, LAFONTA, MARCHAND, MORRELL, PIERRE, QUEZAIRE, RICHMOND, JACK SMITH, ST. GERMAIN, STRAIN, AND

WILLIAMS AND SENATORS BAJOIE, BROOME, CRAVINS, DUPLESSIS, FIELDS, JACKSON, JONES, MURRAY, AND SHEPHERD  
A CONCURRENT RESOLUTION

To direct the Louisiana Department of Agriculture and Forestry to study ways to address the decline in numbers of minority and small farmers in Louisiana.

Read by title.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original House Concurrent Resolution No. 155 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 3, change "black" to "minority and small"

AMENDMENT NO. 2

On page 1, line 9, change "black" to "minority and small"

AMENDMENT NO. 3

On page 1, line 11, change "black" to "minority and small"

AMENDMENT NO. 4

On page 2, line 1, change "black" to "minority and small"

AMENDMENT NO. 5

On page 2, line 15, change "black" to "minority and small"

AMENDMENT NO. 6

On page 2, line 17, change "black" to "minority and small"

AMENDMENT NO. 7

On page 2, line 19, change "black" to "minority"

AMENDMENT NO. 8

On page 2, line 23, change "black" to "minority and small"

AMENDMENT NO. 9

On page 2, line 26, change "black" to "minority and small"

AMENDMENT NO. 10

On page 2, line 28, change "black" to "minority and small"

AMENDMENT NO. 11

On page 3, line 2, change "black" to "minority and small"

AMENDMENT NO. 12

On page 3, line 4, change "black" to "minority and small"

AMENDMENT NO. 13

On page 3, line 16, change "black" to "minority and small"

AMENDMENT NO. 14

On page 3, line 19, change "black" to "minority and small"

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

On motion of Rep. Thompson, the resolution, as amended, 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. 20—**  
BY SENATOR ADLEY

**A CONCURRENT RESOLUTION**

To urge and request the governing authority of each parish to post its official journals and announcements, and meeting dates, times and places on its website, if the governing authority has one.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

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

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

**HOUSE BILL NO. 120—**  
BY REPRESENTATIVES MCVEA, DORSEY, FAUCHEUX, GREENE, M. POWELL, SMILEY, AND WHITE

**AN ACT**

To enact R.S. 29:726(E)(14)(c)(iii) and (d)(iii), relative to functions of the Governor's Office of Emergency Preparedness and Homeland Security; to prohibit the office from establishing separate housing for sexual offenders in a parish unless the local governing authority first approves such measure by ordinance; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 120 by Representative McVea

AMENDMENT NO. 1

On page 2, at the end of line 9, after "offenders." add "If the parish governing authority does not authorize by ordinance the establishment of a separate shelter for sex offenders, a sexual offender shall not be housed with the general population of evacuees."

AMENDMENT NO. 2

On page 2, at the end of line 20, after "offenders." insert "If the parish governing authority does not authorize by ordinance the

establishment of a separate shelter for sex offenders, a sexual offender shall not be housed with the general population of evacuees."

AMENDMENT NO. 3

On page 2, after line 21, insert the following:

"Section 2. The provisions of this Act shall be effective January 1, 2008."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 320—**  
BY REPRESENTATIVES WALKER AND BAUDOIN  
**AN ACT**

To amend and reenact R.S. 33:4875.1 and to enact Chapter 36 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2861 through 2865, relative to regulation of residential swimming pools; to provide for exercise of police power; to create the Louisiana Residential Swimming Pool Safety Act; to provide for definitions; to provide for safety requirements for residential pools; to provide for exceptions; to provide for enforcement; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 525—**  
BY REPRESENTATIVE JACKSON  
**AN ACT**

To enact R.S. 33:9038.59, relative to special districts; to authorize the parish of East Baton Rouge to create a special district; to grant such district certain rights and powers, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 525 by Representative Jackson

AMENDMENT NO. 1

On page 4, at the beginning of line 19, delete "earlier of the"

AMENDMENT NO. 2

On page 4, line 20, after "refunding bonds" and before "are paid" insert a comma ","

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## AMENDMENT NO. 3

On page 4, line 27, change "the district" to "the taxing authority levying the tax voting on the proposition"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 534—**

BY REPRESENTATIVES CURTIS AND HUNTER  
AN ACT

To enact R.S. 37:218.1, relative to attorneys; to provide for an exparte procedure for withdrawal as counsel of record for nonpayment of legal fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 534 by Representative Curtis

## AMENDMENT NO. 1

On page 1, line 11, change "shall" to "may"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 627—**

BY REPRESENTATIVE WILLIAMS  
AN ACT

To enact R.S. 11:1942.1, relative to the Parochial Employees' Retirement System; to provide an additional retirement benefit to court reporters employed by Caddo Parish who are paid separately for transcriptions; to provide for computation of such benefits; to provide for applicability; to provide for contributions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 627 by Representative Williams

## AMENDMENT NO. 1

On page 1, line 2, after "1942.1," and before "relative" delete "1962.1, and 1972.1"

## AMENDMENT NO. 2

On page 1, line 3, after "reporters" and before "who" insert "employed by Caddo Parish"

## AMENDMENT NO. 3

On page 1, line 11, after "1942.1" delete the comma "," and delete "1962.1, and 1972.1 are" and insert "is"

## AMENDMENT NO. 4

On page 1, line 14, after "reporter" and before "received" delete "and" and insert a comma "," and insert "who was employed by Caddo Parish on June 30, 2007, and who"

## AMENDMENT NO. 5

On page 1, line 16, after "Section" delete the period "." insert a comma "," and insert "provided that he made contributions to the system based upon such payments."

## AMENDMENT NO. 6

On page 1, at the beginning of line 18, delete "of" and insert "amount of per-page transcription payments for"

## AMENDMENT NO. 7

On page 2, line 1, after "the" and before "credit" insert "service"

## AMENDMENT NO. 8

On page 2, line 1, after "year" and before "such" replace "that" with "in which"

## AMENDMENT NO. 9

On page 2, line 2, after "retirement" and before "credit" insert "service"

## AMENDMENT NO. 10

On page 2, line 3, after "the" and before "credit" insert "service"

## AMENDMENT NO. 11

On page 2, line 4, after "has" and before "credit" insert "service"

## AMENDMENT NO. 12

On page 2, line 5, after "of" and before "the" insert "such payments for"

## AMENDMENT NO. 13

On page 2, line 8, after "Parish" and before "for" insert "on June 30, 2007,"

## AMENDMENT NO. 14

On page 2, line 10, after "occurring" delete "on or"

## AMENDMENT NO. 15

On page 2, line 22, change "each" to "the"

## AMENDMENT NO. 16

On page 2, delete lines 23 through 28 in their entirety

## AMENDMENT NO. 17

On page 3, delete lines 1 through 27 in their entirety

## AMENDMENT NO. 18

On page 4, delete lines 1 through 28 in their entirety

AMENDMENT NO. 19

On page 5, delete lines 1 through 3 and insert the following:

"Section 2. The provisions of this Act are interpretive, procedural, and remedial in nature and shall be applied retroactively and prospectively."

AMENDMENT NO. 20

On page 5, line 4, after "Section" change "2." to "3."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 630—**

BY REPRESENTATIVE TRICHE

AN ACT

To enact Part VIII of Chapter 17 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:2511.1 through 2511.13, and R.S. 36:459(I), relative to animal control; to create the Louisiana Animal Shelter Fund and Commission; to provide for powers and duties of the commission; to provide for deposit to the fund and appropriation from the fund; to provide for fees; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development with recommendation that the bill be recommitted to the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original House Bill No. 630 by Representative Triche

AMENDMENT NO. 1

On page 1, line 3, change "R.S. 36:629(S)" to "R.S. 36:459(I)"

AMENDMENT NO. 2

On page 2, delete lines 6 and 7 in their entirety

AMENDMENT NO. 3

On page 2, line 8, change "C." to "B."

AMENDMENT NO. 4

On page 2, line 10, change "D." to "C."

AMENDMENT NO. 5

On page 2, line 12, change "E." to "D."

AMENDMENT NO. 6

On page 2, line 16, change "F." to "E."

AMENDMENT NO. 7

On page 2, line 17, change "G." to "F."

AMENDMENT NO. 8

On page 2, line 23, change "H." to "G."

AMENDMENT NO. 9

On page 2, line 26, change "I." to "H."

AMENDMENT NO. 10

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

"I. "Secretary" means the secretary of the Louisiana Department of Revenue."

AMENDMENT NO. 11

On page 3, line 5, after "Department of" delete "Agriculture and Forestry." and insert "Revenue."

AMENDMENT NO. 12

On page 3, line 12, after "from a" delete the remainder of the line and delete line 13 and insert "list of two nominees submitted by the Coalition of Louisiana Animal Advocates and two nominees from the Humane Society of Louisiana."

AMENDMENT NO. 13

On page 3, line 14, change "commissioner" to "secretary"

AMENDMENT NO. 14

On page 3, line 29, change "twenty" to "ten"

AMENDMENT NO. 15

On page 4, line 5, change "commissioner" to "secretary"

AMENDMENT NO. 16

On page 4, line 6, change "one" to "one half"

AMENDMENT NO. 17

On page 4, line 11, change "commissioner" to "secretary"

AMENDMENT NO. 18

On page 4, line 12, change "commissioner" to "secretary"

AMENDMENT NO. 19

On page 4, line 13, change "commissioner" to "secretary"

AMENDMENT NO. 20

On page 4, line 16, change "commissioner" to "secretary"

AMENDMENT NO. 21

On page 4, line 18, change "commissioner" to "secretary"

AMENDMENT NO. 22

On page 4, line 24, change "commissioner" to "secretary"

AMENDMENT NO. 23

On page 4, line 26, change "commissioner" to "secretary"

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### AMENDMENT NO. 24

On page 4, line 27, change "commissioner" to "secretary"

### AMENDMENT NO. 25

On page 5, line 4, change "commissioner" to "secretary"

### AMENDMENT NO. 26

On page 5, line 5, change "commissioner" to "secretary"

### AMENDMENT NO. 27

On page 5, line 6, change "commissioner" to "secretary"

### AMENDMENT NO. 28

On page 5, line 7, change "commissioner" to "secretary"

### AMENDMENT NO. 29

On page 5, line 18, change "commissioner" to "secretary"

### AMENDMENT NO. 30

On page 5, line 20, change "commissioner" to "secretary"

### AMENDMENT NO. 31

On page 5, line 28, change "commissioner" to "secretary"

### AMENDMENT NO. 32

On page 6, line 2, change "commissioner" to "secretary"

### AMENDMENT NO. 33

On page 6, line 5, change "commissioner" to "secretary"

### AMENDMENT NO. 34

On page 6, line 15, change "commissioner" to "secretary"

### AMENDMENT NO. 35

On page 6, line 18, change "commissioner" to "secretary"

### AMENDMENT NO. 36

On page 6, line 23, change "commissioner" to "secretary"

### AMENDMENT NO. 37

On page 6, line 29, change "commissioner" to "secretary"

### AMENDMENT NO. 38

On page 7, line 7, change "commissioner" to "secretary"

### AMENDMENT NO. 39

On page 7, line 9, change "commissioner" to "secretary"

### AMENDMENT NO. 40

On page 7, delete lines 15 through 18 in their entirety and insert "C. The money shall be appropriated and transferred by the parish governing authority to any parish, municipal, or private entity which has agreed to provide services in accordance with this Section."

### AMENDMENT NO. 41

On page 7, line 27, after "cats" delete the period "." and insert "following established guidelines regarding animal shelter standards."

### AMENDMENT NO. 42

On page 8, line 2, between "surgical" and "techniques" insert "and non-surgical"

### AMENDMENT NO. 43

On page 8, at the end of line 3, insert the following:

"A minimum of thirty-five percent of funds received by each parish shall be used for this purpose. The Louisiana Animal Shelter Commission shall follow sterilization guidelines developed by the Coalition of Louisiana Animal Advocates and the Humane Society of Louisiana in accordance with national programs such as Spay USA."

### AMENDMENT NO. 44

On page 8, delete lines 6 through 8 in their entirety and insert the following:

"C. Each parish receiving funds shall implement and enforce licensing requirements for cats and dogs within the parish or municipality using the highest limits for licensing as regulated by state law, and shall dedicate these funds to the animal control program."

### AMENDMENT NO. 45

On page 8, line 10, change "commissioner" to "secretary" and after "employ" delete "an" and insert "a full-time"

### AMENDMENT NO. 46

On page 8, line 12, change "commissioner" to "secretary"

### AMENDMENT NO. 47

On page 8, at the end of line 14, delete the period "." and insert "and shall be employed from an eligibility list compiled by the Louisiana Animal Shelter Commission."

