

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

FOURTH DAY'S PROCEEDINGS

**Thirty-seventh Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974**

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, March 12, 2008

The House of Representatives was called to order at 10:30 A.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Mills
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory, E.	Morrell
Aubert	Guillory, M.	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Cazayoux	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, G.
Cromer	Kleckley	Smith, J.
Danahay	LaBruzzo	Smith, P.
Dixon	LaFonta	St. Germain
Doerge	Lambert	Talbot
Dove	LeBas	Templet
Downs	Leger	Trahan
Edwards	Ligi	Waddell

Ellington
Fannin
Foil
Franklin
Total - 105

Little
Lopinto
Lorusso
Marchand

White
Williams
Willmott
Wooton

ABSENT

Total - 0

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

Prayer

Prayer was offered by Rev. W. T. Littleton.

Pledge of Allegiance

Rep. Smiley 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. Ligi, the reading of the Journal was dispensed with.

On motion of Rep. Ligi, the Journal of March 11, 2008, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

March 12, 2008

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. 7
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

March 12, 2008

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. 4, 5, 6, 7, 8, and 9

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Concurrent Resolutions

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

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SENATE CONCURRENT RESOLUTION NO. 4— BY SENATOR MARTINY AND REPRESENTATIVE WOOTON **A CONCURRENT RESOLUTION**

To commend and to congratulate former congresswoman and national treasure, Corinne Claiborne "Lindy" Boggs, on the occasion of her ninety-second birthday and to celebrate her many achievements in a life dedicated to public service.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 5— BY SENATOR LONG **A CONCURRENT RESOLUTION**

To commend Florien High School of the Sabine Parish School System on being honored with a Bronze Medal by U.S. News & World Report as one of the best high schools in the nation.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 6— BY SENATOR LONG **A CONCURRENT RESOLUTION**

To commend Negreet High School of the Sabine Parish School System on being honored with a Bronze Medal by U.S. News & World Report as one of the best high schools in the nation.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 7— BY SENATOR LONG **A CONCURRENT RESOLUTION**

To commend Dodson High School of the Winn Parish School System on being honored with a Bronze Medal by U.S. News & World Report as one of the best high schools in the nation.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 8— BY SENATOR LONG **A CONCURRENT RESOLUTION**

To commend Calvin High School of the Winn Parish School System on being honored with a Bronze Medal by U.S. News & World Report as one of the best high schools in the nation.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 9— BY SENATOR LONG **A CONCURRENT RESOLUTION**

To commend Winnfield Senior High School of the Winn Parish School System on being honored with a Bronze Medal by U.S. News & World Report as one of the best high schools in the nation.

Read by title.

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

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 1— BY REPRESENTATIVES FANNIN AND TUCKER **A CONCURRENT RESOLUTION**

To direct the commissioner of administration to change the expenditure limit for Fiscal Year 2007-2008.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Concurrent Resolution No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 2, after line 3, insert the following:

"BE IT FURTHER RESOLVED that the provisions of this resolution shall not be construed to affect or in any way change the expenditure limit for Fiscal Year 2008-2009 which has been established and developed in accordance with Article VII, Section 10(C) of the Constitution of Louisiana."

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

Motion

Rep. Wooton moved that the resolution, as amended, be returned to the calendar.

Rep. Fannin objected.

By a vote of 14 yeas and 88 nays, the House refused to return the resolution, as amended, to the calendar.

Speaker Pro Tempore Peterson in the Chair

Speaker Tucker in the Chair

Rep. Fannin moved the adoption of the resolution, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Marchand
Abramson	Gallot	McVea
Anders	Geymann	Mills
Armes	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory, E.	Morrell
Badon, A.	Guillory, M.	Morris
Badon, B.	Guinn	Norton
Baldone	Hardy	Nowlin
Barras	Harrison	Pearson
Barrow	Hazel	Perry
Billiot	Henderson	Peterson
Burford	Henry	Ponti
Burns, H.	Hill	Pope
Burns, T.	Hines	Pugh
Burrell	Hoffmann	Richard
Carmody	Honey	Richardson
Carter	Howard	Richmond

Cazayoux	Hutter	Ritchie
Champagne	Jackson M.	Robideaux
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templett
Dove	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	
Total - 101		

NAYS

Roy	Wooton
Total - 2	
ABSENT	

Jackson G.	Smith, G.
Total - 2	

The resolution, having received a two-thirds vote of the elected members, was adopted.

