

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

EIGHTH 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

Thursday, April 10, 2008

The House of Representatives was called to order at 2:00 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 | 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 | Hines | Pugh |
| Burns, H. | Hoffmann | Richard |
| Burns, T. | Honey | Richardson |
| Burrell | Howard | Richmond |
| Carmody | Hutter | Ritchie |
| Carter | Jackson G. | Robideaux |
| Cazayoux | Jackson M. | 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 |
| Downs | Leger | Trahan |
| Edwards | Ligi | Waddell |
| Ellington | Little | White |

| | | |
|-------------|---------|----------|
| Fannin | Lopinto | Williams |
| Foil | Lorusso | Willmott |
| Franklin | McVea | Wooton |
| Total - 102 | | |

ABSENT

| | | |
|-----------|------|----------|
| Dove | Hill | Marchand |
| Total - 3 | | |

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

Prayer

Prayer was offered by Pastor Mike Mille.

Pledge of Allegiance

Rep. Chaney 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. Austin Badon, the reading of the Journal was dispensed with.

On motion of Rep. Austin Badon, the Journal of April 9, 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 10, 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. 9
Returned without amendments

House Concurrent Resolution No. 47
Returned without amendments

House Concurrent Resolution No. 48
Returned without amendments

House Concurrent Resolution No. 49
Returned without amendments

House Concurrent Resolution No. 51
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 10, 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. 6, 26, 27, and 28

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. 26—
BY SENATORS JACKSON AND CRAVINS AND REPRESENTATIVES
BURRELL, ROSALIND JONES, MARCHAND AND PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend Alpha Kappa Alpha Sorority, Incorporated, on its centennial anniversary celebration.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 28—

BY SENATOR BROOME
A CONCURRENT RESOLUTION

To proclaim April 16, 2008, as Junior League of Louisiana Day.

Read by title.

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

Message from the Senate

SENATE BILLS

April 10, 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. 188, 206, 497, 517, and 532

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. 188—

BY SENATOR MARIONNEAUX
AN ACT

To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature,

and Section 1 of Act No. 76 of the 2006 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

Read by title.

SENATE BILL NO. 206—

BY SENATOR MARIONNEAUX
AN ACT

To repeal the provisions of R.S. 47:2401 through 2426, relative to the inheritance tax; to repeal the tax; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 497—

BY SENATOR CROWE
AN ACT

To amend and reenact R.S. 3:3801 (A)(1) and (B), 3803(14) and 3808(B) (3) and (I) and to enact R.S. 3:3803(17), 3808(B)(4) and (5), relative to retail florists; to provide terms and conditions of licenses and permits; to provide for the operation of automated floral climate-controlled vending kiosk systems; to provide for definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 517—

BY SENATORS AMEDEE, ADLEY, BROOME, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, GRAY, HEBERT, HEITMEIER, LONG, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH
AN ACT

To amend and reenact R.S. 15:544(A), (B)(1) and (D)(1) and (2), relative to registration of sex offenders; to provide for registration and notification of sex offenders; to provide for procedure; and to provide for related matters.

Read by title.

SENATE BILL NO. 532—

BY SENATOR N. GAUTREAUX
AN ACT

To amend and reenact R.S. 47:302.23(B)(1), relative to the disposition of certain sales tax collections on the sales of certain services in Vermilion Parish; to provide for the allocation of monies in the fund; 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 CONCURRENT RESOLUTION NO. 52—

BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to establish a minimum sound level standard for all new automobiles sold in the United States to ensure the safety of the blind and other pedestrians.

Read by title.

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

Ordered to the Senate.

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. 296—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact Section 3 of Act No. 82 of the 1948 Regular Session of the Legislature, relative to the parish of Calcasieu; to provide relative to community center and playground districts in Calcasieu Parish; to provide relative to the board of commissioners of each such district; to provide relative to the appointment and terms of board members; to provide relative to the filling of vacancies on the board; and to provide for related matters.

Read by title.

HOUSE BILL NO. 312—
BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 47:1903.2, relative to the Orleans Parish Assessor; to provide that the assessor shall be responsible for all of the obligations of the Board of Assessors of Orleans Parish; to provide for an effective date; 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 CONCURRENT RESOLUTION NO. 50—
BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION

To urge and request the Civil District Court for the parish of Orleans and the Criminal District Court for the parish of Orleans to consider establishing mental health divisions by a vote en banc of the judges for each of the two courts.

Read by title.

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

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. 1128—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To amend and reenact R.S. 30:10(A)(2)(b)(i), relative to drilling units; to provide for a landowner's election to participate in a drilling unit; to provide for the risk charge for a nonparticipant or an owner who fails to participate as elected; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1129—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 40:2531(B)(4) and to repeal R.S. 40:2531(B)(6), relative to law enforcement officers under investigation; to provide for a right to counsel or representative; to provide for questioning; and to provide for related matters.

Read by title.

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

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. 3—
BY SENATOR CROWE
AN ACT

To enact R.S. 49:170.15, relative to state symbols; to designate Plaquemines Parish as the Gateway to Louisiana and America; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 5—
BY SENATOR QUINN
AN ACT

To amend and reenact R.S. 22:1430.24 and to enact R.S. 22:1430.25, relative to the Louisiana Citizens Property Insurance Corporation; to require the Louisiana Citizens Property Insurance Corporation to provide a preference to Louisiana adjusters and adjusting firms; to provide for certain monthly reports to be submitted to the corporation by its service providers; to require Louisiana Citizens Property Insurance Corporation to provide a preference to Louisiana insurance underwriters; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 23—
BY SENATOR CROWE
AN ACT

To amend and reenact R.S. 24:55(F)(1), relative to the Board of Ethics; to require the lobbyist expenditure report forms, which are provided by the board, to contain certain information; 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.

SENATE BILL NO. 39—
BY SENATOR DUPLESSIS
AN ACT

To enact R. S. 49:191(4) and to repeal R.S. 49:191(2)(g), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 56—
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 42:1112(C) and 1120, and to repeal R.S. 42:1112(D), relative to conflicts of interest; to permit an appointed member of a board or commission to recuse himself from voting in certain matters involving the board or commission; 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.

SENATE BILL NO. 149—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:1402.2(B)(1), relative to insurance rating and regulation; to provide a prohibition against the inclusion of fines and penalties in rate filings; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 152—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:175(B)(7), relative to group life insurance; to provide for eligibility of coverage; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 153—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:15(A), (C)(7), (13) and (20), (E)(6), (14) and (17), (F)(5) and (12), and (G)(5), (12) and (13), and to enact R.S. 22:15(C)(23) through (30), (E)(19) through (22), (F)(13) through (21), and (G)(14) through (17), relative to the Louisiana Property and Casualty Insurance Commission; to provide for the membership of the commission; to provide for the membership of ad hoc committees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 167—
BY SENATORS MURRAY AND WALSWORTH

AN ACT

To enact R.S. 24:7, relative to the legislature; to provide relative to committee meetings; to allow certain committee meetings to be conducted by video conference; to allow each house of the legislature to adopt rules to facilitate meetings by video conference; 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.

SENATE BILL NO. 172—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 51:579(B) and to enact R.S. 51:579(A)(3), relative to purchasers of certain metals; to provide for the purchase of copper wire, alloy, bronze, zinc, aluminum, stainless steel, or brass; to provide for register and reporting requirements; 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. 180—
BY SENATOR MICHOT

AN ACT

To enact R.S. 36:209(R) and to repeal R.S. 36:651(D)(5), relative to executive reorganization; to provide for the Council for the Development of French in Louisiana in the Department of Culture, Recreation and Tourism; 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.

SENATE BILL NO. 285—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 35:1, 191(A)(1) and (2), (C) and (E), 199(A)(2)(b), and 201(A)(1) and (B) and to enact R.S. 35:2(C), 191.3(A) and (B), and 201(C), and to repeal R.S. 44:184.2, relative to notaries public and issuance of notary public commissions; to provide relative to qualifications, administration and procedures; to provide terms and conditions; to provide for recordation of acts affecting immovable property in the parish of Orleans; 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 Civil Law and Procedure.

SENATE BILL NO. 339—
BY SENATORS THOMPSON, RISER AND WALSWORTH

AN ACT

To enact R.S. 8:69.2, relative to cemeteries placed into receivership; to provide for the qualifications of a receiver; to provide for establishment of a receivership; to provide for the administration and duties of a receivership; to provide for the termination of a receivership; 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. 343—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 44:22(F), relative to economic development negotiations; to extend certain provisions; 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.

SENATE BILL NO. 353—BY SENATORS N. GAUTREUX AND BROOME
AN ACT

To enact R.S. 37:1732.1, relative to liability; to provide with respect to limitation of liability for physicians; to limit the liability of a physician who volunteers at certain nonprofit centers; to provide terms and conditions; 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 Civil Law and Procedure.