### AMENDMENT NO. 48

On page 8, line 15, change "commissioner" to "secretary"

### AMENDMENT NO. 49

On page 8, line 23, change "R.S. 36:629(S)" to "R.S. 36:459(I)"

### AMENDMENT NO. 50

On page 8, delete lines 24 and 25 in their entirety and insert the following:

"§459. Transfer of agencies or their powers to the Department of Revenue"

### AMENDMENT NO. 51

On page 8, line 28, after "Department of" delete "Agriculture and Forestry" and insert "Revenue"

### AMENDMENT NO. 52

On page 9, after line 3, insert the following:



"Section 3. The provisions of this Act shall be null and have no effect on and after July 1, 2008."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

**HOUSE BILL NO. 658—**  
BY REPRESENTATIVE KENNARD AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 11:242(B), 246(A), and 1331, to enact R.S. 11:1145.1 and 1332, and to repeal R.S. 11:1145, relative to the State Police Pension and Retirement System and the Louisiana School Employees' Retirement System; to provide for establishment of an Employee Experience Account; to provide for the crediting and debiting of such account; to provide for employer contributions; to provide for cost-of-living adjustments; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 658 by Representative Kennard

AMENDMENT NO. 1

On page 1, line 2, after "11:" and before "242(B)" delete "102(B)(1),"

AMENDMENT NO. 2

On page 1, line 2, after "242(B)," delete "and 1145(A)(1) and" and insert "246(A), and 1331,"

AMENDMENT NO. 3

On page 1, line 3, after "11:" and before "relative" delete "102(B)(6), 1145.1, and 1332," and insert "1145.1 and 1332, and to repeal R.S. 11:1145"

AMENDMENT NO. 4

On page 1, line 6, after "contributions;" delete the remainder of the line and on line 7, delete "to the Employer Credit Account and the use thereof;"

AMENDMENT NO. 5

On page 1, line 13, after "11:" and before "242(B)" delete "102(B)(1),"

AMENDMENT NO. 6

On page 1, line 13, after "242(B)," delete "and 1145(A)(1)" and insert "246(A), and 1331"

AMENDMENT NO. 7

On page 1, line 14, after "11:" and before "and" delete "102(B)(6), 1145.1," and insert "1145.1"

AMENDMENT NO. 8

On page 1, delete lines 15 through 18 in their entirety and on page 2, delete lines 1 through 24 in their entirety

AMENDMENT NO. 9

On page 3, delete lines 19 through 29 in their entirety and insert the following in lieu thereof:

"§246. Additional cost-of-living adjustments; retirees and beneficiaries over age sixty-five

A. Notwithstanding any other provision of law to the contrary, the provisions of this Section shall apply to the following public retirement systems:

- (1) Assessors' Retirement Fund.
- (2) Clerks' of Court Retirement and Relief Fund.
- (3) District Attorneys' Retirement System.
- (4) Municipal Employees' Retirement System of Louisiana.
- (5) Parochial Employees' Retirement System.
- (6) Registrar of Voters Employees' Retirement System.
- (7) Sheriffs' Pension and Relief Fund.
- (8) Municipal Police Employees' Retirement System.
- (9) Firefighters' Retirement System.
- ~~(10) State Police Pension and Retirement System.~~

\* \* \*

AMENDMENT NO. 10

On page 4, line 16, after "Section" delete the comma "," and delete the remainder of the line and delete line 17 and insert a period "." in lieu thereof

AMENDMENT NO. 11

On page 4, line 23, after "retirees" delete the comma "," and delete "survivors,"

AMENDMENT NO. 12

On page 5, line 5, before "increase" delete "annual average"

AMENDMENT NO. 13

On page 5, line 7, after "preceding" and before "year" insert "calendar"

AMENDMENT NO. 14

On page 5, line 13, before "increase" delete "annual average"

AMENDMENT NO. 15

On page 5, line 17, after "CPI-U" delete "annual average"

AMENDMENT NO. 16

On page 5, line 25, replace "fifty-five" with "sixty."

AMENDMENT NO. 17

On page 5, line 28, after "both" delete the comma "," and insert "combined,"

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## AMENDMENT NO. 18

On page 6, line 1, replace "fifty-five." with "sixty."

## AMENDMENT NO. 19

On page 6, between lines 4 and 5, insert the following:

"D. The cost-of-living increase which is authorized by Subsection C of this Section shall be limited to the lesser of either two percent or an amount determined as provided in Paragraph (C)(2) of this Section in or for any year in which the system does not earn the required actuarial rate of return as certified by the system's actuary.

E. Effective July 1, 2007, the balance in the Employee Experience Account shall be zero.

\* \* \*

§1331. Annual supplemental monthly cost-of-living adjustments; exemption Exemption from state income taxes; garnishment

A. In addition to and notwithstanding any other provision of law to the contrary, the State Police Retirement Board shall provide annual supplemental monthly cost-of-living adjustments, with payments to be effective July first of each year to persons who retired from the State Police Pension and Retirement System and widows of persons who retired and died, provided the adjustment shall not exceed an amount which, together with the monthly retirement or beneficiary allowance received by the member or survivor prior to July 26, 1972, exceeds five hundred dollars. Supplemental adjustment shall be based on the difference between the annual average all-items Consumer Price Index of the two immediately preceding calendar years and shall be computed on the last retirement or survivor's benefit. The supplemental monthly cost-of-living adjustment shall not be increased or decreased more than two percent in any year nor shall it be decreased below the base benefit of the retiree or beneficiary nor increased to more than a maximum of twenty-five percent. Widows of persons who retired before January 1, 1960, and who died after January 1, 1963, shall have paid to them in lump sum on or before August 1, 1972, the same cost-of-living benefits authorized in R.S. 11:1330, retroactive from July 1, 1969, to June 30, 1972.

B. All retirement income payable to retirees and their beneficiaries shall be exempt from state income taxes. All retirement benefits payable to retirees shall be subject to garnishment or court-ordered assignment only as provided for in R.S. 11:292. "

## AMENDMENT NO. 20

On page 6, line 21, after "C" delete the remainder of the line and delete line 22 in its entirety and insert in lieu thereof "or F of this Section."

## AMENDMENT NO. 21

On page 6, line 28, after "retirees," delete "survivors,"

## AMENDMENT NO. 22

On page 7, line 10, before "increase" delete "annual average"

## AMENDMENT NO. 23

On page 7, line 12, after "preceding" and before "year" insert "calendar"

## AMENDMENT NO. 24

On page 7, line 18, before "increase" delete "annual average"

## AMENDMENT NO. 25

On page 7, line 20, after "the" and before "year" insert "calendar"

## AMENDMENT NO. 26

On page 7, line 22, after "CPI-U" and before "increase" delete "annual average"

## AMENDMENT NO. 27

On page 7, line 23, before "year" insert "calendar"

## AMENDMENT NO. 28

On page 8, line 1, replace "fifty-five." with "sixty."

## AMENDMENT NO. 29

On page 8, line 4, after "both" delete the comma "," and insert "combined."

## AMENDMENT NO. 30

On page 8, line 6, replace "fifty-five." with "sixty."

## AMENDMENT NO. 31

On page 8, between lines 9 and 10, insert the following:

"D. The cost-of-living increase which is authorized by Subsection C of this Section shall be limited to the lesser of either two percent or an amount determined as provided in Paragraph (C)(2) of this Section in or for any year in which the system does not earn the required actuarial rate of return as certified by the system's actuary.

E. Effective July 1, 2007, the balance in the Employee Experience Account shall be zero.

F. In addition to the cost-of-living adjustment authorized by Subsection (C) of this Section, the board of trustees may grant a supplemental cost-of-living adjustment to all retirees and beneficiaries who are at least age sixty-five, which shall consist of an amount equal to two percent of the benefit being received on the date of the adjustment. In order to grant such supplemental cost-of-living adjustment the board of trustees shall recommend to the president of the Senate and the speaker of the House of Representatives that the system be permitted to grant such supplemental cost-of-living adjustment to retirees and beneficiaries whenever the balance in the Employee Experience Account is sufficient to fully fund such benefit on an actuarial basis, as determined by the system's actuary. If the legislative actuary disagrees with the determination of the system's actuary, such supplemental cost-of-living adjustment shall not be granted. The board of trustees shall not grant such supplemental cost-of-living adjustment as provided in this Subsection unless such supplemental cost-of-living adjustment has been approved by the legislature by concurrent resolution adopted by the favorable vote of a majority of the elected members of each house. Any such supplemental cost-of-living adjustment shall be limited to and shall only be payable based on an amount not to exceed eighty-five thousand dollars of the retiree's annual benefit; however, effective for years after July 1, 2007, the eighty-five thousand dollar limit shall be increased each year in an amount equal to the increase in the Consumer Price Index (United States city average for all urban consumers (CPI-U)), as prepared by the U.S. Department of Labor, Bureau of Labor Statistics, for the preceding calendar year, if any. Any cost-of-living adjustment granted pursuant to the provisions of this Subsection shall begin on July first following legislative approval and shall be payable annually."

AMENDMENT NO. 32

On page 8, between lines 10 and 11, insert the following:

"Section 2. R.S. 11:1145 is hereby repealed in its entirety."

AMENDMENT NO. 33

On page 8, line 11, after "Section" change "2." to "3."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 670—**  
BY REPRESENTATIVES BADON AND RICHMOND AND SENATOR MURRAY

AN ACT

To amend and reenact R.S. 11:1513, relative to the Clerks of Court Retirement and Relief Fund; to provide with respect to reemployment of retirees in certain areas; to provide that clerks of court in parishes affected by Hurricane Katrina or Rita may reemploy a retiree for up to one hundred eighty working days, without a reduction in benefits; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 670 by Representative Badon

AMENDMENT NO. 1

On page 2, line 6, after "retiree" and before "receiving" insert "who has terminated employment and was"

AMENDMENT NO. 2

On page 2, line 6, after "system" and before "may" insert "on January 1, 2007,"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 731—**  
BY REPRESENTATIVE FARRAR  
AN ACT

To enact R.S. 13:49, relative to the salary of justices and judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for a cost-of-living increase in the salary paid for by the state; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Judiciary.

The substitute was read by title as follows:

**HOUSE BILL NO. 974 (Substitute for House Bill No. 731 by Representative Farrar)—**  
BY REPRESENTATIVES FARRAR AND GALLOT AND SENATORS JONES AND LENTINI

AN ACT

To enact R.S. 13:49, relative to the salary of justices and judges of the supreme court, courts of appeal, district courts, parish courts, and city courts; to provide for their salary paid for by the state as recommended by the Judicial Compensation Commission; and to provide for related matters.

Read by title.

On motion of Rep. Toomy, the substitute was adopted and became House Bill No. 974 by Rep. Farrar, on behalf of the Committee on Judiciary, as a substitute for House Bill No. 731 by Rep. Farrar.

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

**HOUSE BILL NO. 849—**  
BY REPRESENTATIVE DANIEL

AN ACT

To enact R.S. 33:9038.59, relative to tax increment financing; to authorize tax increment financing in certain cities for purposes of the development of hotels and related facilities; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 849 by Representative Daniel

AMENDMENT NO. 1

On page 1, line 9, after "of not more than" delete the remainder of the line and at the beginning of line 10, delete "persons or not more than"

AMENDMENT NO. 2

On page 1, line 14, after "authority of" and before "a city" delete "the"

AMENDMENT NO. 3

On page 1, line 15, after "the state," delete the remainder of the line and at the beginning of line 16, delete "district" and insert "referred to in this Section as the district."

AMENDMENT NO. 4

On page 1, delete lines 18 and 19 in their entirety and insert the following:

"C. Boundaries. The boundaries of a district created pursuant to the provisions of this Section shall be as follows: A certain lot or parcel of ground composed of two (2) fractional lots, together with the building and improvements, situated in that subdivision of the City of Baton Rouge, known as BEAUREGARD TOWN and being designated according to the official map of said city made by F. F. Pillet, C. E., adopted by the Commission Council on October 21, 1930 as the West one-half (W-1/2) of Lots One (1) and Two (2), Square Twenty-nine (29), said Beauregard Town, said lot herein described measuring Sixty-four (64) feet front on the South side of

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North Boulevard by a depth of one hundred twenty-eight (128) feet between equal and parallel lines and long St. Ferdinand Street."

## AMENDMENT NO. 5

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

"G. Tax.(1) In order to provide funds for the purposes of the district, the district, acting by and through its board of commissioners, is hereby authorized to levy and collect a tax upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the district. The tax rate for such tax shall be at least equal to the aggregate rate of all such taxes levied and collected within the parish by the state of Louisiana, local governmental subdivisions, and other political subdivisions or special taxing districts.