Ordered to the Senate.

Recess

On motion of Rep. Fannin, the Speaker declared the House at recess until 1:30 P.M.

After Recess

Speaker Tucker called the House to order at 1:45 P.M.

ROLL CALL

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

PRESENT

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Mills
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory, E.	Morrell
Aubert	Guillory, M.	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Cazayoux	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, G.
Cromer	Kleckley	Smith, J.
Danahay	LaBruzzo	Smith, P.

Dixon	LaFonta	St. Germain
Doerge	Lambert	Talbot
Dove	LeBas	Templett
Downs	Leger	Trahan
Edwards	Ligi	Waddell
Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Total - 105		

ABSENT

Total - 0

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

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. 1—

BY REPRESENTATIVES GREENE, ST. GERMAIN, AUSTIN BADON, BALDONE, BARRAS, BURRELL, CARTER, DANAHAY, MICKEY GUILLORY, HENRY, HOFFMANN, HONEY, NOWLIN, PERRY, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLET AND SENATOR WALSWORTH

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 1, line 2, between "To" and before "enact" insert "amend and reenact R.S. 47:301(10)(x) and to"

AMENDMENT NO. 2

On page 1, line 2, after "tax;" insert "to provide for an exclusion for all purchases of certain fuels and gases;"

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." insert "R.S. 47:301(10)(x) is hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert the following:

"§301. Definitions

As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

* * *

(10)

* * *

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(x) For purposes of the sales and use tax imposed by the state or any political subdivision whose boundaries are coterminous with those of the state, the terms "retail sale" or "sale at retail" shall not include the sale or purchase by a consumer person of any fuel or gas, including but not limited to butane and propane, ~~for residential use by the consumer.~~

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Marchand
Abramson	Gallot	McVea
Anders	Geymann	Mills
Armes	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory, E.	Morrell
Badon, A.	Guillory, M.	Morris
Badon, B.	Guinn	Norton
Baldone	Hardy	Nowlin
Barras	Harrison	Pearson
Barrow	Hazel	Perry
Billiot	Henderson	Ponti
Burford	Henry	Pope
Burns, H.	Hill	Pugh
Burns, T.	Hines	Richard
Burrell	Hoffmann	Richardson
Carmody	Honey	Ritchie
Carter	Howard	Robideaux
Cazayoux	Hutter	Roy
Champagne	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Trahan
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligt	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	

Total - 101

NAYS

Total - 0

ABSENT

Jackson G.	Richmond
Peterson	Smith, G.

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 2—

BY REPRESENTATIVES GREENE, AUSTIN BADON, BALDONE, BARRAS, CARTER, DANAHAY, MICKEY GUILLORY, HENRY, HOFFMANN, HONEY, NOWLIN, PERRY, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLET AND SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 47:301(3)(i)(i), (13)(k)(i), and (28)(a), relative to sales and use tax of the state and statewide political subdivisions; to provide for an accelerated reduction of the sales price, cost price, gross proceeds derived from a lease or rental, monthly lease or rental price paid, and the monthly lease or rental price contracted or agreed to by way of an exclusion of certain manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 3—

BY REPRESENTATIVES GREENE, JANE SMITH, AUSTIN BADON, BALDONE, BARRAS, CARTER, DANAHAY, MICKEY GUILLORY, HENRY, HOFFMANN, HONEY, NOWLIN, PERRY, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, AND TEMPLET AND SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 47:602(A) and (G), 603(A)(2), 605(C), and 609(A) and to repeal R.S. 47:603, relative to the corporation franchise tax; to accelerate the elimination of borrowed capital from taxable capital; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

Acting Speaker Greene in the Chair

HOUSE BILL NO. 4—

BY REPRESENTATIVES TUCKER AND FANNIN AND SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 47:481 and R.S. 48:196(A), and to enact R.S. 48:77, relative to the dedication of revenues to transportation related matters; to provide for the deposit into and allowable uses thereof of certain monies in the Transportation Trust Fund, the Transportation Mobility Fund, and the State Highway Improvement Fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 4 by Representative Tucker

