

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

THIRD DAY'S PROCEEDINGS

Thirty-fourth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, April 2, 2008

The House of Representatives was called to order at 4:00 P.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	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
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	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Gallot	McVea	
Total - 104		

ABSENT

Burns, T.
Total - 1

The Speaker announced that there were 104 members present
and a quorum.

Prayer

Prayer was offered by Rep. Geymann.

Pledge of Allegiance

Rep. Chandler 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. Talbot, the reading of the Journal was
dispensed with.

On motion of Rep. Talbot, the Journal of April 1, 2008, was
adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 2, 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. 10
Returned without amendments

House Concurrent Resolution No. 13
Returned without amendments

House Concurrent Resolution No. 16
Returned without amendments

House Concurrent Resolution No. 17
Returned without amendments

House Concurrent Resolution No. 18
Returned without amendments

House Concurrent Resolution No. 20
Returned without amendments

House Concurrent Resolution No. 22
Returned without amendments

House Concurrent Resolution No. 24
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 2, 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, 7, 8, 11, 12, 13, 14, and 15

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:

SENATE CONCURRENT RESOLUTION NO. 11—
BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend retired Brigadier General James Kenneth Corley of the Louisiana Army National Guard, upon his induction into the Sabine Parish Hall of Fame.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 13—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend and support the efforts of the cancer program of Our Lady of the Lake and Mary Bird Perkins Cancer Center as it celebrates National Minority Cancer Awareness Week through the provision of free cancer screening and education and awareness programs to minority populations.

Read by title.

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

**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 GALLOT
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Francis A. "Frank" Hampton.

Read by title.

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

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 1117—

BY REPRESENTATIVE MORRIS
AN ACT

To amend and reenact R.S. 30:22, 23, 148.1, 148.2, 148.3, 148.4, 148.5, 148.6, 148.8, and 148.9(A) and (B)(introductory paragraph) and to repeal R.S. 30:148.9(B)(1), (2), and (3), relative to mineral leases; to provide for leases for the storage; to provide for application, advertising, bids, public hearings, and selection for certain leases; to provide for the authority of the State Mineral Board and the commissioner of conservation; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1118—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 16:17(C), relative to the salary of victims assistance coordinators; to increase their annual salary; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1119—

BY REPRESENTATIVE CHANEY
AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase the per diem for members of the commission; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1120—

BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact Section 2 of Act No. 38 of the First Extraordinary Session of 2006, relative to contracts let by the adjutant general and the Military Department; to extend the termination date of provisions authorizing the utilization of design-build; and to provide for related matters.

Read by title.

House and House Concurrent Resolutions

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

HOUSE RESOLUTION NO. 9—

BY REPRESENTATIVE NOWLIN
A RESOLUTION

To amend and readopt House Rule 7.9(C) of the Rules of Order of the House of Representatives, to provide for the form and

content of the General Appropriation Bill and to prohibit certain actions if the bill is not in such form.

Read by title.

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

HOUSE BILL NO. 792—

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 33:4570, 4570.2, and 4570.4 and to enact R.S. 33:4567.1, relative to recreation districts; to provide for the creation of a recreation district in the city of Central; to provide for boundaries; to provide for the purposes of the district; to provide for governance and powers; to provide for the transfer of the operation and control of certain properties and facilities to the district; to except the district from certain authority; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1114—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 36:475.1(B) and to enact R.S. 36:8(E)(2)(d) and 474(A)(12), relative to organization of the Department of Social Services; to transfer certain powers, functions, and responsibilities for the department from the department undersecretary to the department secretary; to provide for their respective powers and responsibilities; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1115—

BY REPRESENTATIVES ARMES AND HOWARD

AN ACT

To amend and reenact R.S. 38:2322(C), relative to the Sabine River Authority; to increase the per diem of the board of commissioners; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1116—

BY REPRESENTATIVE ELLINGTON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2007-2008 to the Department of Agriculture and Forestry for boll weevil eradication; 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.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

April 2, 2008

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 3, by Robideaux
Reported favorably. (12-0)

House Bill No. 46, by Mills
Reported favorably. (12-0) (Local & Consent)

House Bill No. 96, by White
Reported with amendments. (12-0) (Regular)