(2)(a) The word "hotel" as used in this Subsection shall mean and include any establishment, both public and private, engaged in the business of furnishing or providing rooms and overnight camping facilities intended or designed for dwelling, lodging, or sleeping purposes to transient guests where such establishment consists of two or more guest rooms and does not encompass any hospital, convalescent, or nursing home or sanitarium, or any hotel-like facility operated by or in connection with a hospital or medical clinic providing rooms exclusively for patients and their families.

(b) The tax shall be paid by the person who exercises or is entitled to occupancy of the hotel room, and shall be paid at the time the rent or fee of occupancy is paid. The word "person" as used in this Subsection shall have the same meaning as contained in R.S. 47:301(8).

(3) The tax so authorized shall be imposed by ordinance adopted by the district, acting by and through its board of commissioners, without the need of an election."

## AMENDMENT NO. 6

On page 3, at the beginning of line 3, change "G." to "H."

## AMENDMENT NO. 7

On page 3, line 16, change "could" to "may"

## AMENDMENT NO. 8

On page 3, between lines 17 and 18, insert the following:

"(3) The authority granted to the district pursuant to the provisions of this Section shall be subject to the limitations provided in R.S. 33:9038.42."

## AMENDMENT NO. 9

On page 3, at the beginning of line 18, change "H." to "I."

## AMENDMENT NO. 10

On page 3, at the beginning of line 19, delete "earlier of the"

## AMENDMENT NO. 11

On page 3, line 20, after "refunding bonds" and before "are paid" insert a comma ","

## AMENDMENT NO. 12

On page 3, at the end of line 21, delete the period "." and insert "or more than thirty years."

## AMENDMENT NO. 13

On page 3, at the beginning of line 22, change "I." to "J."

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 861—**

BY REPRESENTATIVE GRAY

AN ACT

To enact R.S. 29:732.1, relative to excessive rents; to prohibit the charging of grossly excessive rents during certain declared emergencies; to provide for violations; to provide for duration of applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 861 by Representative Gray

## AMENDMENT NO. 1

On page 1, line 15, after "attributable to" delete the remainder of the line and add the following:

"increased property operating costs for the coming twelve months, loss of income or profitability as a result of the disaster including insurance deductibles, any cost incurred by collecting insurance proceeds, funding of a future insurance deductible, market rate adjustments from current rents on a unit at lease expiration or renewal, or any other reasonable expense related to placing the rental property back into commerce."

## AMENDMENT NO. 2

On page 1, delete line 16 in its entirety

## AMENDMENT NO. 3

On page 2, after line 8, add the following:

"D. The provisions of Subsection A of this Section are intended to protect the interests of tenants after a disaster and shall not be construed as imposing rent controls."

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 876—**

BY REPRESENTATIVE JACKSON

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, to create the East Baton Rouge Redevelopment Authority; to provide for the formation of a program or programs in East Baton Rouge Parish for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum,

blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of displaced persons into East Baton Rouge Parish due to the effects of Hurricanes Katrina and Rita; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 876 by Representative Jackson

##### AMENDMENT NO. 1

On page 1, line 4, after "Authority" and before "to provide" delete "and Lafayette Redevelopment Authority;" and insert a semi-colon ";

##### AMENDMENT NO. 2

On page 1, line 5 after "East Baton Rouge" and before "for the" delete "and Lafayette parishes" and insert "Parish"

##### AMENDMENT NO. 3

On page 1, line 11, after "Baton Rouge" and before "due to" delete "and Lafayette parishes" and insert "Parish"

##### AMENDMENT NO. 4

On page 1, at the end of line 12, delete "each such" and insert "the"

##### AMENDMENT NO. 5

On page 2, delete lines 3 through 5 in their entirety and insert the following:

#### "CHAPTER 13-G. EAST BATON ROUGE REDEVELOPMENT AUTHORITY

§4720.101. East Baton Rouge Redevelopment Authority"

##### AMENDMENT NO. 6

On page 2, line 6, after "as the" delete the remainder of the line and delete line 7 in its entirety and insert "'East Baton Rouge Parish Redevelopment Law"."

##### AMENDMENT NO. 7

On page 2, line 9, after "East Baton Rouge" delete "and the parish of Lafayette"

##### AMENDMENT NO. 8

On page 2, line 21, after "East Baton Rouge" and before "in particular" delete "and the parish of Lafayette"

##### AMENDMENT NO. 9

On page 2, line 25, after "in the" delete the remainder of the line and insert "parish of East Baton Rouge."

##### AMENDMENT NO. 10

On page 3, line 14, after "(1)" and before "There" delete "(a)"

##### AMENDMENT NO. 11

On page 3, delete lines 17 through 19 in their entirety

##### AMENDMENT NO. 12

On page 3, at the end of line 27, delete "respective"

##### AMENDMENT NO. 13

On page 4, line 8, after "(1)" and before "The East" delete "(a)"

##### AMENDMENT NO. 14

On page 4, line 10, after "Baker," and before "Central," insert "Baton Rouge."

##### AMENDMENT NO. 15

On page 4, delete lines 12 through 14 in their entirety

##### AMENDMENT NO. 16

On page 4, line 15, after "implemented" delete the remainder of the line and at the beginning of line 16, delete "ordinance"

##### AMENDMENT NO. 17

On page 4, line 18, after "G." and before "The East" delete "(1)"

##### AMENDMENT NO. 18

On page 4, line 24, after "Rouge" and before "Chamber" insert "Area"

##### AMENDMENT NO. 19

On page 4, delete lines 27 through 29 in their entirety and on page 5, delete line 1 in its entirety

##### AMENDMENT NO. 20

On page 5, line 2, change "(3)" to "(2)"

##### AMENDMENT NO. 21

On page 5, line 4, change "(4)" to "(3)"

##### AMENDMENT NO. 22

On page 5, line 4, after "present" and before "appointees" change "his" to "its"

##### AMENDMENT NO. 23

On page 5, line 15, change "(5)" to "(4)"

##### AMENDMENT NO. 24

On page 5, line 22, change "(6)" to "(5)"

##### AMENDMENT NO. 25

On page 5, line 26, change "(7)" to "(6)"

##### AMENDMENT NO. 26

On page 6, line 6, change "(8)" to "(7)"

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## AMENDMENT NO. 27

On page 6, line 9, change "(9)" to "(8)"

## AMENDMENT NO. 28

On page 6, line 15, change "(10)" to "(9)"

## AMENDMENT NO. 29

On page 6, line 22, change "(11)" to "(10)"

## AMENDMENT NO. 30

On page 7, line 8, change "(12)" to "(11)"

## AMENDMENT NO. 31

On page 7, line 10, change "(13)" to "(12)"

## AMENDMENT NO. 32

On page 7, at the end of line 13, insert "The authority shall be subject to state laws governing public records, including the provisions of R.S. 44:1."

## AMENDMENT NO. 33

On page 7, line 14, change "(14)" to "(13)"

## AMENDMENT NO. 34

On page 7, line 15, after "including" and before "R.S. 42:5" insert "the provisions of"

## AMENDMENT NO. 35

On page 7, at the end of line 25, insert "The authority shall not have any power to expropriate."

## AMENDMENT NO. 36

On page 9, at the end of line 14, insert the following:

"However, the authority is prohibited from constructing, operating, or maintaining any water, electric, or gas utility facilities which duplicate, curtail, impair, or directly compete with a regulated water, electric, or gas utility facility operating in or adjacent to the property owned or leased by the authority."

## AMENDMENT NO. 37

On page 14, line 8, after "issued by" and before "authority under" change "any" to "the"

## AMENDMENT NO. 38

On page 14, line 16, after "contracts of" and before "authority shall" change "an" to "the"

## AMENDMENT NO. 39

On page 14, line 18, after "obligations of" and before "authority" change "an" to "the"

## AMENDMENT NO. 40

On page 14, line 20, after "issued by" and before "authority shall" change "an" to "the"

## AMENDMENT NO. 41

On page 19, line 1, after "M.(1)" and before "authority may," change "Each" to "The"

## AMENDMENT NO. 42

On page 19, line 20, after "However," and before "authority and" change "an" to "the"

## AMENDMENT NO. 43

On page 21, line 20, after "by" and before "authority" change "an" to "the"

## AMENDMENT NO. 44

On page 21, delete lines 27 through 29 in their entirety and insert "of East Baton Rouge Parish."

## AMENDMENT NO. 45

On page 22, line 1, after "shall mean" delete the remainder of the line and delete lines 2 and 3 in their entirety and insert "East Baton Rouge Parish."

## AMENDMENT NO. 46

On page 22, line 16, after "controlling," and before "The" insert "However, the authority shall be subject to the provisions of the Local Government Fair Competition Act, R.S. 45:844.41 et. seq."

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 877—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To enact R.S. 33:9038.59, relative to cooperative economic development; to create the New Orleans City Park Taxing District as a special taxing and tax increment financing district in the parish of Orleans; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body to levy and collect taxes within the district; to provide for tax increment financing; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 877 by Representative Lorusso

## AMENDMENT NO. 1

On page 3, at the beginning of line 29, before "of" change "earlier" to "later"

## AMENDMENT NO. 2

On page 4, at the end of line 1, after "interest" delete the semicolon ";" and insert "or the date the district designates as the date that the funding of the economic special trust shall cease;"

AMENDMENT NO. 3

On page 4, line 5, after "financing" and before "However" change the period "." to a comma "," and then insert "including, in particular, the provisions of R.S. 33:9038.34(O)."

AMENDMENT NO. 4

On page 4, line 8, change "the district" to "the taxing authority levying the tax voting on the proposition"

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

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

Under the rules, placed on the regular calendar.

### Senate Instruments on Second Reading Returned from the Legislative Bureau

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

**SENATE BILL NO. 46—**

BY SENATORS THEUNISSEN, BROOME, CASSIDY, CHAISSON,  
MOUNT, QUINN AND ULLO

## AN ACT

To amend and reenact R.S. 24:973(A)(6) and 974 and to enact R.S. 24:973(A)(7) and 973.1, relative to civic education; to establish the Legislative Youth Advisory Council; to provide for the duties of the council; to provide for membership; to provide for council administration; to require an annual report; to provide relative to funding; to provide for the duties and functions of the Louisiana Commission on Civic Education; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 46 by Senator Theunissen

AMENDMENT NO. 1

On page 2, at the end of line 20, delete "guidance" and at the beginning of line 21, delete "counselor."

AMENDMENT NO. 2

On page 2, line 22, after "skills program." delete the remainder of the line and delete line 23.

AMENDMENT NO. 3

On page 2, line 25, after "to seven" delete "youth members may be" and insert "youths may serve as members"

AMENDMENT NO. 4

On page 3, line 4, after "exceeds seven." delete "following" and insert "the initial members shall be determined by lot. Following"

AMENDMENT NO. 5

On page 3, at the beginning of line 5, after "council." and before "membership" insert "the"

AMENDMENT NO. 6

On page 3, line 8, after "commission" delete the remainder of the line and delete line 9 and insert a period "."

AMENDMENT NO. 7

On page 3, between lines 9 and 10, insert the following:

"(2) The application form for membership on the council shall be developed by the commission."