AMENDMENT NO. 1

On page 2, at the end of line 28, insert the following:

"The avails deposited in the Transportation Mobility Fund pursuant to Subsection A of this Section shall be used exclusively for design and construction and shall not be used for studies."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Anders	Geymann	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Morrell
Aubert	Guillory, E.	Morris
Badon, A.	Guillory, M.	Norton
Badon, B.	Guinn	Nowlin
Baldone	Hardy	Pearson
Barras	Harrison	Perry
Barrow	Hazel	Peterson
Billiot	Henderson	Ponti
Burford	Henry	Pope
Burns, H.	Hill	Pugh
Burns, T.	Hines	Richard
Burrell	Hoffmann	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Cazayoux	Jackson M.	Robideaux
Champagne	Johnson	Roy
Chandler	Jones, R.	Schroder
Chaney	Jones, S.	Simon
Connick	Katz	Smiley
Cortez	Kleckley	Smith, J.
Cromer	LaBruzzo	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Lambert	Talbot
Doerge	LeBas	Templet
Dove	Leger	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton

Total - 102

NAYS

Total - 0

ABSENT

Honey	Jackson G.	Smith, G.
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Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tucker 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. 5—

BY REPRESENTATIVE TUCKER AND SENATOR WALSWORTH
AN ACT

To enact R.S. 49:327(B)(1)(g), relative to the investment of certain monies on deposit in the state treasury; to authorize the investment in taxable and tax exempt bonds issued by the Louisiana Stadium and Exposition District; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Morrell
Arnold	Guillory, E.	Morris
Aubert	Guillory, M.	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Burford	Hill	Pugh
Burns, H.	Hines	Richard
Burns, T.	Hoffmann	Richardson
Burrell	Honey	Richmond
Carmody	Howard	Ritchie
Carter	Hutter	Robideaux
Cazayoux	Jackson G.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smiley
Connick	Katz	Smith, G.
Cortez	Kleckley	Smith, J.
Cromer	LaBruzzo	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Lambert	Talbot
Doerge	LeBas	Templet
Dove	Leger	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	McVea	

Total - 104

NAYS

Total - 0

ABSENT

Jackson M.
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tucker 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.

Speaker Tucker in the Chair**HOUSE BILL NO. 6—**

BY REPRESENTATIVE DOVE
AN ACT

To provide relative to state funds; to authorize the transfer and deposit of certain nonrecurring revenues into certain special treasury funds; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Dove moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Geymann	Mills
Abramson	Gisclair	Monica
Anders	Greene	Montoucet
Armes	Guillory, E.	Morrell
Arnold	Guillory, M.	Morris
Aubert	Guinn	Norton
Badon, A.	Hardy	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Peterson
Barrow	Henry	Ponti
Billiot	Hill	Pope
Burford	Hines	Pugh
Burns, H.	Hoffmann	Richard
Burns, T.	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Cazayoux	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	Marchand	
Gallot	McVea	
Total - 103		

NAYS

Total - 0

ABSENT

Burrell
Total - 2
Smith, G.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove 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. 7—

BY REPRESENTATIVES GREENE, TUCKER, AUSTIN BADON, BARRAS, MICKEY GUILLORY, HENRY, LABRUZZO, NOWLIN, AND PONTI AND SENATOR WALSWORTH

AN ACT

To enact R.S. 47:293(9)(a)(xiv), (xv), and (xvi) and 297.10, 297.11, and 297.12, relative to individual income tax; to provide for a deduction from state income taxes for certain elementary and secondary education tuition; to provide for a deduction from state income taxes for certain educational expenses for home-schooled children; to provide for a deduction from state income taxes for certain elementary and secondary education expenses; to provide for certain limitations; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 9—

BY REPRESENTATIVES RICHMOND, GREENE, TUCKER, AND ABRAMSON

AN ACT

To amend and reenact R.S. 47:6016(B)(1)(c), (E), (G), (H), and (I), relative to the new markets tax credit; to increase the total aggregate amount of the credit; to reduce the maximum amount of credit for businesses that do not meet certain criteria; to provide enhanced credits for certain target industries; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 18—