SENATE BILL NO. 359—BY SENATOR N. GAUTREUX
AN ACT

To amend and reenact R.S. 51:3062(5)(b) and to enact R.S. 51:3063(C), relative to the definition of "net energy metering facility"; to provide relative to generating capacity for commercial or agricultural purposes; to provide relative to commission authority; 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. 488—BY SENATORS THOMPSON AND WALSWORTH
AN ACT

To enact R.S. 29:725(J), relative to homeland security; to include the legislature in the emergency operations plan; to provide for a working space in the state emergency operations center; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 510—

BY SENATORS AMEDEE, ADLEY, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREUX, N. GAUTREUX, GRAY, HEBERT, HEITMEIER, JACKSON, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 14:81.3(A) and (B)(1), relative to offenses affecting sexual immorality; to provide for the crime of computer-aided solicitation of a minor; to provide for the increase of penalties for such crime; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 512—

BY SENATORS AMEDEE, ADLEY, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREUX, N. GAUTREUX, GRAY, HEBERT, HEITMEIER, JACKSON, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SCALISE, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 14:81.3(A), relative to computer-aided solicitation of a minor; to provide with respect to the elements of the crime; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 514—

BY SENATORS AMEDEE, ADLEY, BROOME, CASSIDY, CHAISSON, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREUX, N. GAUTREUX, GRAY, HEBERT, HEITMEIER, JACKSON, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SCALISE, SHAW, SMITH, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 14:81.2(B) and (C), relative to molestation of a juvenile; to provide relative to the elements of the crime; to provide relative to penalties; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 543—BY SENATOR QUINN
AN ACT

To amend and reenact R.S. 13:4163, relative to legislators and legislative employees; to provide for continuances and extensions during performance of legislative duties; to provide with respect to filing of the motion for legislative continuance or extension; to clarify certain provisions; and to provide for related matters.

Read by title.

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

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. 4—BY REPRESENTATIVE MICKEY GULLORY
A CONCURRENT RESOLUTION

To urge and request the state health officer of the Department of Health and Hospitals to amend Part XIV (Plumbing) of the state sanitary code to require privacy partitions between urinals in male restrooms consistent with the International Plumbing Code.

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 Original House Concurrent Resolution No. 4 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 1, line 2, change "secretary" to "state health officer"

AMENDMENT NO. 2

On page 1, line 3, delete "Louisiana State Plumbing Code" and insert in lieu thereof "Part XIV (Plumbing) of the state sanitary code"

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AMENDMENT NO. 3

On page 1, line 17, delete "the 2006 International Plumbing Code requires" and insert "one of the model national plumbing codes suggests that adopting entities require"

AMENDMENT NO. 4

On page 2, line 2, change "secretary" to "state health officer"

AMENDMENT NO. 5

On page 2, line 2, after "amend" delete "the" and insert "Part XIV (Plumbing) of the state sanitary code (equivalent to the Louisiana State Plumbing Code, 2000 Edition)"

AMENDMENT NO. 6

On page 2, line 3, delete "Louisiana State Plumbing Code"

AMENDMENT NO. 7

On page 2, line 4, delete "International Plumbing Code (Article 310.5)." and insert in lieu thereof the following:

"following:

Urinal Partitions. Each urinal utilized by the public or employees shall occupy a separate area with walls or partitions to provide privacy. The construction of such walls or partitions shall incorporate waterproof, smooth, readily cleanable and nonabsorbent finish surfaces. The walls or partitions shall begin at a height not more than 12 inches (305 mm) from and extend not less than 60 inches (1524 mm) above the finished floor surface. The walls or partitions shall extend from the wall surface at each side of the urinal a minimum of 18 inches (457 mm) or to a point not less than 6 inches (152mm) beyond the outermost front lip of the urinal measured from the finished back wall surface, whichever is greater."

AMENDMENT NO. 8

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

"BE IT FURTHER RESOLVED that the state health officer shall consider the following exceptions when amending the state sanitary code:

(1) Urinal partitions shall not be required in a single occupant or unisex toilet room with a lockable door.

(2) Urinal partitions shall not be required where wall-hung trough urinals are currently allowed in stadiums, arenas, and in jails, prisons, and other places of detention or incarceration.

(3) Toilet rooms located in day care and child care facilities and containing two or more urinals shall be permitted to have one urinal without partitions."

AMENDMENT NO. 9

On page 2, line 6, change "secretary" to "state health officer"

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

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

HOUSE CONCURRENT RESOLUTION NO. 14—

BY REPRESENTATIVES GALLOT AND TUCKER
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2009 Regular Session of the Legislature the provisions of R.S. 18:1483(14)(c) and 1501.2 as enacted by Act No. 26 of the 2008

First Extraordinary Session of the Legislature relative to campaign finance.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 33—

BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To urge and request the secretary of state's voter outreach division to strengthen its efforts relative to voter education and promoting and facilitating voter registration throughout the state.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 45—

BY REPRESENTATIVES LEGER, HAZEL, HOWARD, LOPINTO,
LORUSSO, NORTON, RICHMOND, GARY SMITH, AND TEMPLET
AN ACT

To amend and reenact R.S. 14:129.1, relative to intimidating, impeding, or injuring witnesses or officers of the court; to amend the criminal penalties for such offense; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 84—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To enact R.S. 14:75(C)(5), relative to failure to pay child support obligation; to provide for an increase in the penalty provision when the amount of support owed is more than twenty-five thousand dollars; 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 Original House Bill No. 84 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 1, line 12, after "dollars" and before "shall" insert "and the obligation has been outstanding for at least one year"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 106—
BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 18:1463.1, relative to election offenses; to prohibit certain false statements by certain candidates; to provide criminal penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 124—
BY REPRESENTATIVES WOOTON AND BALDONE
AN ACT

To amend and reenact R.S. 14:134.1, relative to malfeasance in office; to provide relative to prohibited sexual conduct between persons confined in correctional institutions and law enforcement officers; to expand the crime to include work-release facilities and the division of probation and parole; to make technical changes; to provide that the penalty provision provides that the sentence imposed be served at hard labor; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 146—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact Code of Criminal Procedure Article 930.9, relative to post-conviction relief; to provide that the petitioner may attend post-conviction relief proceedings by teleconference, video link, or other visual remote technology; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 167—
BY REPRESENTATIVES PERRY AND ELBERT GUILLORY
AN ACT

To amend and reenact R.S. 14:34.3(B), relative to battery of a school teacher; to provide for increased penalties for battery of a school teacher in certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 171—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 56:421(D), relative to the Louisiana Oyster Task Force; to authorize reimbursement of expenses associated with serving on the task force; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 171 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 15, after "may" delete the remainder of the line and delete lines 16 and 17 in their entirety and insert in lieu thereof the following:

"receive the same reimbursement of travel expenses for attending the meetings as is allowed for other state employees' travel."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 178—
BY REPRESENTATIVE GISCLAIR
AN ACT

To enact R.S. 17:170.3, relative to immunizations; to require certain students to provide documentation of immunization against meningococcal disease; to provide for rules and regulations; to provide for exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 178 by Representative Gisclair

AMENDMENT NO. 1

On page 1, at the beginning of line 9, change "A.(1)" to "A.(1)(a)"

AMENDMENT NO. 2

On page 1, at the beginning of line 10, change "2008-2009" to "2009-2010"

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AMENDMENT NO. 3

On page 1, line 10, after "and" and before "thereafter" change "each year" to "continuing"

AMENDMENT NO. 4

On page 1, line 12, between "the" and "grade" change "ninth" to "sixth"

AMENDMENT NO. 5

On page 1, at the end of line 12, delete the period "." insert "or nonpublic school."

AMENDMENT NO. 6

On page 1, between lines 12 and 13, insert the following:

"(b) Except as provided in Subsection B of this Section, beginning with the 2009-2010 school year and continuing thereafter, a student who is eleven years old and is entering a grade other than the sixth grade shall provide satisfactory evidence of current immunization against meningococcal disease as a condition of entry into such grade at any city, parish, or other local public school or nonpublic school.

(c) Except as provided in Subsection B of this Section, beginning with the 2009-2010 school year and continuing thereafter, a student who is eleven years old and is participating in an approved home study program pursuant to R.S. 17:236.I shall provide satisfactory evidence of current immunization against meningococcal disease to the state Board of Elementary and Secondary Education as provided by rule adopted by the board in accordance with the Administrative Procedure Act."

AMENDMENT NO. 7

On page 1, at the end of line 13, after "school" insert "or nonpublic school"

AMENDMENT NO. 8

On page 1, line 14, after "students" and before "shall" change "at the ninth grade level" to "who are subject to the requirements of this Section"

AMENDMENT NO. 9

On page 2, line 13, between "August 1," and "The" change "2008." to "2009."