AMENDMENT NO. 8

On page 3, line 10, delete "advisory" and insert "advisory, nonvoting"

AMENDMENT NO. 9

On page 3, at the beginning of line 10, change "(2)" to "(3)"

AMENDMENT NO. 10

On page 3, delete lines 23 through 27

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 72—**

BY SENATOR BROOME

## AN ACT

To amend and reenact Children's Code Article 603(3) and R.S. 46:56(F)(4)(c), relative to child welfare matters; to provide with respect to certain definitions pertaining to child welfare matters; to provide for the release of information in certain child welfare matters; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 91—**

BY SENATOR NEVERS AND REPRESENTATIVE GRAY

## AN ACT

To amend and reenact R.S. 46:52.1(C)(1)(b) and 286.13(1), (2), and (5), relative to children; to provide relative to the care of abused and neglected children; to provide relative to the care of children by foster parents and the rights of foster parents as caregivers; to provide certain definitions, requirements, terms, conditions, and procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 105—**

BY SENATORS JACKSON, DUPRE, ELLINGTON, FIELDS, JONES, SHEPHERD AND ULLO

**AN ACT**

To enact R.S. 18:1303(I) and (J), relative to the election code; to provide for absentee voting by mail; to provide for senior citizens voting absentee by mail; to provide for persons physically impaired voting absentee by mail; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 105 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, after "18:1303(I) and (J)" delete the comma "," and insert "and 1307(G),"

AMENDMENT NO. 2

On page 1, line 4, after "absentee by mail;" and before "and to provide" insert the following:

"to provide relative to applications to vote absentee by mail by such senior citizens and physically impaired persons;"

AMENDMENT NO. 3

On page 1, line 6, after "18:1303(I) and (J)" insert "and 1307(G)"

AMENDMENT NO. 4

On page 1, line 10, after "registrar of voters" delete the comma ","

AMENDMENT NO. 5

On page 1, line 11, after "by mail" delete "for one year"

AMENDMENT NO. 6

On page 1, line 13 after "or more" delete the comma ","

AMENDMENT NO. 7

On page 1, line 13, after "by mail" delete "for one year"

AMENDMENT NO. 8

On page 1, after line 14, insert the following:

"\* \* \*

§1307. Application by mail

\* \* \*

G. If the applicant is eligible to vote absentee by mail pursuant to R.S. 18:1303(I) or (J), his application, if such application meets the requirements of this Section, shall remain valid for a period of one year from the date such application was delivered to the registrar. Prior to the expiration of such one year period, the registrar shall inform each such applicant in writing of the date on which his application will no longer be valid."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 147—**

BY SENATOR CHEEK

**AN ACT**

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

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 150—**

BY SENATOR BARHAM

**AN ACT**

To amend and reenact R.S. 24:31.6(D), relative to furniture and equipment provided to legislators; to authorize legislators to purchase certain furniture and equipment upon their termination of office; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 153—**

BY SENATORS DUPRE AND NEVERS

**AN ACT**

To enact R.S. 22:1430.23, relative to Louisiana Citizens Property Insurance Corporation; to authorize certain activities by the corporation; to provide certain terms, conditions, and procedures of the corporation; to provide for policies issued by the corporation; to require the creation of a policy take-out program for the depopulation of Louisiana Citizens Property Insurance Corporation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.



The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 153 by Senator Dupre

#### AMENDMENT NO. 1

On page 2, line 2, after "than" change "500" to "five hundred"

#### AMENDMENT NO. 2

On page 3, line 3, after "his" delete "or her"

#### AMENDMENT NO. 3

On page 3, line 5, after "Plans" insert a comma ", "

#### AMENDMENT NO. 4

On page 3, delete lines 9 through 12 in their entirety and insert the following:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

### **SENATE BILL NO. 179—**

BY SENATOR MCPHERSON

#### AN ACT

To amend and reenact R.S. 17:1519.1(2), (3), (4), (5), (6), (7), (8), (9), (10), (11), (12), and (13), 1519.2(B)(1) and 3215(7), to enact R.S. 17:1518.1, 1518.2 and 1519.2(B)(3)(c), and to repeal R.S. 17:1519.10, relative to Huey P. Long Medical Center; to merge the Huey P. Long Medical Center, its funds, property, records, obligations, functions, and employees with the Louisiana State University Health Sciences Center at Shreveport; to provide for the administration of Huey P. Long Medical Center; to provide for an advisory council; to provide for a memorandum of understanding; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 179 by Senator McPherson

#### AMENDMENT NO. 1

On page 1, line 2, after "(2)" delete the comma "," and change "(3), (4), (5), (6), (7), (8), (9), (10), (11), (12), and" to "through"

#### AMENDMENT NO. 2

On page 1, line 3, after "(B)(1)" insert "(c) through (h)"

#### AMENDMENT NO. 3

On page 1, line 4, change "R.S. 17:1519.10" to "R.S. 17:1519.2(B)(1)(i) and 1519.10"

#### AMENDMENT NO. 4

On page 1, line 11, after "(2)" delete the comma "," and change "(3), (4), (5), (6), (7), (8), (9), (10), (11), (12), and" to "through"

#### AMENDMENT NO. 5

On page 1, line 12, after "(B)(1)" insert "(c) through (h)" and between "and" and "1518.1" insert "R.S. 17:"

#### AMENDMENT NO. 6

On page 2, line 1, between "to" and "as" insert "in this Section"

#### AMENDMENT NO. 7

On page 2, line 6, between "and" and "uninsured" insert "who is"

#### AMENDMENT NO. 8

On page 4, line 2, delete "twenty-one" and insert "fifteen"

#### AMENDMENT NO. 9

On page 4, line 3, after "compensation." delete the remainder of the line and insert the following:

"One member shall be the chancellor of the health sciences center, or his designee. One member shall be the medical director of the Huey P. Long Medical Center, or his designee. One member shall be the hospital administrator of the Huey P. Long Medical Center, or his designee. One member shall be the dean of the Tulane University School of Medicine, or his designee. One member shall be appointed by the hospital employee union. The chancellor of the health sciences center shall appoint ten members to the advisory council as follows:

(i) One member shall be appointed from a list of nominees, who are domiciled in Avoyelles Parish, submitted by the state legislators who represent such parish.

(ii) One member shall be appointed from a list of nominees, who are domiciled in Catahoula Parish, submitted by the state legislators who represent such parish.

(iii) One member shall be appointed from a list of nominees, who are domiciled in Concordia Parish, submitted by the state legislators who represent such parish.

(iv) One member shall be appointed from a list of nominees, who are domiciled in Grant Parish, submitted by the state legislators who represent such parish.

(v) One member shall be appointed from a list of nominees, who are domiciled in LaSalle Parish, submitted by the state legislators who represent such parish.

(vi) Three members shall be appointed from a list of nominees, who are domiciled in Rapides Parish, submitted by the state legislators who represent such parish.

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(vii) One member shall be appointed from a list of nominees, who are domiciled in Vernon Parish, submitted by the state legislators who represent such parish.

(viii) One member shall be appointed from a list of nominees, who are domiciled in Winn Parish, submitted by the state legislators who represent such parish."

## AMENDMENT NO. 10

On page 4, delete lines 4 through 8 in their entirety

## AMENDMENT NO. 11

On page 4, line 13, delete "Eleven" and insert "Eight"

## AMENDMENT NO. 12

On page 4, line 14, between "chairman," and "vice" delete "a"

## AMENDMENT NO. 13

On page 5, line 10, change "medical center" to "Huey P. Long Medical Center"

## AMENDMENT NO. 14

On page 5, line 11, change "Health" to "HCS D"

## AMENDMENT NO. 15

On page 5, line 12, delete "Care Services Division"

## AMENDMENT NO. 16

On page 5, line 22, change "should" to "shall"

## AMENDMENT NO. 17

On page 5, line 28, delete "of Representatives"

## AMENDMENT NO. 18

On page 6, line 17, between "of" and "Subsection" change "the" to "this"

## AMENDMENT NO. 19

On page 8, delete lines 18 and 19 and insert a set of asterisks "\* \* \*"

## AMENDMENT NO. 20

On page 9, delete line 14 in its entirety and insert in lieu thereof:

"Section 2. R.S. 17:1519.2(B)(1)(i) and 1519.10 are hereby repealed in their entirety."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 195—**

BY SENATORS CAIN, BARHAM, BROOME, CRAVINS, ELLINGTON, FIELDS, FONTENOT, HOLLIS, KOSTELKA, LENTINI, MALONE, MICHOT, MURRAY, NEVERS, QUINN, ROMERO, SCHEDLER, SHEPHERD, SMITH, CASSIDY, DUPLESSIS, DUPRE, HINES, JONES, MARIONNEAUX, MCPHERSON AND ULLO

### AN ACT

To amend and reenact R.S. 22:1430.11(A), (C), and (D), 1430.12(A), 1430.22 (A) and to enact R.S. 22:1430.23, 1474(B)(6) and R.S. 49:332, and to repeal R.S. 22:1430.22(B) and (C), relative to the

Louisiana Citizens Property Insurance Corporation; to provide for the state treasurer to execute a request for proposal; to authorize private insurance carriers to submit a proposal for assuming the policies, and future risk associated with policies, sold by the Louisiana Citizens Property Insurance Corporation; to provide for an exception to agent's exclusive use of renewal information; to clarify rate making; to provide for agent compensation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 195 by Senator Cain

#### AMENDMENT NO. 1

On page 3, line 9, after "(2)" delete "Rates" and insert "Except as is provided in R.S. 49:332(7), the rates"

#### AMENDMENT NO. 2

On page 5, line 1, change "Subsection B" to "Paragraph (2)"

#### AMENDMENT NO. 3

On page 6, between lines 26 and 27, insert the following:

"(6) No insurer shall be qualified to submit a response to the request for proposal, or participate in a joint response to the request for proposal, unless that insurer has at least a B+ rating with A.M. Best.

"(7) The rates which are charged by the company or companies which submit the winning response to the proposal must comply with R.S. 22:1430.12 in the first year that the company charges premiums to the customer. During the second and subsequent years of coverage, the winning insurer or insurers shall apply to the Department of Insurance for rates which are actuarially justified, and do not include the ten percent surcharge authorized in R.S. 22:1430.12.

"(8) Policies which are assumed or written by the winning insurer or insurers shall be reissued in the name of the winning insurer or insurers and shall clearly state on the face of the policy that this policy is being written for the Louisiana Citizens Property Insurance Corporation as part of the residual market.

"(9) The company or companies which submit the winning response to the proposal must comply with R.S. 22:1430.11(A) and agree to accept any policy from any person who has an insurable interest as is defined by R.S. 22:1430.11.

"(10) The company or companies which submit the winning response to the proposal must provide a performance bond in an amount acceptable to the state treasurer subject to the approval of the Joint Legislative Committee on the Budget. If the Joint Legislative Committee on the Budget approves the amount of the bond, the committee shall present the proposal and performance bond amount for approval of a majority of the elected members of the legislature. If the legislature is in session, approval may be obtained by legislative act or concurrent resolution. If the legislature is not in session, approval must be obtained by using the same mail ballot procedure used to obtain such approval of the Interim Emergency Board."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 195 by Senator Cain

AMENDMENT NO. 1

On page 5, line 5, following "Paragraph" change "A" to "(1)"

AMENDMENT NO. 2

On page 5, line 6, before "1" change "Subsection" to "Section"

AMENDMENT NO. 3

On page 5, line 29, following "majority" and before "the" change "by" to "of"

AMENDMENT NO. 4

On page 6, line 14, following "this" and before "shall" change "Subsection" to "Paragraph"

AMENDMENT NO. 5

On page 6, line 24, following "this" and before "1" change "Paragraph" to "Subparagraph"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 204—**

BY SENATORS CRAVINS, BROOME, HOLLIS, MICHOT, MOUNT, NEVERS AND QUINN AND REPRESENTATIVES BAUDOIN, DOERGE, MICKEY GUILLORY, HEBERT, STRAIN AND TOOMY

AN ACT

To amend and reenact R.S. 22:635.3(C) and 636.2(D) and to enact R.S. 22:635.3(D) and 636.2(E), relative to homeowners insurance; to provide for nonrenewal or cancellation of certain homeowners insurance policies; to provide for changes in homeowners insurance policy deductibles; to provide for premium quotes involving homeowners policies and policy deductibles; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 204 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 22:635.3(D)" insert "and (E)"

AMENDMENT NO. 2

On page 1, line 3, after "R.S. 22:636.2(E)" insert "and (F)"

AMENDMENT NO. 3

On page 1, line 9, after "R.S. 22:635.3(D)" insert "and (E)" and after "636.2(E)" insert "and (F)"

AMENDMENT NO. 4

On page 2, line 11, delete "(1)"

AMENDMENT NO. 5

On page 2, line 15, after "three" delete remainder of the line and delete line 16 in its entirety

AMENDMENT NO. 6

On page 2, line 17, delete "more than once every three"

AMENDMENT NO. 7

On page 2, line 22, after "deductible." delete the remainder of the line and delete lines 23 through 28 in their entirety

AMENDMENT NO. 8

On page 2, between lines 28 and 29 insert the following:

"E. For the purposes of this Section, a change in deductible shall not constitute a new policy."

AMENDMENT NO. 9

On page 4, line 2, after "deductible." delete the remainder of the line and delete lines 3 and 4 in their entirety

AMENDMENT NO. 10

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

"F. For the purposes of this Section, a change in deductible shall not constitute a new policy."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 205—**

BY SENATORS CRAVINS, CHAISSON, DUPRE, MOUNT, NEVERS, BROOME AND CAIN AND REPRESENTATIVE K. CARTER

AN ACT

To amend and reenact R.S. 36:681(C)(1) and to enact R.S. 36:696 and R.S. 22:1455, relative to the Department of Insurance; to create the office of consumer advocacy headed by a deputy commissioner of consumer advocacy; to provide the powers, duties, functions, and responsibilities of the office, including enforcement of the policyholder bill of rights; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Engrossed Senate Bill No. 205 by Senator Cravins

AMENDMENT NO. 1

On page 3, before line 1 insert the following:

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"C. The deputy commissioner for consumer advocacy can only be fired by a majority vote of both the Louisiana House of Representatives and the Louisiana Senate, including by mail ballot."