BY REPRESENTATIVES GREENE, AUSTIN BADON, BALDONE, BARRAS, CARTER, DANAHAY, MICKEY GUILLORY, HENRY, HOFFMANN, HONEY, NOWLIN, PERRY, RICHARD, RICHMOND, ROBIDEAUX, JANE SMITH, AND TEMPLET AND SENATOR WALSWORTH

AN ACT

To enact R.S. 47:293(4)(c), relative to the individual income tax; to provide that certain federal income tax rebates or credits shall not reduce the federal income tax deduction; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Mills
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory, E.	Morrell
Aubert	Guillory, M.	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Carmody	Honey	Richardson
Carter	Howard	Richmond
Cazayoux	Hutter	Ritchie
Champagne	Jackson M.	Robideaux
Chandler	Johnson	Roy
Chaney	Jones, R.	Schroder
Connick	Jones, S.	Simon
Cortez	Katz	Smiley
Cromer	Kleckley	Smith, J.
Danahay	LaBruzzo	Smith, P.
Dixon	LaFonta	St. Germain
Doerge	Lambert	Talbot
Dove	LeBas	Templet
Downs	Leger	Trahan
Edwards	Ligi	Waddell
Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Burrell Jackson G. Smith, G.
Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Greene 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. 9—

BY REPRESENTATIVES RICHMOND, GREENE, TUCKER, AND ABRAMSON

AN ACT

To amend and reenact R.S. 47:6016(B)(1)(c), (E), (G), (H), and (I), relative to the new markets tax credit; to increase the total aggregate amount of the credit; to reduce the maximum amount of credit for businesses that do not meet certain criteria; to provide enhanced credits for certain target industries; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Mills
Anders	Gisclair	Monica
Arnes	Greene	Montoucet
Arnold	Guillory, E.	Morrell
Aubert	Guillory, M.	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Cazayoux	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams

Fannin
Foil
Franklin
Total - 104

Lopinto
Lorusso
Marchand

Willmott
Wooton

NAYS

Total - 0

ABSENT

Smith, G.
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 30—

BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 47:481 and R.S. 48:196(A), relative to state funds; to provide for the disposition of certain state revenues from truck and trailer licensing and registration; to provide for the deposit of monies into the State Highway Improvement Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 36—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2007-2008 for payments against the initial Unfunded Accrued Liability of the Louisiana State Employees' Retirement System and of the Teachers' Retirement System of Louisiana; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 40—

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 47:293(9)(a)(xiv) and (xv), 297.10, and 297.11, relative to individual income tax; to provide for a deduction from state income taxes for certain elementary and secondary education tuition; to provide for a deduction from state income taxes for certain elementary and secondary education expenses; to provide for certain requirements and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

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4th Day's Proceedings - March 12, 2008

HOUSE BILL NO. 45—

BY REPRESENTATIVES ARNOLD AND TUCKER
AN ACT

To amend and reenact R.S. 33:2740.27, relative to the Algiers Development District; to provide relative to the status of the district and its actions; to provide relative to the appointment and terms of the members of the board of commissioners; to provide relative to the powers and duties of the district; to provide relative to plans for public improvements, facilities, and services; to provide relative to all acts by and on behalf of the district since its creation; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 45 by Representative Arnold

AMENDMENT NO. 1

On page 10, line 19, delete "said" and insert "the"

AMENDMENT NO. 2

On page 13, between lines 17 and 18 insert the following:

"K. The district may enter into contracts with any private entity for the purpose of development within the boundaries of the district. No such private entity shall be considered a public or quasi public entity or a public body as a result of entering into a contract with the district. No such private entity shall be considered a public or quasi public entity or a public body as a result of receiving or expending funds of or on behalf of the district."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Mills
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory, E.	Morrell
Aubert	Guillory, M.	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Burford	Hill	Pugh
Burns, H.	Hines	Richard
Burns, T.	Hoffmann	Richardson
Burrell	Honey	Richmond
Carmody	Howard	Ritchie
Carter	Hutter	Robideaux
Cazayoux	Jackson G.	Roy
Champagne	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Talbot

Dixon	LaFonta	Templet
Doerge	Lambert	Trahan
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	
Franklin	Marchand	
Total - 103		