AMENDMENT NO. 10

On page 2, line 14, between "board" and "of the" insert a comma "," and add "the governing authority of each nonpublic school system or school in the case of a school not a part of a school system, and the parent or legal guardian of any student participating in an approved home study program as specified in Subparagraph (A)(1)(c) of this Section"

AMENDMENT NO. 11

On page 2, line 18, between "board," and "the state" insert "any nonpublic school system or nonpublic school,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 184—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 17:170(D), relative to immunization of persons entering schools, kindergartens, colleges, proprietary or vocational schools, and day care centers for the first time; to provide for the electronic transmission of immunization compliance reports; to provide for the promulgation of rules and regulations by the Department of Health and Hospitals; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 187—

BY REPRESENTATIVE KATZ

AN ACT

To enact R.S. 17:170.1(G), relative to immunizations of persons registering for courses at postsecondary education institutions; to require chief administrators of all postsecondary education institutions to check student immunization records for compliance with applicable law; to provide for the electronic transmission of immunization compliance reports; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 200—

BY REPRESENTATIVE HAZEL

AN ACT

To enact R.S. 17:226(A)(2)(e), relative to exemptions from compulsory school attendance; to provide that certain children shall be temporarily excused from school under specified circumstances; to provide conditions and limitations; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 200 by Representative Hazel

AMENDMENT NO. 1

On page 1, at the end of line 19, delete the period "." and add "and, upon returning to school, shall be permitted to complete all class assignments, including all tests, missed while the child was absent pursuant to the provisions of this Item."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 205—

BY REPRESENTATIVES MILLS AND LEBAS
AN ACT

To amend and reenact R.S. 37:1207(B), 1208, 1213, 1214, and 1230(C), relative to the Louisiana Pharmacy Practice Act; to provide for applications for renewal of licenses, registrations, certificates, and pharmacy permits; to provide for the waiver of renewal requirements while in military service; to provide for required notifications for changes of employment and mailing address; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 216—

BY REPRESENTATIVE GALLOT AND SENATOR KOSTELKA
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of such judges; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 218—

BY REPRESENTATIVES ELBERT GUILLORY AND HAZEL
AN ACT

To amend and reenact Code of Criminal Procedure Article 893(A), relative to suspension and deferral of criminal sentences and probation in felony cases; to add to the list of convictions for crimes of violence which are not subject to suspension of sentence; 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 Original House Bill No. 218 by Representative Elbert Guillory

AMENDMENT NO. 1

On page 1, line 17, delete "or (29 through 40)," and insert "(29), (30), (31), (32), (33), (34), (35), (36), (38), (39), or (40)."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 241—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:72.1.1, relative to misappropriation without violence; to create the crime of forgery of insurance or an insurance identification card; to provide for definitions; 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 Original House Bill No. 241 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 14:70.7," to "R.S. 14:72.1.1"

AMENDMENT NO. 2

On page 1, line 6, change "R.S. 14:70.7," to "R.S. 14:72.1.1"

AMENDMENT NO. 3

On page 1, at the beginning of line 7, change "\$70.7" to "\$72.1.1"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 255—

BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 37:3089, relative to the Louisiana State Board of Examiners in Dietetics and Nutrition; to increase fees for dietitians and nutritionists in existing fee categories; to create new fee categories; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 268—

BY REPRESENTATIVES ELBERT GUILLORY, LAFONTA, MARCHAND,
AND RICHMOND
AN ACT

To amend and reenact R.S. 15:711(G) and 1111(I), relative to work release programs; to provide for the eligibility of inmates convicted of certain offenses involving controlled dangerous substances to participate in work release programs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 281—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To enact R.S. 18:1470.1, relative to public service announcements; to prohibit a public servant from using public funds for certain public service announcements if he has qualified as a candidate for election; to prohibit certain public service announcements containing the name, likeness, or image of a public servant during certain time periods; to provide for penalties; 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 Original House Bill No. 281 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 1, line 10, after "servant who" delete the remainder of the line and insert "has filed a notice of candidacy to be a candidate in an election shall use"

AMENDMENT NO. 2

On page 2, line 2, change "production of" to "creating"

AMENDMENT NO. 3

On page 2, at the beginning of line 3, delete "created"

AMENDMENT NO. 4

On page 2, delete lines 15 through 17 and insert the following:

"to any of the following:

(1) A public service announcement which includes the name, likeness, or voice of a public servant when a bona fide emergency involving imminent peril to the public health, safety, or welfare requires the emergency public service announcement.

(2) A public service announcement by an election official which provides information regarding the election dates; the times, dates, places, or manner of voting; or voter registration.

(3) A radio station, television broadcast station, cable television company, or newspaper which merely transmits, distributes, carries, or broadcasts a public service announcement."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 318—
BY REPRESENTATIVE KLECKLEY
AN ACT

To enact R.S. 22:215.26, relative to health insurance; to require health insurance policies, contracts, and plans, including health maintenance contracts and agreements, to provide coverage of prosthetic devices and prosthetic services; 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 Original House Bill No. 318 by Representative Kleckley

AMENDMENT NO. 1

On page 1, delete lines 13 through 17 in their entirety and insert the following:

"B. Eligibility and limits of coverage for prosthetic devices and prosthetic services shall be determined by the health coverage plan, based on medical necessity. Any denial or limit of coverage based on lack of medical necessity may be appealed in accordance with R.S. 22:3070 et seq. Such medical necessity determination shall consider information and recommendation from the treating physician in consultation with the insured, including the results of a functional limit test. Such test shall consider but not be limited to the following factors:"

AMENDMENT NO. 2

On page 1, line 18, after "The" change "patient's" to "insured's"

AMENDMENT NO. 3

On page 1, line 20, after "The" change "patient's" to "insured's"

AMENDMENT NO. 4

On page 2, line 1, after "The" change "patient's" to "insured's"

AMENDMENT NO. 5

On page 2, at the beginning of line 11, delete "payments" and insert "payments, coinsurance."

AMENDMENT NO. 6

On page 2, at the end of line 11, delete "co-payments or" and insert "co-payments, coinsurance, and"

AMENDMENT NO. 7

On page 2, at the end of line 16, delete "A health" and delete lines 17 and 18 in their entirety

AMENDMENT NO. 8

On page 2, line 22, after "G." delete the remainder of the line, delete lines 23 through 25 in their entirety and insert the following:

"(1) A health coverage plan may apply an annual limit of benefits payable under this Section of no less than fifty thousand dollars per limb.

(2) This Subsection does not prohibit a health benefit plan from providing coverage that is greater or more favorable to an insured than the requirements of this Subsection.

(3) An insured may choose a prosthetic device that is priced higher than the benefit payable under the health benefit plan and may pay the difference between the price of the device and the benefit payable, without financial or contractual penalty to the provider of the device."

AMENDMENT NO. 9

On page 3, at the end of line 7, delete "plan, a self-insurance" and at the beginning of line 8, delete "plan," and insert "plan"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 331—
BY REPRESENTATIVE PERRY

AN ACT

To enact R.S. 14:108.2, relative to offenses affecting law enforcement; to create the crime of communicating false information to an officer; to provide for the elements of the crime; to provide for a definition of "officer"; to provide for criminal penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 332—
BY REPRESENTATIVE PERRY

AN ACT

To enact R.S. 14:118(D), (E), and (F), relative to forfeiture proceedings; to provide with respect to the forfeiture of property given, offered, or accepted during the commission of the crime of public bribery; to provide for a forfeiture procedure; to provide for the disposition of the property; to provide for the return of the property to the owner if the case is dismissed or the accused is acquitted; 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 Original House Bill No. 332 by Representative Perry

AMENDMENT NO. 1

On page 2, line 10, change "Sixty" to "Fifty-five"

AMENDMENT NO. 2

On page 2, line 12, change "Twenty" to "Fifteen"

AMENDMENT NO. 3

On page 2, line 13, change "Twenty" to "Fifteen" and change "district attorney's office" to "prosecuting authority"

AMENDMENT NO. 4

On page 2, between lines 13 and 14 insert the following:

"(d) Fifteen percent to the clerk of court."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 343—

BY REPRESENTATIVES PERRY AND ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:499.4, relative to night shrimping; to make corrections to the night shrimping line; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 370—

BY REPRESENTATIVES HENRY, BOBBY BADON, BARRAS, BARROW, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, CROMER, DANAHAY, EDWARDS, ELLINGTON, FANNIN, GEYMAN, GREENE, GUINN, HARRISON, HINES, HOFFMANN, HOWARD, HUTTER, JOHNSON, KLECKLEY, LABRUZZO, LAMBERT, LEBAS, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MONICA, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, TALBOT, TEMPLET, WADDELL, WHITE, WILLMOTT, AND WOOTON AND SENATORS DONAHUE, MARTINY, MICHOT, MORRISH, NEVERS, AND SCALISE

AN ACT

To enact R.S. 40:1299.36, relative to human cloning; to prohibit the expenditure of public funding for the purpose of human cloning; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 386—

BY REPRESENTATIVE ARMES

AN ACT

To enact R.S. 17:497(G), relative to the rate of compensation for the operation of a school bus in a public school system; to increase specified rates; to provide effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education with recommendation that the bill be recommitted to the Committee on Appropriations.