## AMENDMENT NO. 2

On page 3, at the beginning of line 1 change "C." to "D."

## AMENDMENT NO. 3

On page 3, delete lines 6 through 8 in their entirety and insert the following:

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

## AMENDMENT NO. 4

On page 3, line 12, after "advertising" and before "and" insert "that is not false"

## AMENDMENT NO. 5

On page 3, line 21, after "honest" delete "individuals and producers, and to have" and insert "insurance producers that will answer"

## AMENDMENT NO. 6

On page 3, line 21, after "questions" delete "addressed"

## AMENDMENT NO. 7

On page 4, line 16, after "of any" delete "claim due" and insert "property damage claim, or a portion of the claim, due"

## AMENDMENT NO. 8

On page 4, line 21, after "are not" change "statutorily" to "legally"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

### **LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 205 by Senator Cravins

## AMENDMENT NO. 1

In House Committee Amendment No. 1 proposed by the House Committee on Insurance, on line 3, following "can" change "only be fired" to "be removed only"

## AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on Insurance, on line 10, following "Louisiana" change "statute" to "statutes"

## AMENDMENT NO. 3

In House Committee Amendment No. 3 proposed by the House Committee on Insurance, on line 13, following "Louisiana" change "statute" to "statutes"

## AMENDMENT NO. 4

On page 2, line 25, following "potential" and before "to" change "violation" to "violations"

## AMENDMENT NO. 5

On page 2, line 28, following "(5)" and before "compliance" change "Insure" to "Ensure"

## AMENDMENT NO. 6

On page 3, line 27, following "the" and before "Department" delete "Louisiana"

## AMENDMENT NO. 7

On page 4, line 26, following "the" and before "Department" delete "Louisiana"

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 221—**

BY SENATORS LENTINI, ELLINGTON, HOLLIS AND QUINN  
AN ACT

To enact R.S. 14:90.6, relative to offenses affecting general morality; to prohibit gambling and wagering at cockfights; to provide for penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 221 by Senator Lentini

## AMENDMENT NO. 1

On page 1, line 17, after "directs," and before "or" insert "leases,"

## AMENDMENT NO. 2

On page 2, line 2, change "waging" to "wagering"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 230—**

BY SENATOR HINES  
AN ACT

To enact R.S. 40:1300.143(5) and (6) and 1300.147, relative to the Rural Hospital Preservation Act; to authorize and provide for certain activities involving licensed health care providers and public rural hospitals; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 230 by Senator Hines

**AMENDMENT NO. 1**

On page 1, line 11, between "means" and "person" delete "a" and insert "an individual."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 230 by Senator Hines

**AMENDMENT NO. 1**

On page 2, line 5, following "or" and before "hours" change "less" to "fewer"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 261—**  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 15:1310(D) and 1315(C) and to enact R.S. 15:1312.1, relative to the Electronic Surveillance Act; to provide for assistance with installation and use of a wire, oral, or electronic intercepting device; to extend the time period that an order is in effect to install and use a pen register; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 266—**  
BY SENATOR FIELDS

AN ACT

To amend and reenact R.S. 49:220.5(C)(1)(a), and to enact R.S. 24:653(K), relative to the authority of the Joint Legislative Committee on the Budget; to provide relative to its powers, duties and functions; to provide relative to certain proposals of the Louisiana Recovery Authority; to provide for application; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 277—**  
BY SENATOR JONES

AN ACT

To amend and reenact R.S. 15:574.9(B) and Code of Criminal Procedure Art. 900(A)(5), and to enact R.S. 15:574.9(G); relative to probation and parole; to provide a commencement date for the term of the technical revocation; to allow those convicted of a misdemeanor to be eligible for a technical revocation at the discretion of the court; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 291—**  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 14:40.2(B)(3) and (6)(a), relative to the crime of stalking; to enhance the penalties in certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 291 by Senator Quinn

**AMENDMENT NO. 1**

On page 1, line 5, following "amended" and before "to read" insert "and reenacted"

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

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

Under the rules, placed on the regular calendar.

**Senate Bills on Second Reading  
Reported by Committee**

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

**SENATE BILL NO. 36—**  
BY SENATOR JONES AND REPRESENTATIVE THOMPSON  
AN ACT

To amend and reenact R.S. 13:621.4, relative to the Fourth Judicial District court; to provide for composition of the court; to add two additional judgeships to the Fourth Judicial District court;

to provide for elections; to provide relative to terms of office; to provide terms, conditions, and procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Under the rules, the bill was recommitted to the Committee on Appropriations.

**SENATE BILL NO. 127—**  
BY SENATOR BOASSO

**A JOINT RESOLUTION**

Proposing to amend Article X, Section 29(E)(4) and (5) of the Constitution of Louisiana, relative to retirement and survivor's benefits; to limit creation of additional unfunded accrued liabilities for state retirement systems unless certain conditions are met; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Engrossed Senate Bill No. 127 by Senator Boasso

AMENDMENT NO. 1

On page 1, line 2, after "(E)" and before "(5)" delete "(4) and"

AMENDMENT NO. 2

On page 1, line 11, after "(E)" and before "(5)" delete "(4) and"

AMENDMENT NO. 3

On page 1, delete lines 16 and 17 in their entirety and on page 2, delete lines 1 through 18 in their entirety

AMENDMENT NO. 4

On page 2, at the beginning of line 29 insert "such"

AMENDMENT NO. 5

On page 2, line 29, change "members" to "any member"

AMENDMENT NO. 6

On page 3, delete lines 1 and 2 in their entirety and on line 3 delete "additional funding source" and insert in lieu thereof "cost shall be approved by the legislature unless a funding source providing new or additional funds"

AMENDMENT NO. 7

On page 3, line 3, change "five" to "ten"

AMENDMENT NO. 8

On page 3, at the end of line 5, insert "This Subsubparagraph shall be implemented as provided by law."

AMENDMENT NO. 9

On page 3, delete lines 14 through 19 in their entirety and on line 20 delete "of creation; and to" and insert in lieu thereof "To"

AMENDMENT NO. 10

On page 3, line 21, after "cost" delete the remainder of the line and delete lines 22 and 23 in their entirety and insert in lieu thereof "shall be approved by the legislature unless a funding source providing new or additional funds sufficient to pay all"

AMENDMENT NO. 11

On page 3, line 24, change "five" to "ten"

AMENDMENT NO. 12

On page 3, delete line 26, and insert in lieu thereof "29(E)(5))"

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

Under the rules, the bill, as amended, was recommitted to the Committee on Civil Law and Procedure.

**SENATE BILL NO. 269—**  
BY SENATOR FIELDS

**AN ACT**

To enact R.S. 13:4524 and 4525 and to repeal R.S. 13:4521, relative to court costs paid by the state and its political subdivisions; to provide relative to certain court costs paid by the Department of Social Services; to repeal certain exemptions from payment of court costs by the state and political subdivisions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 269 by Senator Fields

AMENDMENT NO. 1

On page 1, line 7, delete "is" and insert in lieu thereof "and 4525 are"

AMENDMENT NO. 2

On page 2, at the end of line 3, after "costs" and before the period "." insert "in advance"

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

Under the rules, the bill, as amended, was recommitted to the Committee on Appropriations.

**Suspension of the Rules**

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

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

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

**Regular Calendar**

**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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 43 from the calendar for future action.

**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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Pinac gave notice of his intention to call House Bill No. 102 from the calendar for future action.

**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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 163 from the calendar for future action.

**HOUSE BILL NO. 170—**  
BY REPRESENTATIVES FARRAR, ALARIO, ANDERS, ANSARDI, ARNOLD, BADON, BALDONE, BAUDOIN, BAYLOR, BEARD, BOWLER, BRUCE, BURNS, BURRELL, K. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DARTEZ, DEWITT, DOERGE, DORSEY, DOVE, DURAND, ERDEY, FANNIN, FAUCHEUX, FRITH, GALLOT, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKEY GUILLORY, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, LABRUZZO, LAFLEUR, LAFONTA, LAMBERT, LANCASTER, LORUSSO, MARTINY,

MCDONALD, MONTGOMERY, MORRELL, MORRIS, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RITCHIE, ROBIDEAUX, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JACK SMITH, JANE SMITH, JOHN SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, AND WINSTON

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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Farrar to Engrossed House Bill No. 170 by Representative Farrar

AMENDMENT NO. 1

On page 1, line 14, after "imposition of the" and before "use" insert "sales and"

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	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
Erdey	McVea	White
Fannin	Montgomery	Williams
Farrar	Morrell	Winston

Total - 102

NAYS

Total - 0

ABSENT

Beard Martiny Wooton
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.

Suspension of the Rules

On motion of Rep. Greene, 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Engrossed House Bill No. 225 by Representative St. Germain

AMENDMENT NO. 1

On page 2, line 17, change "provision" to "Section"

AMENDMENT NO. 2

On page 2, at the end of line 18, change "occur" to "occurs"

AMENDMENT NO. 3

On page 2, line 25, after "placed" insert "in layaway"

On motion of Rep. St. Germain, the amendments were adopted.

Rep. St. Germain moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Farrar Pierre
Alario Fauchoux Pinac
Alexander Frith Pitre

Anders Gallot Powell, M.
Ansardi Gray Quezaire
Arnold Greene Richmond
Badon Guillory, E.J. Ritchie
Baldone Guillory, E.L. Robideaux
Barrow Guillory, M. Romero
Baudoin Harris Scalise
Baylor Heaton Schneider
Beard Hebert Smiley
Bowler Hill Smith, G.
Bruce Hutter Smith, J.D.—50th
Burns Jackson Smith, J.H.—8th
Burrell Jefferson Smith, J.R.—30th
Carter, K. Katz St. Germain
Carter, R. Kennard Strain
Cazayoux Kenney Thompson
Chandler Kleckley Toomy
Crane LaBruzzo Townsend
Crowe LaFleur Trahan
Curtis Lambert Triche
Damico Lancaster Tucker
DeWitt Marchand Waddell
Doerge Martiny Walsworth
Dorsey McDonald White
Dove McVea Williams
Downs Montgomery Winston
Durand Morrell Wooton
Erdey Morris
Fannin Odinet

Total - 94

NAYS

Total - 0

ABSENT

Daniel Hunter Morrish
Dartez Johns Powell, T.
Geymann LaFonta Walker
Honey Lorusso
Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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.

Called from the calendar.

Read by title.

Rep. Townsend moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:



YEAS

Mr. Speaker	Durand	McVea
Alario	Erdey	Montgomery
Alexander	Fannin	Morris
Anders	Farrar	Odinot
Ansardi	Faucheux	Pierre
Arnold	Frith	Pinac
Badon	Gallot	Pitre
Baldone	Gray	Powell, M.
Barrow	Greene	Powell, T.
Baudoin	Guillory, E.J.	Quezaire
Baylor	Guillory, E.L.	Ritchie
Bowler	Guillory, M.	Robideaux
Bruce	Harris	Romero
Burns	Hebert	Schneider
Burrell	Hill	Smith, G.
Carter, K.	Honey	Smith, J.R.—30th
Carter, R.	Hutter	Thompson
Cazayoux	Katz	Toomy
Chandler	Kennard	Townsend
Crane	Kenney	Trahan
Crowe	LaBruzzo	Tucker
Curtis	LaFonta	Waddell
Damico	Lambert	Walker
Daniel	Lancaster	Walsworth
Dartz	Lorusso	White
DeWitt	Marchand	Williams
Doerge	Martiny	Winston
Dorsey	McDonald	Wooton
Total - 84		

NAYS

Total - 0

ABSENT

Beard	Jefferson	Scalise
Dove	Johns	Smiley
Downs	Kleckley	Smith, J.D.—50th
Geymann	LaFleur	Smith, J.H.—8th
Heaton	Morrell	St. Germain
Hunter	Morrish	Strain
Jackson	Richmond	Triche
Total - 21		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**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.

**Motion**

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

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Morris gave notice of his intention to call House Bill No. 386 from the calendar for future action.