NAYS

Total - 0

ABSENT

Morris
Total - 2
Smith, G.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 46—

BY REPRESENTATIVES FANNIN, TUCKER, ABRAMSON, ANDERS, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CHANEY, CROMER, DANAHAY, DOVE, DOWNS, ELLINGTON, FOIL, GALLOT, GISCLAIR, GREENE, ELBERT GUILLORY, GUINN, HARDY, HAZEL, HENDERSON, HENRY, HOFFMANN, HOWARD, JOHNSON, KATZ, KLECKLEY, LAMBERT, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MORRELL, MORRIS, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, SCHRODER, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

AN ACT

To appropriate funds for Fiscal Year 2007-2008 to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations for said agencies and purposes; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed House Bill No. 46 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 21, after "level" and before "payments" delete "of"

AMENDMENT NO. 2

On page 2, line 4, after "level" and before "payments" delete "of"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed House Bill No. 46 by Representative Fannin

AMENDMENT NO. 1

On page 4, at the end of line 32, change "\$30,000,000" to "\$24,000,000"

AMENDMENT NO. 2

On page 4, between lines 32 and 33, insert the following:

"(932) El Camino Corridor Commission,
El Camino East West Corridor
LA 927W - LA 124
Planning and Construction
(Catahoula, Condordia, LaSalle,
Natchitoches, Sabine, and Winn)
Payable out of the State General
Fund (Direct)
Nonrecurring Revenues \$ 6,000,000"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Mills
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory, E.	Morrell
Aubert	Guillory, M.	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Cazayoux	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	Marchand	
Total - 104		

NAYS

Total - 0

ABSENT

Smith, G.
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fannin 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.

Consent to Correct a Vote Record

Rep. Chandler requested the House consent to record his vote on final passage of House Bill No. 46 as yea, which consent was unanimously granted.

**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. 7—

BY REPRESENTATIVE FOIL

A RESOLUTION

To commend the Soil and Water Research Unit of the United States Department of Agriculture's Agricultural Research Service in Baton Rouge, Louisiana, for the importance of its work and its benefits to agriculture and the environment in Louisiana and the Mississippi River Basin.

Read by title.

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

HOUSE RESOLUTION NO. 8—

BY REPRESENTATIVE GEYMAN

A RESOLUTION

To commend CHRISTUS St. Patrick Hospital in Lake Charles upon the celebration of its centennial anniversary.

Read by title.

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

HOUSE RESOLUTION NO. 9—

BY REPRESENTATIVES JANE SMITH AND HENRY BURNS

A RESOLUTION

To commend Dr. Jack Bagent of Bossier Parish upon his induction into the Louisiana 4-H Hall of Fame and to congratulate him on many years of dedicated and highly productive service to the Louisiana 4-H organization and the LSU AgCenter.

Read by title.

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

HOUSE RESOLUTION NO. 10—

BY REPRESENTATIVES HENRY BURNS AND JANE SMITH

A RESOLUTION

To commend Albert Doughty, mayor of Benton, upon his induction into the Louisiana 4-H Hall of Fame and to congratulate him on his many years of dedicated and highly productive service to the 4-H organization and the LSU AgCenter.

Read by title.

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

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to allow the Appropriations Subcommittees on Education, Public Safety and Corrections, and General Government to meet while the House was in session.

Petitions, Memorials and Communications

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

Message from the Senate

SENATE BILLS

March 12, 2008

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. 3, 5, 7, 9, 10, 11, and 12

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. 3—
BY SENATOR SCALISE

AN ACT

To amend and reenact R.S. 47:293(4), relative to the federal income tax reductions provided for in Section 6428 of the Internal Revenue Code as enacted in the federal Economic Stimulus Act of 2008; to provide that such federal income tax reductions shall not decrease the federal income tax deduction; and to provide for related matters.

Read by title.

SENATE BILL NO. 5—
BY SENATORS MARIONNEAUX, KOSTELKA, MICHOT, NEVERS, SCALISE AND WALSWORTH

AN ACT

To enact R.S. 47:293(9)(a)(xiv) and (xv), 297.10, and 297.11, relative to individual income tax; to provide for a deduction from state income taxes for certain elementary and secondary education tuition; to provide for a deduction for state income taxes for certain home-school educational expenses; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to refer the bill to committee at this time.