On motion of Rep. Trahan, the bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 400—

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 14:207(B), relative to motor vehicles; to provide relative to the removal or alteration of identifying numbers; 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 Original House Bill No. 400 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 18, after "third" and before "offense" insert "or subsequent"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 413—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 14:67.26, relative to the theft of a motor vehicle; to create the crime of theft of a motor vehicle; to provide for the procedure for reporting a theft of a motor vehicle; 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 Original House Bill No. 413 by Representative Wooton

AMENDMENT NO. 1

On page 2, delete lines 8 through 11 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 475—
BY REPRESENTATIVES ST. GERMAIN AND GISCLAIR
AN ACT

To amend and reenact R.S. 56:10(B)(1)(e) and to enact R.S. 56:306(B)(6) and 306.1(B)(7), relative to sales of crabs outside the state of Louisiana; to provide for a wholesale out-of-state crab shipping license and a retail out-of-state crab shipping license; to provide for the cost of such licenses; to provide for deposit and use of revenues from the sale of such licenses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 481—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 22:1379(3)(f), relative to the Louisiana Insurance Guaranty Association; to provide for the definition of "covered claim"; to provide relative to the net worth exclusion applicable to insureds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 488—
BY REPRESENTATIVE GISCLAIR
AN ACT

To enact R.S. 56:579.1(C)(4), relative to mariculture; to require review by or cooperation with certain marine biologists for mariculture projects located offshore in state waters; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 488 by Representative Gisclair

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert "with certain marine biologists for mariculture"

AMENDMENT NO. 2

On page 1, line 13, after "that" delete the remainder of the line and delete line 14 in its entirety and insert in lieu thereof the following:

"the project has either been reviewed by marine biologists from Louisiana State University-Baton Rouge, the marine fisheries section of the Department of Wildlife and Fisheries, and the Louisiana University Marine Consortium or that such biologists participated in the development of the"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 492—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 32:663, relative to toxicology laboratories; to provide that certain professional organizations may be considered for certification; to provide for termination of certification; 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 Original House Bill No. 492 by Representative Richmond

AMENDMENT NO. 1

On page 2, delete lines 12 through 14 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 516—

BY REPRESENTATIVE CORTEZ

AN ACT

To amend and reenact R.S. 22:230.1(A), relative to health insurance; to provide with respect to coverage of rehabilitative services, physical therapy, occupational therapy, and speech and language pathology therapy; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 654—

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 14:67.4(C), (D), and (E), 67.16(C)(4), (D), (E), (F), and (G), 67.22(C), 70.4(E)(1), (2), and (3), 71.1(B), and 72.2(B) and to enact R.S. 14:67.16(H), 67.22(D), 70.4(E)(4), 71.1(C), and 72.2(D), relative to offenses against property; to amend the criminal penalties for certain offenses against property; to require that persons convicted of certain offenses against property be ordered to make restitution; to provide for periodic payment plans when the offender is found to be indigent; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 691—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 22:231(E), 232(2), 234(A)(2), 236(7)(a), 237(B)(1) and (C), 239.1(C)(2) and (3), 240(A) and (F)(3), and 242(B), relative to the Louisiana Health Plan; to provide for definitions; to define eligibility; to establish definitions of rates for nonfederally defined individuals; to establish benefits; to provide with respect to the board of directors; to provide for exemptions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 701—

BY REPRESENTATIVE ST. GERMAIN AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:8(26), (57), (58), (66), (91), (110), and (112), 320(A), 325(C), 326.1, 327(A)(1)(introductory paragraph) and (2), 332(M), 411, 412, and 413, to enact R.S. 56:8(109.1), and to repeal R.S. 56:327(A)(1)(a), (b), and (c), relative to game fish; to define what fish species are game fish; to define "commercial fishing"; to define "recreational fishing"; to define "aquaculture"; to delineate what restrictions apply to game fish, to aquaculturally raised fish, to commercial fishing, and to recreational fishing; to provide relative to transportation of game fish fingerlings; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to House No. 701 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 3, after "332(M)," delete the remainder of the line and on line 4, delete "paragraph" and insert "411, 412, and 413"

AMENDMENT NO. 2

On page 1, line 4, delete "and 412(A)(6) through (9)"

AMENDMENT NO. 3

On page 1, line 6, after ""recreational fishing";" insert "to define "aquaculture";"

AMENDMENT NO. 4

On page 1, line 7, after "fish," insert "to aquaculturally raised fish,"

AMENDMENT NO. 5

On page 1, line 12, after "332(M)," delete the remainder of the line and on line 13, delete "paragraph" and insert "411, 412, and 413"

AMENDMENT NO. 6

On page 1, line 13, delete "and 412(A)(6) through" and on line 14, change "(9) are" to "is"

AMENDMENT NO. 7

On page 5, line 15, after "R.S. 56:8" insert a period "." and delete the remainder of the line

AMENDMENT NO. 8

On page 5, line 24, after "drum," insert "hybrid striped bass."

AMENDMENT NO. 9

On page 6, delete lines 25 through 29 in their entirety and on page 7, delete lines 1 through 5 in their entirety and insert in lieu thereof the following:

"§411. ~~Definitions~~ Legislative findings and purpose

In recognition of the fact that domestic fish farming is becoming an important part of the agricultural economy of this state, the legislature hereby determines and declares that whenever any law or regulation promulgated pursuant thereto shall use any of the following terms, such terms shall be deemed and construed to include, within the common or statutory definition thereof, the following:

(1) "Agriculture" or "agricultural pursuit" or any similar term includes the cultivation, growing, harvesting and/or marketing of domesticated fish.

(2) "Cultivated crop" includes domesticated fish which are grown, managed or harvested on an annual, semi-annual, biennial or short interval basis.

(3) "Livestock" includes domesticated fish which are grown, managed, harvested and/or marketed as a cultivated crop.

(4) "Domesticated fish" as used in this Sub-part means any fish that are spawned and grown, managed, harvested and marketed on an annual, semi-annual, biennial or short term basis, in privately owned waters, as defined herein.

(5) "Privately owned waters" means artificial reservoirs or enclosures located on privately owned property and shall be constructed so as to prevent at all times the ingress and egress of fish life from public waters, and such reservoirs or enclosures located on privately owned property shall not include lands of natural streams or natural lake beds.

(6) The definition of "domesticated fish" under this Subpart does not include largemouth bass, spotted bass, crappie, striped bass, bream, tetra, or other exotic fish unless approval is first obtained from the Louisiana Wildlife and Fisheries Commission. However, the definition of "domesticated fish" shall specifically include hybrid striped bass, coppernose bluegill (*Lepomis macrochirus purpurescens*), or hybrid bream limited to a bluegill (*Lepomis macrochirus*) and green sunfish (*L. cyanellus*) cross or a redear sunfish (*L. microlophus*) and bluegill (*L. macrochirus*) cross, which are produced and regulated pursuant to provisions of this Subpart.

A. The legislature hereby recognizes that the production of aquatic organisms in private facilities in Louisiana significantly contributes to the vitality of Louisiana's economy. Additionally, as stated in R.S. 56:360.2 and 360.3, the legislature also recognizes that the introduction on nonnative aquatic organisms for the purpose of aquaculture may pose a real threat to Louisiana's native species and their environments. The purpose of this Subpart is to grant the department the authority to maintain a list of approved domesticated aquatic organisms for aquaculture and the regulatory framework for the orderly development of an aquaculture industry in the state of Louisiana, including the manner of possession, propagation, culture, management, transport, or marketing of domestic aquatic organisms and the methods for consideration of approval of new species for aquaculture. The list of approved domesticated aquatic organisms and the methods for consideration of approval of a new species for aquaculture shall be promulgated under the Administrative Procedure Act.

B. For the purposes of this Subpart the following definitions shall apply:

(1) "Aquaculture" means any activity associated with the possession, propagation, culture, management, transport, or marketing of domesticated aquatic organisms in a controlled environment. The provisions of this Paragraph and this Subpart shall not apply to farm-raised catfish or farm-raised crawfish.

(2) "Domesticated aquatic organism" shall specifically include hybrid striped bass, coppernose bluegill (*Lepomis macrochirus purpurescens*), hybrid bream limited to a bluegill (*Lepomis macrochirus*), and green sunfish (*L. cyanellus*), cross or a redear sunfish (*L. microlophus*), and bluegill (*L. macrochirus*) cross, rock bass, white bass, yellow bass, crappie, bream fingerlings not exceeding a maximum total length of three inches, spotted bass and striped bass fingerlings not exceeding a maximum total length of ten inches, largemouth bass of any size which are produced and regulated pursuant to the provisions of this Subpart, all native fish as defined in R.S. 56:8(42), and any fish approved by the department through the promulgation of the list of approved aquatic organisms under the Administrative Procedure Act.