**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.

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. 696 by Representative Pinac

AMENDMENT NO. 1

On page 2, line 20, following "in" and before "(7)" change "Subparagraph" to "Paragraph"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pinac to Engrossed House Bill No. 696 by Representative Pinac

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 22:1068(E)(1)(a) and (b) and to"

AMENDMENT NO. 2

On page 1, line 2, after "tax credits;" insert "to provide for reduction of tax for certain investments in the state;"

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AMENDMENT NO. 3

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

"Section 1. R.S. 22:1068(E)(1)(a) and (b) 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 made available by investors 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. 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 investor~~ 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.~~

(b) For purposes of this Subsection, the term "investment" shall include the investment of cash or a note by an ~~insurance company investor~~ in exchange for either (i) equity in a certified Louisiana capital company or (ii) a loan receivable from a certified Louisiana capital company which has a stated final maturity date of not less than five years from the origination date of the loan and shall not be repaid in a manner which results in the loan receivable being repaid faster than if the loan receivable were repaid by level debt service payments.

\* \* \*

AMENDMENT NO. 4

On page 1, line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 3, line 14, change "Section 2." to "Section 3."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morrish
Alario	Fauchoux	Odinet
Alexander	Frith	Pierre
Anders	Gallot	Pinac
Ansardi	Geymann	Pitre
Arnold	Gray	Powell, M.
Badon	Greene	Powell, T.
Baldone	Guillory, E.J.	Quezaire
Barrow	Guillory, E.L.	Richmond

Baudoin	Guillory, M.	Ritchie
Baylor	Harris	Robideaux
Beard	Hebert	Scalise
Bowler	Hill	Schneider
Bruce	Honey	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.-50th
Carter, K.	Jefferson	Smith, J.R.-30th
Carter, R.	Johns	St. Germain
Cazayoux	Katz	Strain
Chandler	Kennard	Thompson
Crane	Kenney	Toomy
Crowe	Kleckley	Townsend
Curtis	LaBruzzo	Trahan
Damico	LaFleur	Triche
Daniel	LaFonta	Tucker
Dartez	Lambert	Waddell
DeWitt	Lancaster	Walker
Doerge	Lorusso	Walsworth
Dorsey	Marchand	White
Dove	Martiny	Williams
Downs	McDonald	Winston
Durand	McVea	Wooton
Erdey	Montgomery	
Fannin	Morris	

Total - 100

NAYS

Total - 0

ABSENT

Heaton	Morrell	Smith, J.H.-8th
Jackson	Romero	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 709 from the calendar for future action.

**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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Townsend gave notice of his intention to call House Bill No. 716 from the calendar for future action.

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Daniel to Engrossed House Bill No. 786 by Representative Erdey

**AMENDMENT NO. 1**

On page 2, line 3, after "unless" and before "all" insert "the holder is accompanied by a parent or guardian or"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Erdey	Montgomery
Ansardi	Faucheux	Powell, M.
Barrow	Frith	Powell, T.
Baudoin	Gallot	Quezaire
Beard	Gray	Robideaux
Bruce	Hutter	Romero
Burns	Johns	Scalise
Burrell	Kennard	Schneider
Carter, K.	LaBruzzo	Smith, G.
Crane	Lancaster	Smith, J.H.—8th
Crowe	Lorusso	Waddell
Downs	Martiny	Walsworth
Durand	McVea	
Total - 38		

**NAYS**

Alario	Farrar	Morrish
Alexander	Geymann	Odinot
Anders	Greene	Pierre
Arnold	Guillory, E.J.	Pinac
Badon	Guillory, E.L.	Pitre
Baldone	Harris	Richmond
Baylor	Hebert	Ritchie
Bowler	Hill	Smiley
Carter, R.	Honey	Smith, J.D.—50th
Cazayoux	Hunter	Smith, J.R.—30th
Chandler	Jackson	Strain
Curtis	Jefferson	Thompson
Damico	Katz	Toomy
Daniel	Kenney	Townsend
Dartez	LaFleur	Trahan
DeWitt	LaFonta	Triche
Doerge	Lambert	Walker
Dorsey	Marchand	Williams
Dove	McDonald	Winston
Fannin	Morris	Wooton

Total - 60

**ABSENT**

Guillory, M.	Morrell	White
Heaton	St. Germain	
Kleckley	Tucker	
Total - 7		

The Chair declared the above bill failed to pass.

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

**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.

**Motion**

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 602—**

BY REPRESENTATIVE JACKSON  
AN ACT

To amend and reenact R.S. 40:1300.111, 1300.112(A)(introductory paragraph), (1), (3), and (5), (B)(introductory paragraph) and (1) through (3), (C), (D)(1) and (2), (E), and (F)(1) and (2) and to enact R.S. 40:1300.112 (A)(6) through (8), (B)(4) through (17), (G), and (H), relative to health care data reporting; to provide for findings; to provide for the powers and duties of the office of public health; to require the electronic release of patient claims and encounter data; to create the Health Data Panel; to provide for reporting to the legislature; and to provide for related matters.

Read by title.

Rep. Jackson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Pierre
Alario	Gray	Pinac
Alexander	Greene	Pitre
Anders	Guillory, E.J.	Powell, M.
Ansardi	Guillory, E.L.	Powell, T.
Arnold	Guillory, M.	Quezaire
Badon	Harris	Richmond
Baldone	Heaton	Ritchie
Barrow	Hebert	Robideaux
Baudoin	Hill	Romero
Baylor	Honey	Scalise
Beard	Hunter	Schneider
Bowler	Hutter	Smiley
Bruce	Jackson	Smith, G.
Burrell	Jefferson	Smith, J.D.—50th
Carter, K.	Johns	Smith, J.H.—8th
Carter, R.	Katz	Smith, J.R.—30th
Cazayoux	Kennard	St. Germain
Crane	Kenney	Strain
Crowe	Kleckley	Thompson
Curtis	LaBruzzo	Toomy
Dartez	LaFleur	Townsend
DeWitt	LaFonta	Trahan
Doerge	Lambert	Triche
Dorsey	Lancaster	Tucker
Dove	Lorusso	Waddell
Downs	Marchand	Walker
Durand	Martiny	Walsworth
Erdey	McDonald	White
Fannin	McVea	Williams
Farrar	Montgomery	Winston
Faucheux	Morris	Wooton
Frith	Morrish	
Gallot	Odinot	
Total - 100		

**NAYS**

Total - 0

**ABSENT**

Burns	Damico	Morrell
Chandler	Daniel	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jackson 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. 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.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Townsend to Engrossed House Bill No. 892 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 47:6016(H),"

AMENDMENT NO. 2

On page 2, line 22, change "commission" to "commissioner"

AMENDMENT NO. 3

On page 3, delete lines 20 through 24

AMENDMENT NO. 4

On page 3, line 25, change "Section 3." to "Section 2."

AMENDMENT NO. 5

On page 5, line 21, after "ten" delete the remainder of the line and insert "or five percent requirements in this Paragraph"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed House Bill No. 892 by Representative Townsend

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 47: 6016(H)," to "R.S. 47:32(A) and 6016(H),"

AMENDMENT NO. 2

On page 1, line 3, change "tax credits;" to "taxes; to revise certain individual income tax brackets;"

AMENDMENT NO. 3

On page 3, line 20, change "R.S. 47:6016(H) is" to "R.S. 47:32(A) and 6016(H) are"

AMENDMENT NO. 4

On page 3, between lines 20 and 21 insert the following:

"§32. Rates of tax

A. On individuals. The tax to be assessed, levied, collected, and paid upon the taxable income of an individual shall be computed at the following rates:

(1) ~~Two~~ One percent on that portion of the first twelve thousand five hundred dollars of net income which is in excess of the credits against net income provided for in R.S. 47:79;

(2) Four percent on the next ~~twelve thousand five hundred~~ thirty-seven thousand five hundred dollars of net income;

(3) Six percent on any amount of net income in excess of ~~twenty-five~~ fifty thousand dollars of net income.

\* \* \*

**Point of Order**

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

**Ruling of the Chair**

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Farrar	Morris
Alario	Faucheux	Morrish
Alexander	Frith	Odinot
Anders	Gallot	Pierre
Ansardi	Geymann	Pinac
Arnold	Gray	Pitre
Badon	Greene	Powell, M.
Baldone	Guillory, E.J.	Quezaire
Barrow	Guillory, E.L.	Richmond
Baudoin	Guillory, M.	Robideaux
Baylor	Harris	Romero
Beard	Heaton	Scalise
Bowler	Hebert	Schneider
Bruce	Hill	Smiley
Burns	Hunter	Smith, G.
Burrell	Hutter	Smith, J.D.—50th
Carter, K.	Jefferson	Smith, J.H.—8th
Carter, R.	Johns	Smith, J.R.—30th
Cazayoux	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

Total - 99

NAYS

Total - 0

ABSENT

Chandler	Jackson	Powell, T.
Honey	Morrell	Ritchie
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**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.

Rep. Farrar moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Curtis	LaBruzzo	Townsend
Damico	LaFleur	Trahan
Daniel	LaFonta	Triche
Dartez	Lambert	Tucker
DeWitt	Lancaster	Waddell
Doerge	Lorusso	Walker
Dorsey	Marchand	Walsworth
Dove	Martiny	White
Downs	McDonald	Williams
Durand	McVea	Winston
Erdey	Montgomery	Wooton
Fannin	Morris	
Farrar	Morrish	

Total - 103

NAYS

Total - 0

ABSENT

Jackson	Morrell
Total - 2	

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. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Winston to Engrossed House Bill No. 940 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, after "and (5)" and before the comma "," insert "and to enact R.S. 47:305.56,"

AMENDMENT NO. 2

On page 1, line 5, after "credit;" insert "to provide for a state and local sales and use tax exemption for sales of certain property to Habitat for Humanity;"

AMENDMENT NO. 3

On page 1, line 8, after "reenacted" insert "and R.S. 47:305.56 is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 19 and 20 insert the following:

"§305.56. Exemption; Habitat for Humanity

The sales and use tax imposed by the state of Louisiana and all of its tax authorities shall not apply to the sale of construction materials to Habitat for Humanity affiliates located in this state when such materials are intended for use in constructing new residential dwellings in this state."

**Point of Order**

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

**Ruling of the Chair**

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

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

Rep. Burrell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 100

NAYS

Total - 0

ABSENT

Downs	Jackson	Morrell
Honey	Katz	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burrell 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. 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.

**Motion**

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

**HOUSE BILL NO. 188—**

BY REPRESENTATIVE WADDELL

**AN ACT**

To amend and reenact R.S. 17:7(6)(b)(i)(cc), relative to requirements for the granting of certification to teachers who hold valid out-of-state teaching certificates and who have been employed as teachers in Louisiana; to exempt from the examination prerequisite certain teachers employed in nonpublic schools approved by the State Board of Elementary and Secondary Education; to provide conditions and limitations for such exemption; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Waddell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
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
Beard	Heaton	Robideaux
Bowler	Hebert	Romero
Bruce	Hill	Scalise
Burns	Honey	Schneider
Burrell	Hunter	Smiley
Carter, K.	Hutter	Smith, G.
Cazayoux	Jefferson	Smith, J.D.—50th
Chandler	Johns	Smith, J.R.—30th
Crane	Katz	St. Germain
Crowe	Kennard	Strain
Curtis	Kenney	Thompson
Damico	Kleckley	Toomy
Daniel	LaBruzzo	Townsend
Dartez	LaFleur	Trahan

DeWitt	LaFonta	Triche
Doerge	Lambert	Tucker
Dorsey	Lancaster	Waddell
Dove	Lorusso	Walker
Downs	Martiny	Walsworth
Durand	McDonald	White
Erdey	McVea	Williams
Fannin	Montgomery	Winston
Farrar	Morris	Wooton

Total - 99

**NAYS**

Total - 0

**ABSENT**

Baylor	Jackson	Morrell
Carter, R.	Marchand	Smith, J.H.—8th
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**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.

Rep. Ritchie moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Morrish
Alario	Frith	Odinet
Alexander	Gallot	Pierre
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.	Jefferson	Smith, J.D.—50th
Carter, R.	Johns	Smith, J.H.—8th
Cazayoux	Katz	Smith, J.R.—30th
Chandler	Kennard	St. Germain
Crane	Kenney	Strain

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Crowe	Kleckley	Thompson
Curtis	LaBruzzo	Toomy
Damico	LaFleur	Townsend
Daniel	LaFonta	Trahan
Dartez	Lambert	Triche
DeWitt	Lancaster	Tucker
Doerge	Lorusso	Waddell
Dorsey	Marchand	Walker
Dove	Martiny	Walsworth
Downs	McDonald	White
Durand	McVea	Williams
Erdey	Montgomery	Winston
Fannin	Morrell	Wooton
Farrar	Morris	

Total - 104

NAYS

Total - 0

ABSENT

Jackson  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ritchie 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. LaFonta gave notice of his intention to call House Bill No. 926 from the calendar for future action.