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

SENATE BILL NO. 7—
BY SENATORS CHAISSON, MICHOT, SCALISE AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:301(3)(i)(ii)(bb), relative to the definition of the term "manufacturer" for purposes of eligibility for the state sales and use tax exclusions from the terms "cost price" and "sales price" for purchases of machinery and equipment used in manufacturing; to provide that the term "manufacturer" shall include persons who have North American

Industrial Classification System codes within the information Section 51, or the manufacturing Sectors 511-511110, as they existed in 2002, assigned either by the Louisiana Department of Labor, if the persons are required to register with the Louisiana Department of Labor for purposes of unemployment insurance, or by the Louisiana Department of Revenue, as determined from federal income tax data, if the persons are not required to register with the Department of Labor for purposes of unemployment insurance; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to refer the bill to committee at this time.

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

SENATE BILL NO. 9—

BY SENATORS MARIONNEAUX, ADLEY, DORSEY, ERDEY, KOSTELKA, LONG, MICHOT, MORRISH, RISER, SHAW AND WALSWORTH

AN ACT

To enact R.S. 47:293(4)(c), relative to the federal income tax deduction for individual income tax; and to provide for related matters.

Read by title.

SENATE BILL NO. 10—

BY SENATORS MARIONNEAUX, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, CROWE, DONAHUE, DORSEY, DUPLESSIS, ERDEY, N. GAUTREAUX, GRAY, HEBERT, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, RISER, SCALISE, SHAW, SMITH AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:602(A) and (G), 603(A)(2), 605(C), and 609(A) and to repeal R.S. 47:603, relative to the corporation franchise tax; to accelerate the elimination of borrowed capital from taxable capital; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to refer the bill to committee at this time.

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

SENATE BILL NO. 11—

BY SENATORS MICHOT, ALARIO, CHEEK, DONAHUE, DUPRE, N. GAUTREAUX, JACKSON, LONG, MURRAY, SMITH AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:481 and R.S. 48:196(A) and to enact R.S. 48:77, relative to the dedication of revenues to transportation related matters; to provide for the deposit into and allowable uses thereof of certain monies into the Transportation Trust Fund, the Transportation Mobility Fund, and the State Highway Improvement Fund; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to refer the bill to committee at this time.

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

SENATE BILL NO. 12—

BY SENATORS MARIONNEAUX, ADLEY, DORSEY, ERDEY,
KOSTELKA, LONG, MICHOT, MORRISH, RISER, SHAW AND
WALSWORTH

AN ACT

To amend and reenact R.S. 47:301(3)(i)(i), 13(k)(i), and 28(a), relative to sales and use tax of the state and statewide political subdivisions; to provide for an accelerated reduction of the sales price, cost price, gross proceeds derived from a lease or rental, monthly lease or rental price paid, and the monthly lease or rental price contracted or agreed to by way of an exclusion of certain manufacturing machinery and equipment; to provide for an effective date; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to refer the bill to committee at this time.

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

**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. 11—

BY REPRESENTATIVE ROY

A RESOLUTION

To commend the Rapides High School boys basketball team upon winning the Class B state basketball championship and to congratulate the Mustangs on a sensational 2007-2008 season.

Read by title.

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

Privileged Report of the Committee on Enrollment

March 12, 2008

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. 6—

BY REPRESENTATIVE DANAHAY

A RESOLUTION

To strongly urge and request the Beauregard Parish School Board to reconsider its decision to close Hyatt High School in Fields, Louisiana.

Respectfully submitted,

WAYNE WADDELL
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.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended to permit the Committee on Appropriations to meet and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

Senate Bill No. 11

Suspension of the Rules

On motion of Rep. Greene, the rules were suspended to permit the Committee on Ways and Means to meet and consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

Senate Bill Nos. 5, 7, 10, and 12

Adjournment

On motion of Rep. Roy, at 6:10 P.M., the House agreed to adjourn until Thursday, March 13, 2008, at 3:00 P.M.

The Speaker of the House declared the House adjourned until 3:00 P.M., Thursday, March 13, 2008.

ALFRED W. SPEER
Clerk of the House