§412. Issuance and renewal of certificate; transportation of finfish; ~~use of public waters~~ domesticated aquatic organism license

A. It shall be unlawful for any person to engage in the propagation, production, transportation, and possession of fish, including hybrid striped bass, coppernose bluegill (*Lepomis macrochirus purpurescens*), or hybrid bream limited to a bluegill (*Lepomis macrochirus*) and green sunfish (*L. cyanellus*) cross or a redear sunfish (*L. microlophus*) and bluegill (*L. macrochirus*) cross, or minnows raised or produced in private artificial reservoirs or enclosures located on privately owned property in this state except as provided in this Subsection:

(1) Every person desiring to engage in the production or propagation of fish or minnows for sale shall first make application in writing to the Louisiana Wildlife and Fisheries Commission for a certificate to do so. The application shall be made on an application blank furnished by the commission. It shall contain a description of the land to be included in the artificial reservoir or enclosure located on privately owned property, by lot and block number, or by other legal description, shall give, in detail, the nature of the business in which the applicant desires to engage, and shall be signed by the applicant. Aquaculture shall first make application in writing to the department requesting a domesticated aquatic organism license.

(2) (a) Upon filing of the proper application, an annual certificate shall be issued to the applicant, the initial certificate to cover a period of time ending with the calendar year following the date of the certificate. The application for the certificate shall be accompanied by an initial fee of fifteen dollars.

(b) Annually thereafter, on the first of December, the Department of Wildlife and Fisheries shall notify each grower of fish or minnows by mail on a suitable form, that unless renewed, their fish or minnow grower's certificate shall expire on December 31st. If the grower desires to renew his certificate he shall fill out the blank form furnished by the Department of Wildlife and Fisheries and return it to the department accompanied by a fifteen dollar renewal fee, and the certificate shall be automatically renewed thereby for one year upon complying with the other provisions of this Subpart. A domesticated aquatic organism license shall be valid for one year, beginning January first of each calendar year and expiring December thirty-first of the same calendar year. The license may be purchased at any time of the year for the current license year and after November fourteenth for the immediately following license year. The cost of a domesticated aquatic organism license is fifteen dollars for residents and four hundred dollars for nonresidents. A renewal notice shall be mailed to each licensee by the department prior to the license expiration dates explaining the renewal procedures.

(3) ~~In the sale or transportation of fish or minnows over the highways of this state, a bill of lading shall accompany each shipment showing the species of fish or minnows contained in the shipment, number of pounds, the origin of the payload, destination of the shipment, the name of the consignee and consignor, the grower's certificate number and name. Numbers heretofore required to be placed on the side of the trucks or motor vehicles shall not hereafter be required.~~

Obnoxious or undesirable species of fish or minnows shall not be grown or sold to the public for human consumption or be used as bait. The domesticated aquatic organism license shall authorize the bearer to transport domesticated aquatic organisms over the highways of this state. The licensee is responsible for all activities that take place under the authority of that license.

(4) ~~Persons engaged in the business of domestic fish farming aquaculture under this Subpart are excepted from the provisions of R.S. 56:306, and shall, by virtue of their license, be entitled by virtue of their certificate to sell domesticated hybrid striped bass, catfish, carp, drum, and buffalo fish, coppernose bluegill (*Lepomis macrochirus purpureus*), or hybrid bream limited to a bluegill (*Lepomis macrochirus*) and green sunfish (*L. cyanellus*) cross or a redear sunfish (*L. microlophus*) and bluegill (*L. macrochirus*) cross, in any size, quantity, or limit without restriction in state or out of state, provided that the domestic fish farmer shall notify the Department of Wildlife and Fisheries not less than twenty-four hours prior to the transportation of each shipment of commercial fish over the highways of this state; aquatic organisms in any size, quantity, or limit without restriction within the state or outside of the state. Creel limits shall not apply to shipments or transport of domesticated aquatic organisms under the provisions of this Subpart.~~

(5) ~~No fin fish farmer or person engaged in the business of aquaculture nor any other person may use public bodies of water to propagate, raise, feed, or grow any species of fin fish. The use of cages, pens and fenced-off portions of such water bodies for propagating, raising, or growing any species of fin fish is prohibited.~~

AMENDMENT NO. 10

On page 7, delete line 29 in its entirety and insert in lieu thereof the following:

"B. Violation of any of the provisions of this Section constitutes a class three violation.

§413. Harvest and sale of domesticated aquatic organisms

Harvest and sale of fish, minnows, or gold fish domesticated aquatic organisms produced in private artificial reservoirs or enclosures located on privately owned property may be carried out at the time desired by the grower and with seines or tackle selected by the owner. Such tackle, unless it otherwise meets the legal requirements of the commission, shall not be used in any of the public waters of the state, without special permission of the Louisiana Wildlife and Fisheries Commission or its agents. Commercial fish farm producers Persons engaged in aquaculture, as defined in this Subpart, shall be entitled to transport, without restriction, on the public roads and highways of this state any and all equipment, except any electric fish shocking devices, necessary for the harvest of domesticated fish aquatic organisms produced in privately owned waters.

Section 2. R.S. 56:411(B)(2) is hereby amended and reenacted to read as follows:

§411. Legislative finds findings and purpose

* * *

B. For the purposes of this Subpart the following definitions shall apply:

* * *

(2) "Domesticated aquatic organism" shall specifically include ~~hybrid striped bass, coppernose bluegill (*Lepomis macrochirus purpureus*), hybrid bream limited to a bluegill (*Lepomis macrochirus*) and green sunfish (*L. cyanellus*) cross or a redear sunfish (*L. microlophus*) and bluegill (*L. macrochirus*) cross, rock bass, white bass, yellow bass, crappie, bream fingerlings not exceeding a maximum total length of three inches, spotted bass and striped bass fingerlings not exceeding a maximum total length of ten inches, largemouth bass of any size which are produced and regulated pursuant to the provisions of this Subpart, all native fish as defined in R.S. 56:8(38) R.S. 56:8(42), and any fish approved by the department through the promulgation of the list of approved aquatic organisms under the Administrative Procedure Act.~~

* * *"

AMENDMENT NO. 11

On page 8, line 1, change "Section 2." to "Section 3."

AMENDMENT NO. 12

On page 8, after line 1, add the following:

"Section 4. Sections 1, 3, 5, and this Section of this Act shall become effective on July 1, 2008; if vetoed by the governor and subsequently approved by the legislature, this Section and Sections 1, 3, and 5 of this Act shall become effective on July 1, 2008, or on the day following such approval by the legislature, whichever is later.

Section 5. Section 2 of this Act shall become effective on January 1, 2009."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 702—

BY REPRESENTATIVES ST. GERMAIN AND DOVE AND SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:322.1(A) and (H) and 322.2(D) and to repeal R.S. 56:322.1(D), relative to commercial taking of shad and skipjack; to remove provisions for a closed season; to provide relative to the prohibition for nighttime taking of commercial shad; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 702 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 56:322.1(A) and (H)" insert "and 322.2(D)"

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AMENDMENT NO. 2

On page 1, line 4, change "removes" to "provide relative to"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 56:322.1(A) and (H)" insert "and 322.2(D)"

AMENDMENT NO. 4

On page 1, between lines 16 and 17, insert the following:

"§322.2. Shad gill nets; commercial harvest of shad and skipjack herring

* * *

D.(1) The closed season for commercially harvesting shad and skipjack as provided for in this Section shall include the months of July, August, September, and October of each year. Except in Lake Palourde and Lake Verret as provided in Paragraph (2) of this Subsection, there shall be no commercial taking of shad or skipjack pursuant to the provisions of this Section during the period after sunset and before sunrise nor on any Saturday or Sunday.

(2) In Lake Palourde and Lake Verret, shad and skipjack may be taken after sunset and before sunrise during open season. In addition, in Pat's Bay in Iberville Parish from November 1, 2008 through June 31, 2010, shad and skipjack may be taken after sunset and before sunrise during the open season.

(3) During the open season, there shall be no daily take or possession limit for the commercial harvest of shad and skipjack by properly licensed shad gill net commercial fishermen.