**Suspension of the Rules**

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

**HOUSE BILL NO. 158—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To enact Part II of Chapter 6 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:661 through 668, relative to payment of wages; to provide for definitions; to provide for prohibited acts constituting unequal pay; to provide for a complaint procedure; to provide for damages; to limit actions of employees; to require certain records be kept by employers; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hunter to Engrossed House Bill No. 158 by Representative Hunter

AMENDMENT NO. 1

On page 3, at the end of line 27, insert "The employee must include, in the suit, a copy of the written notice received by the employer prior to the filing of this action."

AMENDMENT NO. 2

On page 4, line 13, after "prior to the" delete the remainder of the line and delete line 14 in its entirety and insert in lieu thereof "employee's written notice."

AMENDMENT NO. 3

On page 4, line 16, after "time of the" delete the remainder of the line and delete line 17 in its entirety and insert in lieu thereof the following:

"district court's final decision and the final determination of any higher appellate court, as the case may be."

AMENDMENT NO. 4

On page 5, line 1, after "during the" delete the remainder of the line and delete line 2 in its entirety an insert in lieu thereof the following:

"ninety day period in which the employer has to respond to the employee's written notice"

On motion of Rep. Hunter, 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	Dorsey	Marchand
Alario	Durand	Montgomery
Arnold	Farrar	Odinot
Badon	Faucheux	Pierre
Barrow	Frith	Pinac
Baudoin	Gallot	Quezairc
Baylor	Gray	Ritchie
Bruce	Guillory, E.J.	Romero
Burrell	Guillory, E.L.	Smith, J.D.--50th
Carter, K.	Harris	Thompson
Carter, R.	Hebert	Townsend
Cazayoux	Hill	Triche
Chandler	Honey	Walker
Curtis	Hunter	Williams
DeWitt	Jefferson	
Doerge	LaFonta	

Total - 46

**NAYS**

Alexander	Kennard	Schneider
Anders	Kenney	Smiley
Ansardi	Kleckley	Smith, G.
Baldone	LaBruzzo	Smith, J.H.--8th
Beard	Lambert	Smith, J.R.--30th
Bowler	Lancaster	St. Germain
Burns	Lorusso	Strain
Crane	Martiny	Toomy
Crowe	McDonald	Trahan
Daniel	McVea	Tucker
Downs	Morris	Waddell
Erdey	Morrish	Walsworth
Fannin	Pitre	White
Geymann	Powell, M.	Winston
Greene	Powell, T.	Wooton
Johns	Robideaux	
Katz	Scalise	

Total - 49



ABSENT

Damico	Heaton	Morrell
Dartez	Hutter	Richmond
Dove	Jackson	
Guillory, M.	LaFleur	
Total - 10		

The Chair declared the above bill failed to pass.

Rep. Bowler moved to reconsider the vote by which the above bill failed to pass, and, on her own motion, the motion to reconsider was laid on the table.

**Suspension of the Rules**

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 119—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To enact R.S. 23:643, relative to wages; to establish a statewide graduated increase in minimum wage; to provide for application in certain circumstances; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hunter to Engrossed House Bill No. 119 by Representative Hunter

AMENDMENT NO. 1

On page 1, line 8, after "less than" delete "six" and delete line 9 in its entirety and insert in lieu thereof the following:

"five dollars and eighty-five cents per hour."

AMENDMENT NO. 2

On page 1, line 10, after "less than" delete "six" and delete line 11 in its entirety and insert in lieu thereof the following:

"six dollars and fifty-five cents per hour."

AMENDMENT NO. 3

On page 1, line 12, after "less than" delete "six" and delete lines 13 through 15 in their entirety and insert in lieu thereof the following:

"seven dollars and twenty-five cents per hour."

AMENDMENT NO. 4

On page 1, after line 19, insert the following:

"F. For the purposes of computing the minimum wage paid by an employer pursuant to this Section, and consistent with the provisions of the FLSA regarding tipped employees, an employer

may combine an employee's tips with the employer's direct wages to meet the minimum wage requirements of this Section if the employer's direct wages are at least two dollars and thirteen cents per hour.

G. The provisions of Subsection A of this Section shall take effect on the sixtieth day after the date of enactment of the United States Fair Minimum Wage Act of 2007. The provisions of Subsection B of this Section shall take effect twelve months after that sixtieth day. The provisions of Subsection C of this Section shall take effect twenty- four months after that sixtieth day."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Johns to Engrossed House Bill No. 119 by Representative Hunter

AMENDMENT NO. 1

On page 1, after line 19, insert the following:

"F. For the purposes of computing the minimum wage paid by an employer pursuant to this Section, and consistent with the provisions of the FLSA regarding tipped employees, an employer may combine an employee's tips with the employer's direct wages to meet the minimum wage requirements of this Section if the employer's direct wages are at least two dollars and thirteen cents per hour."

On motion of Rep. Johns, 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	Morrell
Alario	Gallot	Odinot
Badon	Geymann	Pierre
Barrow	Gray	Pinac
Baudoin	Guillory, E.J.	Quezaire
Baylor	Harris	Richmond
Bruce	Hill	Romero
Burrell	Honey	Smith, G.
Carter, K.	Hunter	Smith, J.D.-50th
Carter, R.	Jackson	St. Germain
Cazayoux	Jefferson	Thompson
Curtis	Kenney	Townsend
DeWitt	LaFleur	Walker
Doerge	LaFonta	Williams
Dorsey	Marchand	
Total - 44		

NAYS

Alexander	Guillory, E.L.	Powell, T.
Anders	Hebert	Ritchie
Baldone	Hutter	Robideaux
Beard	Johns	Scalise
Bowler	Katz	Schneider
Burns	Kennard	Smiley
Chandler	Kleckley	Smith, J.H.-8th
Crane	LaBruzzo	Smith, J.R.-30th

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Crowe	Lambert	Strain
Damico	Lancaster	Toomy
Daniel	Lorusso	Trahan
Dove	Martiny	Triche
Downs	McDonald	Tucker
Durand	McVea	Waddell
Erdey	Montgomery	Walsworth
Fannin	Morris	White
Farrar	Morrish	Winston
Faucheux	Pitre	Wooton
Greene	Powell, M.	
Total - 56		

ABSENT

Ansardi	Dartez	Heaton
Arnold	Guillory, M.	
Total - 5		

The Chair declared the above bill failed to pass.

Rep. Crowe moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.

**Suspension of the Rules**

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 336—**  
BY REPRESENTATIVES MONTGOMERY AND WADDELL  
AN ACT

To amend and reenact R.S. 32:42(B) and to enact R.S. 32:41(E), relative to parish and municipal authority to regulate traffic; to authorize parish and municipal governing authorities to adopt certain regulations of traffic on private roads; to provide relative to enforcement of such regulations; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morris to Engrossed House Bill No. 336 by Representative Montgomery

AMENDMENT NO. 1

On page 1, line 2, after "To" delete "amend and reenact R.S. 32:42(B) and to"

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "parish and"

AMENDMENT NO. 3

On page 1, line 3, after "authorize" delete "parish and"

AMENDMENT NO. 4

On page 1, line 7, after "Section 1." delete "R.S. 32:42(B) is hereby amended and reenacted and"

AMENDMENT NO. 5

On page 1, delete lines 16 through 20 in their entirety and on page 2, delete lines 1 through 9 in their entirety

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Faucheux	Montgomery
Alario	Frith	Morrell
Alexander	Gallot	Morris
Ansardi	Geymann	Morrish
Arnold	Gray	Odinot
Badon	Greene	Pierre
Baldone	Guillory, E.J.	Pinac
Barrow	Guillory, E.L.	Pitre
Baylor	Guillory, M.	Powell, M.
Bruce	Harris	Quezaire
Burns	Hill	Richmond
Burrell	Honey	Ritchie
Carter, K.	Hunter	Robideaux
Cazayoux	Jackson	Romero
Chandler	Jefferson	Smiley
Crane	Johns	Smith, G.
Crowe	Katz	Smith, J.H.—8th
Curtis	Kennard	St. Germain
Damico	Kenny	Thompson
Daniel	Kleckley	Toomy
Doerge	LaBruzzo	Trahan
Dorsey	LaFleur	Triche
Dove	LaFonta	Waddell
Downs	Lambert	Walker
Durand	Marchand	White
Erdey	Martiny	Williams
Fannin	McDonald	Wooton
Farrar	McVea	
Total - 83		

**NAYS**

Anders	Lancaster	Smith, J.R.—30th
Baudoin	Lorusso	Strain
Bowler	Powell, T.	Townsend
Carter, R.	Scalise	Tucker
DeWitt	Schneider	Walsworth
Hebert	Smith, J.D.—50th	Winston
Total - 18		

**ABSENT**

Beard	Heaton
Dartez	Hutter
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

### Suspension of the Rules

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

#### HOUSE BILL NO. 428—

BY REPRESENTATIVES JOHN SMITH, BALDONE, JACK SMITH, ALARIO, ANDERS, ARNOLD, BAUDOIN, BAYLOR, BOWLER, BRUCE, BURRELL, K. CARTER, R. CARTER, CAZAYOUX, CHANDLER, CRANE, CROWE, CURTIS, DAMICO, DANIEL, DEWITT, DOERGE, DOVE, DOWNS, DURAND, ERDEY, FANNIN, FARRAR, FAUCHEUX, FRITH, GALLOT, GEYMANN, GRAY, GREENE, ELBERT GUILLORY, ELCIE GUILLORY, MICKY GUILLORY, HARRIS, HEBERT, HILL, HONEY, HUTTER, JACKSON, JEFFERSON, JOHNS, KATZ, KENNARD, KENNEY, KLECKLEY, LABRUZZO, LAFLEUR, LAMBERT, LORUSSO, MCDONALD, MCVEA, MONTGOMERY, MORRELL, MORRIS, ODINET, PIERRE, PINAC, PITRE, M. POWELL, T. POWELL, QUEZAIRE, RICHMOND, RITCHIE, ROMERO, SCALISE, SCHNEIDER, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, STRAIN, THOMPSON, TOWNSEND, TRAHAN, TRICHE, TUCKER, WADDELL, WALKER, WALSWORTH, WHITE, WILLIAMS, AND WOOTON AND SENATOR MALONE

#### AN ACT

To amend and reenact R.S. 56:643(B) and to enact R.S. 47:297.7, relative to individual income tax credits for hunting and fishing licenses; to provide for a refundable tax credit for amounts paid by certain military service members and their dependents for certain Louisiana hunting and fishing licenses; to provide relative to the fees paid by certain military service members for certain hunting and fishing licenses; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hebert to Engrossed House Bill No. 428 by Representative John Smith

##### AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:297.7" and before the comma ",", insert "and 297.8"

##### AMENDMENT NO. 2

On page 1, line 6, after "licenses;" insert the following:

"to provide for an individual income tax credit for certain military servicemembers who served in support of Operation Iraqi Freedom or Operation Enduring Freedom; to provide for a tax credit for certain family members of servicemembers who are killed as a result of service in such operations;

##### AMENDMENT NO. 3

On page 1, line 9, after "R.S. 47:297.7" and before the comma ",", delete "is" and insert "and 297.8 are"

##### AMENDMENT NO. 4

On page 2, between lines 22 and 23, insert the following:

"§297.8. Reduction to tax due; certain servicemembers serving in Operation Iraqi Freedom or Operation Enduring Freedom

A. There shall be a credit against the tax liability due under this Part in an amount equal to five hundred dollars for each servicemember who was domiciled in Louisiana when called into active service and who deployed to the country of Iraq in support of Operation Iraqi Freedom or to the country of Afghanistan in support of Operation Enduring Freedom.

B.(1) If the servicemember died while serving in support of Operation Iraqi Freedom or Operation Enduring Freedom or who died at any time after such service as a result of injuries or wounds received or disease contracted while in Iraq serving in support of Operation Iraqi Freedom or in Afghanistan serving in support of Operation Enduring Freedom, a credit against the tax imposed by this Part in the amount of five thousand dollars shall be granted to the following, subject to the conditions hereinafter set forth:

(a) To the widow of such servicemember, provided, however, that no widow who has remarried shall be entitled to the credit.

(b) To the children or child under the age of eighteen, if any, of each such servicemember, if the servicemember has no surviving unremarried widow. In the case of more than one such child, the credit shall be equally divided between them.

(c) To the surviving parents, or the surviving parent if there is only one surviving parent, of each such servicemember, if the servicemember has no surviving unremarried widow and no surviving children under the age of eighteen years.