House Bill No. 118, by Baldone
Reported with amendments. (13-0) (Regular)

House Bill No. 121, by Baldone
Reported with amendments. (13-0) (Regular)

House Bill No. 123, by Wooton
Reported favorably. (11-0) (Local & Consent)

House Bill No. 125, by Guillory, Elbert
Reported favorably. (12-0) (Local & Consent)

House Bill No. 127, by Wooton
Reported favorably. (11-0) (Local & Consent)

House Bill No. 148, by Hazel
Reported with amendments. (13-0) (Regular)

House Bill No. 163, by Ligi
Reported with amendments. (11-0) (Regular)

House Bill No. 206, by Wooton
Reported favorably. (12-0) (Local & Consent)

House Bill No. 289, by Wooton
Reported favorably. (11-0) (Local & Consent)

House Bill No. 434, by Wooton
Reported favorably. (12-0) (Local & Consent)

House Bill No. 531, by Wooton
Reported with amendments. (12-0) (Regular)

House Bill No. 705, by Hardy
Reported favorably. (13-0) (Local & Consent)

House Bill No. 751, by Wooton
Reported favorably. (11-0) (Local & Consent)

ERNEST D. WOOTON
Chairman

Report of the Committee on House and Governmental Affairs

April 2, 2008

To the Speaker and Members of the House of Representatives:

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

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House Bill No. 164, by Lorusso
Reported with amendments. (16-0) (Regular)

House Bill No. 183, by Lorusso (Joint Resolution)
Reported favorably. (16-0) (Regular)

House Bill No. 431, by Greene (Joint Resolution)
Reported favorably. (14-3) (Regular)

House Bill No. 446, by Greene
Reported with amendments. (17-0) (Regular)

House Bill No. 790, by Foil
Reported favorably. (17-0) (Regular)

House Bill No. 873, by Simon
Reported favorably. (17-0) (Regular)

House Bill No. 960, by Gallot
Reported with amendments. (17-0) (Regular)

House Bill No. 1017, by Gallot
Reported with amendments. (14-0) (Regular)

House Bill No. 1058, by Gallot
Reported with amendments. (13-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

Report of the Committee on Insurance

April 2, 2008

To the Speaker and Members of the House of Representatives:

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

House Bill No. 140, by Kleckley
Reported favorably. (9-0) (Local & Consent)

House Bill No. 141, by Kleckley
Reported favorably. (9-0) (Local & Consent)

House Bill No. 188, by Kleckley
Reported favorably. (9-0) (Local & Consent)

House Bill No. 207, by Kleckley
Reported favorably. (9-0) (Local & Consent)

House Bill No. 223, by Kleckley
Reported favorably. (9-0) (Local & Consent)

House Bill No. 224, by Kleckley
Reported favorably. (9-0) (Local & Consent)

House Bill No. 1113, by Monica
Reported favorably. (9-0) (Local & Consent)

CHARLES E. "CHUCK" KLECKLEY
Chairman

Report of the Committee on Natural Resources and Environment

April 2, 2008

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources and Environment to submit the following report:

House Bill No. 170, by Talbot
Reported favorably. (13-0) (Local & Consent)

House Bill No. 175, by Mills
Reported favorably. (15-0) (Local & Consent)

House Bill No. 476, by Dixon
Reported with amendments. (13-0) (Regular)

House Bill No. 477, by Dixon
Reported with amendments. (14-0) (Regular)

House Bill No. 615, by Dixon
Reported with amendments. (13-0) (Regular)

House Bill No. 1046, by St. Germain
Reported favorably. (13-0) (Local & Consent)

KAREN ST. GERMAIN
Vice Chairman

Privileged Report of the Committee on Enrollment

April 2, 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. 10— BY REPRESENTATIVE BARRAS A RESOLUTION

To commend Anite B. Gondron upon the momentous occasion of her one hundredth birthday and to celebrate her lifetime of outstanding accomplishments.

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. Richmond, the rules were suspended to permit the Committee on Judiciary to consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill Nos. 93, 426, and 505

Adjournment

On motion of Rep. Trahan, at 4:23 P.M., the House agreed to adjourn until Thursday, April 3, 2008, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, April 3, 2008.

ALFRED W. SPEER
Clerk of the House