* * *

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 757— BY REPRESENTATIVES TRAHAN, ELBERT GULLORY, HOWARD, NORTON, AND SCHRODER

AN ACT

To amend and reenact R.S. 14:34.3(B) and 38.2(B), relative to crimes against a school teacher; to provide for penalties for the crimes of battery of and assault on a school teacher; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 848— BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 56:433(B) and to reenact R.S. 56:433(G), relative to taking oysters from public seed grounds; to provide for a period of time for harvest of seed oysters; to provide for a period of time for the harvest of oysters generally from the seed grounds; to provide for a sacking only area east of the Mississippi River in Plaquemines Parish; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 848 by Representative Hutter

AMENDMENT NO. 1

On page 2, line 7, after "and" delete the remainder of the line and on line 8, delete "October thirty-first each year,"

AMENDMENT NO. 2

On page 2, after line 25, add the following:

"Section 2. Nothing contained in this Act shall authorize nor cause an increase in the amount of damages due to the Department of Wildlife and Fisheries as a result of oil and gas activities on the public seed grounds. Any such damages shall be calculated by the same method and with the same formula that was applicable prior to the passage of this Act."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 854— BY REPRESENTATIVE LAMBERT

AN ACT

To amend and reenact R.S. 13:312(1)(b) and 312.1(A), relative to court of appeal judges; to divide the first district of the Court of Appeal for the First Circuit into geographical election sections for the purposes of qualification and election; to provide relative to the term of office for such judges; to provide for effective dates; 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 Original House Bill No. 854 by Representative Lambert

AMENDMENT NO. 1

On page 2, line 10, change "Divisions A and C," to "Divisions B and C,"

AMENDMENT NO. 2

On page 2, line 10, delete "at large"

AMENDMENT NO. 3

On page 2, line 11, after "electors of election section one" delete the period "." and the remainder of the line and insert a comma "," and "and two"

AMENDMENT NO. 4

On page 2, line 12, change "Divisions B and D," to "Divisions A and D,"

AMENDMENT NO. 5

On page 2, line 12, delete "at large"

AMENDMENT NO. 6

On page 2, delete lines 15 through 24

AMENDMENT NO. 7

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

AMENDMENT NO. 8

On page 2, line 25, change "Division A" to "Division B"

AMENDMENT NO. 9

On page 2, line 26, change "2008" to "2012"

AMENDMENT NO. 10

On page 3, line 6, change "Division B" to "Division A"

AMENDMENT NO. 11

On page 3, line 7, change "2012" to "2018"

AMENDMENT NO. 12

On page 3, delete lines 16 through 20, and insert the following:

"Section 3. This Act shall become effective on January 1, 2009."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 858—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 37:2503(C) and (D) and 2504(D), (E), and (F)(1)(e), (f), and (g) and (2)(a) through (e) and (g) and to enact R.S. 37:2504(F)(2)(k), (l), and (m) relative to the Board of Examiners of Nursing Facility Administrators; to provide meeting attendance requirements; to provide for the creation of vacancies; to establish what constitutes a quorum; to authorize the board to maintain the Direct Service Worker Registry; to authorize the board to determine and document direct service worker registration status; to make changes to the fee and cost schedule; 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 Original House Bill No. 858 by Representative Katz

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert in lieu thereof the following:

"To amend and reenact R.S. 37:2503(C) and (D) and 2504(D), (E), and (F)(1)(e), (f), and (g) and (2)(a) through (e) and (g) and to enact R.S. 37:2504(F)(2)(k), (l), and (m),"

AMENDMENT NO. 2

On page 1, line 3, delete "to change the"

AMENDMENT NO. 3

On page 1, line 4, delete "number of ex officio board members;"

AMENDMENT NO. 4

On page 1, line 7, after "status;" insert "to make changes to the fee and cost schedule;"

AMENDMENT NO. 5

On page 1, delete lines 10 and 11 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 37:2503(C) and (D) and 2504(D), (E), and (F)(1)(e), (f), and (g) and (2)(a) through (e) and (g) are hereby amended and reenacted and R.S. 37:2504(F)(2)(k), (l), and (m) are hereby enacted to read as follows:"

AMENDMENT NO. 6

On page 1, delete lines 13 through 18 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 through 4 in their entirety

AMENDMENT NO. 8

On page 2, line 17, change "two" to "three"

AMENDMENT NO. 9

On page 2, line 29, delete the set of asterisks and insert in lieu thereof the following:

"F. The board is authorized to establish fees and costs to be imposed for the purpose of implementing and enforcing the provisions of this Chapter. Notwithstanding any other provision of this Chapter, the fees and costs established by the board shall not be less nor more than the range created by the following schedule:

(1) Miscellaneous fees and costs: Minimum Maximum

| | | | | |
|--|---------------------|-----------------|---------------------|-----------------|
| | * | * | * | |
| (e) Directory of administrators | \$ 5.00 | <u>\$ 25.00</u> | 40.00 | <u>\$ 35.00</u> |
| (f) Seminars (per hour of instruction) | \$ 30.00 | <u>\$ 15.00</u> | | <u>\$ 45.00</u> |
| (g) Rules and regulations book | \$ 10.00 | <u>\$ 15.00</u> | \$ 20.00 | <u>\$ 25.00</u> |
| | * | * | * | |

(2) Licenses, registrations, and examinations for administrator:

| | | | | |
|-----------------------------|----------------------|------------------|----------------------|------------------|
| (a) Application packet | \$ 30.00 | <u>\$ 50.00</u> | \$ 50.00 | <u>\$ 70.00</u> |
| (b) Application fee | \$ 250.00 | <u>\$ 500.00</u> | \$ 500.00 | <u>\$ 750.00</u> |
| (c) State exam fee | \$ 50.00 | <u>\$ 100.00</u> | \$ 100.00 | <u>\$ 150.00</u> |
| (d) Annual registration fee | \$ 200.00 | <u>\$ 350.00</u> | \$ 375.00 | <u>\$ 425.00</u> |

(e) ~~Delinquent~~ Reregistration fee ~~\$ 25.00~~ \$ 100.00 ~~\$ 150.00~~ \$ 250.00

* * *

(g) Initial registration fee ~~\$ 125.00~~ \$ 225.00 ~~\$ 225.00~~ \$ 325.00

| | | | |
|---|----------------|-----------|---------------|
| | * * * | | |
| (k) Reciprocity out of state fee | \$25.00 | \$ | 50.00 |
| (l) Applicant course review fee | <u>\$25.00</u> | <u>\$</u> | <u>75.00</u> |
| (m) Failure to maintain current information | <u>\$50.00</u> | <u>\$</u> | <u>100.00</u> |
| | * * * | | |

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

On motion of Rep. Katz, 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 REPRESENTATIVES HINES, ABRAMSON, BARROW, BURFORD, DOERGE, HILL, KATZ, LABRUZZO, LEBAS, MILLS, NOWLIN, POPE, SIMON, AND WILLMOTT

AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2881 and 2882, relative to the Umbilical Cord Blood Banking Program; to provide for a short title; to establish the program within the Department of Health and Hospitals; to provide for the duties of the department; to provide for funding; 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 Original House Bill No. 861 by Representative Hines

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 46:2881" and before the comma ",," insert "and 2882" and after "Program;" insert "to provide for a short title;"

AMENDMENT NO. 2

On page 1, line 8, after "R.S. 46:2881" and before the comma ",," insert "and 2882"

AMENDMENT NO. 3

On page 1, line 9, after "BANKING" delete "PROGRAM"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"§2881. Short title

This Chapter shall be known and may be cited as "The Umbilical Cord Blood Banking Program Act."

AMENDMENT NO. 5

On page 1, at the beginning of line 10, change "§2881" to "§2882" and after "Program" insert a semicolon ";" and "establishment; duties of the Department of Health and Hospitals; funding"

AMENDMENT NO. 6

On page 2, between lines 9 and 10, insert the following:

"(5) Promulgate rules and regulations necessary to implement the provisions of this Chapter in accordance with the Administrative Procedure Act."

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

On motion of Rep. Katz, 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 RICHMOND
AN ACT

To enact R.S. 36:4(X) and Chapter 18 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1211 through 1213, relative to the Louisiana Council on the Social Status of Black Men and Boys; to create the council; to provide for the membership of the council; to provide for the powers, duties, and responsibilities of the council; to provide legislative findings; 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 Original House Bill No. 876 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 2, after "To enact" and before "Chapter 18" insert "R.S. 36:4(X) and"

AMENDMENT NO. 2

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

"Section 1. R.S. 36:4(X) is hereby enacted to read as follows:

§4. Structure of executive branch of state government

* * *

X. The Louisiana Council on Social Status of Black Men and Boys, as provided for in R.S. 49:1211 through 1213, shall be placed within the office of the lieutenant governor and shall exercise its powers, duties, and functions as provided by law.

* * *

AMENDMENT NO. 3

On page 1, at the beginning of line 8, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 2, line 14, change "fifteen" to "seventeen"

AMENDMENT NO. 5

On page 3, line 3, change "governor" to "lieutenant governor"

AMENDMENT NO. 6

On page 3, line 5, change "governor" to "lieutenant governor"

AMENDMENT NO. 7

On page 3, line 6, change "governor" to "lieutenant governor"

AMENDMENT NO. 8

On page 3, line 8, change "Eight" to "Nine"

AMENDMENT NO. 9

On page 3, line 9, change "eight" to "nine"

AMENDMENT NO. 10

On page 3, line 10, change "governor" to "lieutenant governor"

AMENDMENT NO. 11

On page 4, delete lines 1 through 4 and insert the following:

"(2) The council shall propose recommendations regarding measures to alleviate and correct the underlying causes of the conditions described in Paragraph (1) of this Subsection."