(2) For the purposes of this Section, the term "parent" shall include a legal parent, natural parent, adoptive parent, stepparent, foster parent, or any other person who stood in the relationship of parent to a person.

(3) If there is no surviving unremarried widow, and no surviving minor children under the age of eighteen years, and no surviving parent, then no credit under Subsection B of this Section shall be granted.

C. A servicemember shall not be entitled to the credit provided for in Subsection A of this Section if such servicemember has been separated from the armed forces of the United States without an honorable discharge or an honorable separation therefrom.

D. Only one credit authorized under this Section shall be allowed to a servicemember. Any servicemember who has deployed to Iraq in support of Operation Iraqi Freedom since March 19, 2003, or has deployed to Afghanistan in support of Operation Enduring Freedom since October 7, 2001, may claim the credit.

E. In order to claim the credits provided for in this Section, the person entitled to the credit shall submit a copy of the military orders or DD Form 214 evidencing such deployment to the Department of Revenue. The Department of Veterans Affairs shall assist the Department of Revenue in the administration of this Section.

F. For purposes of this Subsection, the term "servicemember" means a person who is a member of the armed forces of the United States who has been deployed to Iraq in support of Operation Iraqi Freedom or to Afghanistan in support of Operation Enduring Freedom and was domiciled in Louisiana at the time of any such deployment."

#### Point of Order

Rep. Tucker 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.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Frith	Morris
Alario	Gallot	Morrish
Alexander	Geymann	Odinet
Anders	Gray	Pierre
Arnold	Greene	Pinac
Badon	Guillory, E.J.	Pitre
Baldone	Guillory, E.L.	Powell, M.
Baudoin	Guillory, M.	Powell, T.
Baylor	Harris	Quezaire
Beard	Hebert	Richmond
Bowler	Hill	Ritchie
Bruce	Honey	Robideaux
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
DeWitt	LaFonta	Townsend
Doerge	Lambert	Trahan
Dorsey	Lancaster	Triche
Dove	Lorusso	Tucker
Downs	Marchand	Waddell
Durand	Martiny	Walker
Erdey	McDonald	Walsworth
Fannin	McVea	White
Farrar	Montgomery	Williams
Faucheux	Morrell	Winston
Total - 99		

**NAYS**

Total - 0

**ABSENT**

Ansardi	Dartez	Romero
Barrow	Heaton	Wooton
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

**Suspension of the Rules**

On motion of Rep. John Smith, 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 7, 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. 11  
Returned without amendments

House Concurrent Resolution No. 41  
Returned without amendments

House Concurrent Resolution No. 42  
Returned without amendments

House Concurrent Resolution No. 48  
Returned without amendments

House Concurrent Resolution No. 58  
Returned without amendments

House Concurrent Resolution No. 84  
Returned without amendments

House Concurrent Resolution No. 120  
Returned without amendments

House Concurrent Resolution No. 149  
Returned with amendments

House Concurrent Resolution No. 180  
Returned without amendments

House Concurrent Resolution No. 182  
Returned without amendments

House Concurrent Resolution No. 184  
Returned without amendments

House Concurrent Resolution No. 185  
Returned without amendments

House Concurrent Resolution No. 186  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 7, 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 House Bills:

House Bill No. 21  
Returned with amendments

House Bill No. 32  
Returned without amendments

House Bill No. 62  
Returned without amendments

House Bill No. 70  
Returned without amendments

House Bill No. 74  
Returned without amendments

House Bill No. 103  
Returned with amendments

House Bill No. 114  
Returned without amendments

House Bill No. 126  
Returned with amendments

House Bill No. 134  
Returned without amendments

House Bill No. 137  
Returned with amendments

House Bill No. 150  
Returned without amendments

House Bill No. 184  
Returned with amendments

House Bill No. 198  
Returned without amendments

House Bill No. 199  
Returned without amendments

House Bill No. 211  
Returned without amendments

House Bill No. 216  
Returned without amendments

House Bill No. 243  
Returned without amendments

House Bill No. 254  
Returned with amendments

House Bill No. 269  
Returned with amendments

House Bill No. 270  
Returned without amendments

House Bill No. 284  
Returned without amendments

House Bill No. 292  
Returned without amendments

House Bill No. 302  
Returned without amendments

House Bill No. 303  
Returned without amendments

House Bill No. 307  
Returned without amendments

House Bill No. 314  
Returned without amendments

House Bill No. 316  
Returned without amendments

House Bill No. 317  
Returned without amendments

House Bill No. 339  
Returned without amendments

House Bill No. 342  
Returned without amendments

House Bill No. 345  
Returned with amendments

House Bill No. 355  
Returned without amendments

House Bill No. 381  
Returned without amendments

House Bill No. 387  
Returned without amendments

House Bill No. 393  
Returned with amendments

House Bill No. 398  
Returned without amendments

House Bill No. 406  
Returned without amendments

House Bill No. 413  
Returned with amendments

House Bill No. 423  
Returned with amendments

House Bill No. 424  
Returned without amendments

House Bill No. 434  
Returned without amendments

House Bill No. 439  
Returned without amendments

House Bill No. 457  
Returned without amendments

House Bill No. 462  
Returned without amendments

House Bill No. 477  
Returned without amendments

House Bill No. 507  
Returned with amendments

House Bill No. 526  
Returned without amendments

House Bill No. 582  
Returned with amendments

House Bill No. 595  
Returned without amendments

House Bill No. 743  
Returned with amendments

House Bill No. 766  
Returned with amendments

House Bill No. 771  
Returned without amendments

House Bill No. 774  
Returned with amendments

House Bill No. 779  
Returned with amendments

House Bill No. 780  
Returned with amendments

House Bill No. 832  
Returned without amendments

House Bill No. 853  
Returned without amendments

House Bill No. 897  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 7, 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. 81, 82, 83, 84, and 85

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Introduction of Resolutions,  
House and House Concurrent**

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

**HOUSE CONCURRENT RESOLUTION NO. 188—**  
BY REPRESENTATIVE HEBERT  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to name the Lewis Street overpass interchange in Iberia Parish as the "Warren P. Martinez Memorial Overpass" and to erect proper signage at the overpass reflecting this designation.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 189—**  
BY REPRESENTATIVE ELBERT GUILLORY AND SENATOR CRAVINS  
A CONCURRENT RESOLUTION

To commend the Girl Scouts of Girl Scouts Bayou Council Troop 776 for their achievements and contributions.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 190—**  
BY REPRESENTATIVES PINAC AND HEBERT  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Real Estate Commission to study the suitability of current educational and professional standards applicable to real estate licensees within the state.

Read by title.

On motion of Rep. Pinac, 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  
Appropriations**

June 7, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 87, by Morrish  
Reported with amendments. (11-0) (Regular)

House Bill No. 172, by Bruce  
Reported with amendments. (14-0) (Regular)

House Bill No. 174, by Hill  
Reported with amendments. (14-0) (Regular)

House Bill No. 247, by McDonald  
Reported with amendments. (13-0) (Regular)

House Bill No. 347, by Gallot  
Reported with amendments. (14-0) (Regular)

House Bill No. 722, by Quezaire  
Reported with amendments. (14-0) (Regular)

House Bill No. 790, by Doerge  
Reported with amendments. (13-0) (Regular)

House Bill No. 829, by Baudoin  
Reported favorably. (13-0) (Regular)

House Bill No. 936, by Townsend  
Reported with amendments. (14-0) (Regular)

House Bill No. 954, by Triche  
Reported with amendments. (14-0) (Regular)

JOHN A. ALARIO, JR.  
Chairman

**Report of the Committee on  
Civil Law and Procedure**

June 7, 2007

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Concurrent Resolution No. 165, by McVea  
Reported favorably. (8-0)

House Bill No. 304, by Pitre (Joint Resolution)  
Reported with amendments. (7-0) (Regular)

House Bill No. 563, by Jefferson (Joint Resolution)  
Reported with amendments. (8-0) (Regular)

Senate Bill No. 73, by Broome  
Reported with amendments. (7-0) (Regular)

Senate Bill No. 128, by Heitmeier (Joint Resolution)  
Reported without amendments (CL&P only). (7-0) (Regular)

Senate Bill No. 143, by Duplessis  
Reported with amendments. (7-0) (Regular)

Senate Bill No. 208, by Mount  
Reported with amendments. (6-0) (Regular)

GLENN ANSARDI  
Chairman

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

**Report of the Committee on  
Municipal, Parochial and Cultural Affairs**

June 7, 2007

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

Senate Bill No. 8, by Schedler  
Reported favorably. (6-0-1) (Regular)

Senate Bill No. 34, by Dupre  
Reported favorably. (6-0-1) (Regular)

Senate Bill No. 49, by Romero  
Reported favorably. (6-0-1) (Regular)

Senate Bill No. 122, by Murray  
Reported favorably. (7-0-1) (Regular)

Senate Bill No. 168, by Kostelka  
Reported favorably. (7-0-1) (Regular)

Senate Bill No. 175, by Murray  
Reported with amendments. (7-0-1) (Regular)

Senate Bill No. 234, by Smith  
Reported favorably. (7-0-1) (Regular)

Senate Bill No. 278, by Gautreaux, N.  
Reported favorably. (6-0-1) (Regular)

Senate Bill No. 305, by Duplessis  
Reported with amendments. (7-0-1) (Regular)

Senate Bill No. 319, by Murray  
Reported favorably. (7-0-1) (Regular)

Senate Bill No. 330, by Theunissen  
Reported favorably. (7-0-1) (Regular)

ERNEST BAYLOR, JR.  
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 330, were referred to the Legislative Bureau

**Report of the Committee on  
Retirement**

Thursday, June 7, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 864, by Schneider  
Reported with amendments. (7-0) (Regular)

House Bill No. 878, by Kleckley  
Reported with amendments. (7-0) (Regular)

Senate Bill No. 58, by Ellington  
Reported favorably. (7-0) (Regular)

MATTHEW P. "PETE" SCHNEIDER III  
Chairman

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

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

June 7, 2007

To the Speaker and Members of the House of Representatives:

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

House Bill No. 93, by Dorsey  
Reported with amendments. (12-0-1) (Regular)

House Bill No. 241, by Baldone  
Reported favorably. (12-0-1) (Regular)

House Bill No. 287, by Montgomery  
Reported with amendments. (12-0-1) (Regular)

House Bill No. 618, by Dorsey  
Reported favorably. (12-0-1) (Regular)

House Bill No. 870, by Pinac  
Reported with amendments. (13-0-1) (Regular)

T. TAYLOR TOWNSEND  
Chairman

**Privileged Report of the Legislative Bureau**

June 7, 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. 15  
Reported without amendments.

Senate Bill No. 41  
Reported without amendments.

Senate Bill No. 42  
Reported without amendments.

Senate Bill No. 60  
Reported without amendments.

Senate Bill No. 129  
Reported with amendments.

Senate Bill No. 134  
Reported without amendments.

Senate Bill No. 144  
Reported without amendments.

Senate Bill No. 162  
Reported with amendments.

Senate Bill No. 194  
Reported without amendments.

Senate Bill No. 327  
Reported without amendments.

Senate Bill No. 334  
Reported without amendments.

Respectfully submitted,  
CHARLES MCDONALD  
Chairman

**Privileged Report of the Committee on Enrollment**

June 7, 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. 67—**  
BY REPRESENTATIVE TOWNSEND  
A RESOLUTION

To commend Terry Hrapmann upon her retirement from the Department of Public Safety and Corrections and recognizes her contributions during more than three decades of highly productive public service.

Respectfully submitted,  
DONALD RAY KENNARD  
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 7, 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. 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.

**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.

**HOUSE CONCURRENT RESOLUTION NO. 178—**  
BY REPRESENTATIVE MARCHAND  
A CONCURRENT RESOLUTION

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

**HOUSE CONCURRENT RESOLUTION NO. 179—**  
BY REPRESENTATIVE BARROW  
A CONCURRENT RESOLUTION

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

**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.

Respectfully submitted,  
DONALD RAY KENNARD  
Chairman

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

**Suspension of the Rules**

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

House Bill Nos. 450, 660, 765, 773, 834, 848, 871, and 942

House Concurrent Resolution Nos. 10, 93, and 164



**Suspension of the Rules**

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

House Bill Nos. 233, 358, 521, 543, 847, 896, 921, 924, 928, 937, and 949

**Adjournment**

On motion of Rep. Kenney, at 5:30 P.M., the House agreed to adjourn until Monday, June 11, 2007, at 2:30 P.M.

The Speaker of the House declared the House adjourned until 2:30 P.M., Monday, June 11, 2007.

ALFRED W. SPEER  
Clerk of the House