AMENDMENT NO. 12

On page 4, line 6, change "chair" to "chairman"

AMENDMENT NO. 13

On page 4, delete lines 7 through 9 and insert the following:

"(4) The council shall solicit input, suggestions, or comments pertinent to the applicable issues from members of the legislature, governmental agencies, persons with expertise in early childhood education and development, persons with expertise in elementary and secondary education, persons representing religious communities, and other public and private organizations, and private citizens."

AMENDMENT NO. 14

On page 4, at the end of line 12, after "governor," insert "lieutenant governor."

AMENDMENT NO. 15

On page 4, delete lines 15 through 17 and insert the following:

"Section 3. The initial report required by R.S. 49:1213 as enacted by this Act shall include the findings of an investigation into factors causing black-on-black crime from the perspective of public health related to mental health, other health issues, cultural disconnection, and cultural identity trauma."

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

On motion of Rep. Gallot, 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 MILLS AND SENATOR MICHOT
AN ACT

To amend and reenact R.S. 37:3461, 3462(2) through (5), 3463(C), 3467(A)(2) and (3), 3469, 3470, 3472, 3473, 3474.1(A)(1), (2), (5), and (6) and (B), 3478(C), 3479(A), and 3480 and to enact R.S. 37:3462(6) through (16), 3467(B)(5), 3474.1(A)(7) and (8), (C) through (F), 3474.2, 3474.3, 3474.4, and 3477, relative to the Louisiana Wholesale Drug Distributors Act; to provide for a short title; to provide for definitions; to set the terms of board members; to provide for the powers and duties of the board; to provide for qualifications and requirements for licensure; to provide for inspections; to provide for applicants from other states; to provide for the denial, revocation, or suspension of a

license; to provide for enforcement proceedings; to provide for injunction proceedings; to provide for quarantine of a legend drug or device; to authorize the board to obtain criminal history record information; to provide for penalties; to provide for fees; to provide for unauthorized sales; 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 Original House Bill No. 877 by Representative Mills

AMENDMENT NO. 1

On page 1, line 5, after "(C)" delete the comma "," and delete "(D), (E), and" and insert "through"

AMENDMENT NO. 2

On page 1, line 19, after "(C)" delete the comma "," and delete "(D), (E), and" and insert "through"

AMENDMENT NO. 3

On page 4, line 1, after "juridical person," delete "such as" and insert "including"

AMENDMENT NO. 4

On page 5, line 20, between "on" and "the applicant" insert "the applicant" and between "on" and "responsible party" delete "the applicant"

AMENDMENT NO. 5

On page 6, line 19, delete the set of asterisks

AMENDMENT NO. 6

On page 8, line 2, between "the" and "to" delete "power" and insert "authority"

AMENDMENT NO. 7

On page 8, line 14, between "assess" and "a" insert "to"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 953—
BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 22:806 and to enact Part XVII-B of Chapter 1 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:822 through 833, relative to life insurance; to provide relative to the conversion of mutual life insurers and mutual life insurance holding companies; to provide definitions; to require a plan of reorganization; to provide with respect to consideration and dividend protections; to provide for approval by the commissioner of insurance after a public hearing; to provide with respect to approval by qualified voters; to provide limitations; to require the filing of a certificate of compliance; to provide for the effect of reorganization; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 967—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 46:2116.2(C)(4), relative to the State Personal Assistance Services Program; to allow individuals with significant disabilities eligible for the program to choose a qualified provider anywhere in the state; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 990—

BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 18:116(A)(2)(a), relative to voter registration agencies; to designate the office of a public secondary school guidance counselor as a voter registration agency; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 1044—

BY REPRESENTATIVE ABRAMSON

AN ACT

To enact R.S. 18:1463.1, relative to campaign practices; to require certain identification of the sources of telephone campaign communications; to provide for the content of such identification; to require certain approvals prior to causing such calls to be made; to provide definitions; to provide penalties for violations; 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 Original House Bill No. 1044 by Representative Abramson

AMENDMENT NO. 1

On page 3, line 17, delete "or sponsor of the ballot proposition"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1095—

BY REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 22:1474(B)(5) and (D)(3) and to enact R.S. 22:1474(D)(4), (5) and (6), relative to life insurance, disability income, long term care and annuity policies; to provide relative to exclusive use of certain records and information for individual life insurance, disability income, long term care and annuity policies; to provide relative to ownership of life insurance, disability income, long term care and annuity files; to provide relative to right to retain files upon termination of affiliation between insurance company and producer; to provide relative to the company's right to receive information upon termination or affiliation between insurance company and producer; to provide relative to all written or electronic records gathered and maintained by the producer; to provide relative to exclusion of real time policy data and updates maintained on the insurance company computer system or any data protected by the Gramm-Leach-Bliley Act or the security laws; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Insurance.

The substitute was read by title as follows:

HOUSE BILL NO. 1130 (Substitute for House Bill No. 1095 by Representative Robideaux)—

BY REPRESENTATIVES ROBIDEAUX AND CORTEZ

AN ACT

To amend and reenact R.S. 22:1474(B)(5) and (D)(3) and to enact R.S. 22:1474(D)(4), relative to life insurance, disability income, long-term care and annuity policies; to provide relative to exclusive use of certain records and information for individual life insurance, disability income, long-term care and annuity policies; to provide relative to ownership of life insurance, disability income, long-term care and annuity files; to provide relative to the right to retain files upon termination of affiliation between insurance company and producer; to provide relative to all written or electronic records gathered and maintained by the producer; to provide relative to exclusion of real-time policy data and updates maintained on the insurance company computer system or any data protected by the Gramm-Leach-Bliley Act or the security laws; and to provide for related matters.

Read by title.

On motion of Rep. Kleckley, the substitute was adopted and became House Bill No. 1130 by Rep. Robideaux, on behalf of the Committee on Insurance, as a substitute for House Bill No. 1095 by Rep. Robideaux.

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

HOUSE BILL NO. 1127 (Substitute for House Bill No. 663 by Representative Hutter)—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 9:2793.9, relative to civil liability; to provide a limitation of liability for certain religious organizations; to provide an exception for willful and wanton misconduct; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

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:

Local and Consent Calendar

HOUSE BILL NO. 27—

BY REPRESENTATIVE JOHNSON
AN ACT

To enact R.S. 33:452, relative to mayors' courts; to require the appointment of a court magistrate for the mayor's court in Evergreen; to provide for the powers of the magistrate; to provide for the salary of the magistrate; and to provide for related matters.

Read by title.

Rep. Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|--------------|-------------|
| Mr. Speaker | Gisclair | Montoucet |
| Abramson | Greene | Morrell |
| Anders | Guillory, E. | Morris |
| Armes | Guillory, M. | Norton |
| Aubert | Guinn | Nowlin |
| Badon, A. | Hardy | Pearson |
| Badon, B. | Harrison | Perry |
| Baldone | Hazel | Peterson |
| Barras | Henderson | Ponti |
| Barrow | Henry | Pope |
| Billiot | Hines | Pugh |
| Burford | Hoffmann | Richard |
| Burns, H. | Honey | Richardson |
| Burrell | Howard | Richmond |
| Carmody | Hutter | Ritchie |
| Carter | Jackson G. | Robideaux |
| Cazayoux | Johnson | Roy |
| Champagne | Jones, R. | Schroder |
| Chandler | Jones, S. | Simon |
| Chaney | Katz | Smiley |
| Connick | Kleckley | Smith, G. |
| Cortez | LaBruzzo | Smith, J. |
| Cromer | LaFonta | Smith, P. |
| Danahay | Lambert | St. Germain |
| Dixon | LeBas | Talbot |
| Doerge | Leger | Templet |
| Edwards | Ligi | Trahan |
| Ellington | Little | Waddell |
| Fannin | Lopinto | White |
| Foil | Lorusso | Williams |
| Franklin | McVea | Willmott |
| Gallot | Mills | Wooton |
| Geymann | Monica | |
| Total - 98 | | |

NAYS

Total - 0

ABSENT

| | | |
|-----------|------------|----------|
| Arnold | Downs | Marchand |
| Burns, T. | Hill | |
| Dove | Jackson M. | |
| Total - 7 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johnson 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. 32—

BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 44:231.1, relative to the office of recorder of mortgages in Orleans Parish; to provide that no special election or qualifying period shall be held to fill a vacancy occurring in the term of office expiring December 31, 2008; to provide for applicability; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 32 by Representative Richmond

AMENDMENT NO. 1

On page 1, between lines 16 and 17, insert the following:

"Section 2. Nothing in this Act is intended to affect the repeal of this Section on January 1, 2009, pursuant to Act No. 621 of the 2006 Regular Session."

"Section 3. Any proclamation calling for a special election to fill the vacancy of the office of recorder of mortgages in Orleans Parish shall be null, void, and without effect."

AMENDMENT NO. 2

On page 1, line 17, change "Section 2." to "Section 4."

AMENDMENT NO. 3

On page 2, line 19, change "Section 3." to Section 5."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 32 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 15, after "31, 2008." delete the remainder of the line and delete line 16 in its entirety and insert the following:

"The chief deputy in the office of recorder of mortgages shall fill the unexpired term."

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

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

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker Franklin Lorusso
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 Henry Peterson
Burford Hines Ponti
Burns, H. Hoffmann Pope
Burns, T. Honey Richard
Burrell Howard Richardson
Carmody Hutter Richmond
Carter Jackson G. Ritchie
Cazayoux Jackson M. Robideaux
Champagne Johnson Schroder
Chandler Jones, R. Smith, G.
Chaney Jones, S. Smith, J.
Connick Katz Smith, P.
Cortez Kleckley St. Germain
Cromer LaBruzzo Talbot
Danahay LaFonta Templet
Dixon Lambert Trahan
Doerge LeBas Waddell
Edwards Leger White
Ellington Ligi Williams
Fannin Little Willmott
Foil Lopinto

Total - 95

NAYS

Total - 0

ABSENT

Dove Marchand Smiley
Downs Pugh Wooton
Henderson Roy
Hill Simon

Total - 10

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. 69— BY REPRESENTATIVE RICHMOND AN ACT

To amend and reenact R.S. 13:61(A) and (B), relative to duties of the Judicial Council; to require the council to adopt determinate standards and guidelines to be applied in determining the necessity of splitting or merging a court; to require the council to provide information to the appropriate standing committees of the House of Representatives or of the Senate as to its recommendations; and to provide for related matters.

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

Total - 96

NAYS

Total - 0

ABSENT

Cazayoux Ellington Jones, S.
Dove Henry Marchand
Downs Hill Talbot

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

HOUSE BILL NO. 100— BY REPRESENTATIVE RICHMOND AN ACT

To amend and reenact R.S. 13:4341, relative to public sales; to provide for the location of sales by auction; to provide for sales at courthouse annexes in certain circumstances; and to provide for related matters.

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

Total - 101

NAYS

Total - 0

ABSENT

| | |
|------|-----------|
| Dove | Jones, S. |
| Hill | Marchand |

Total - 4

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.

Suspension of the Rules

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

HOUSE BILL NO. 530—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 13:621.44(A), relative to the Orleans Parish Juvenile Court; to provide for the term of office for a judge with the court in case of vacancy; and to provide for related matters.

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

Total - 101

NAYS

Total - 0

ABSENT

| | |
|------|-----------|
| Dove | Jones, S. |
| Hill | Marchand |

Total - 4

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. 93—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 40:2531, relative to rights of police employees during investigations; to apply the rights of certain law enforcement officers under investigation to police employees; and to provide for related matters.

Read by title.

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

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HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 93 by Representative St. Germain

AMENDMENT NO. 1

On page 2, line 29, following "the" and before "law" insert "police employee or" and following "The" and before "law" insert "police employee or"

AMENDMENT NO. 2

On page 3, line 6, following "the" and before "law enforcement" insert "police employee or"

AMENDMENT NO. 3

On page 3, line 9, following "the" and before "law enforcement" insert "police employee or"

On motion of Rep. Waddell, 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, Abramson, Anders, Arnes, Arnold, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burns, H., Burns, T., Burrell, Carmody, Carter, Cazayoux, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Total - 98

NAYS

Total - 0

ABSENT

Aubert, Burford, Dove, Hill, Honey, Marchand, Perry, Total - 7

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. 116— BY REPRESENTATIVE ROSALIND JONES AN ACT

To amend and reenact R.S. 13:587.2(A), relative to divisions of court of the Fourth Judicial District; to authorize the judges of the court to designate a division of court as a specialty division; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Rosalind Jones to Engrossed House Bill No. 116 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 1, line 12, after "driving" and before "court," delete "under the influence" and insert in lieu thereof "while intoxicated"

On motion of Rep. Rosalind Jones, the amendments were adopted.

Rep. Rosalind Jones moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

| | | |
|-----------|----------|-------------|
| Cromer | LaBruzzo | Smith, P. |
| Danahay | LaFonta | St. Germain |
| Dixon | Lambert | Talbot |
| Doerge | LeBas | Templet |
| Downs | Leger | Trahan |
| Edwards | Ligi | Waddell |
| Ellington | Little | White |
| Fannin | Lopinto | Williams |
| Foil | Lorusso | Willmott |
| Franklin | McVea | Wooton |

Total - 102

NAYS

Total - 0

ABSENT

| | | |
|------|------|----------|
| Dove | Hill | Marchand |
|------|------|----------|

Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Rosalind Jones 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. 126—
BY REPRESENTATIVES BALDONE AND WOOTON
AN ACT

To enact R.S. 46:1844(N)(4), relative to crime victims and witnesses; to provide with respect to duties of the Department of Public Safety and Corrections, corrections services; to provide with respect to providing a crime victim with a recent photograph of an inmate prior to his release; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 126 by Representative Baldone

AMENDMENT NO. 1

On page 1, after line 16, insert the following:

"* * *"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 126 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 16, after "photograph" and before "at" insert "to the registered victim"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

| | | |
|-----------|------|--------|
| Burns, H. | Hill | Norton |
|-----------|------|--------|

| | | |
|------|----------|--|
| Dove | Marchand | |
|------|----------|--|

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Baldone 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. 130—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 13:587.2(A), relative to divisions of court of the Fourth Judicial District; to authorize the judges of the court to designate a division of court as a specialty division; and to provide for related matters.

Read by title.

Rep. Rosalind Jones 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 | Monica |
| Abramson | Gisclair | Montoucet |
| Anders | Greene | Morrell |
| Armes | Guillory, E. | Morris |
| Arnold | Guillory, M. | Norton |
| Aubert | Guinn | Nowlin |
| Badon, A. | Hardy | Pearson |
| Badon, B. | Harrison | Perry |
| Baldone | Hazel | Peterson |
| Barras | Henderson | Ponti |
| Barrow | Henry | Pope |
| Billiot | Hines | Pugh |
| Burford | Hoffmann | Richard |
| Burns, T. | Honey | Richardson |
| Burrell | Howard | Richmond |
| Carmody | Hutter | Ritchie |
| Carter | Jackson G. | Robideaux |
| Cazayoux | Jackson M. | 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 |
| Downs | Leger | Trahan |
| Edwards | Ligi | Waddell |
| Ellington | Little | White |
| Fannin | Lopinto | Williams |
| Foil | Lorusso | Willmott |
| Franklin | McVea | Wooton |
| Gallot | Mills | |

Total - 101

NAYS

Total - 0

ABSENT

| | |
|-----------|----------|
| Burns, H. | Hill |
| Dove | Marchand |

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Rosalind Jones 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. 497—
BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 13:841.2, relative to the clerk of court of the Twenty-First Judicial District; to provide for the expenditure of certain fees; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 497 by Representative Edwards

AMENDMENT NO. 1

On page 1, line 14, following "expended" and before "for" delete "exclusively"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

| | | |
|---------|----------|--------|
| Dove | Hill | Morris |
| Geymann | Marchand | |

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Edwards 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. 505—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 11:608, relative to retired probation and parole officers; to allow officers to purchase their firearms upon retirement; to provide for certain criteria; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Engrossed House Bill No. 505 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 11, after "of" and before "shall" delete "this Section" and insert in lieu thereof "R.S. 11:441 or 602, as may be applicable,"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|--------------|-------------|
| Mr. Speaker | Gallot | Mills |
| Abramson | Gisclair | Monica |
| Anders | Greene | Montoucet |
| Armes | Guillory, E. | Morrell |
| Arnold | Guillory, M. | Norton |
| Aubert | Guinn | Nowlin |
| Badon, A. | Hardy | Pearson |
| Badon, B. | Harrison | Perry |
| Baldone | Hazel | Peterson |
| Barras | Henderson | Ponti |
| Barrow | Henry | Pope |
| Billiot | Hines | Pugh |
| Burford | Hoffmann | Richard |
| Burns, H. | Honey | Richardson |
| Burns, T. | Howard | Richmond |
| Burrell | Hutter | Ritchie |
| Carmody | Jackson G. | Robideaux |
| Carter | Jackson M. | 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 |
| Downs | Leger | Trahan |
| Edwards | Ligi | Waddell |
| Ellington | Little | White |
| Fannin | Lopinto | Williams |
| Foil | Lorusso | Willmott |
| Franklin | McVea | Wooton |

Total - 99

NAYS

Total - 0

ABSENT

| | | |
|----------|---------|----------|
| Cazayoux | Geymann | Marchand |
| Dove | Hill | Morris |

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wooton 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.

Regular Calendar

HOUSE BILL NO. 129—

BY REPRESENTATIVES MONICA, MILLS, AND RICHARDSON
AN ACT

To amend and reenact Code of Civil Procedure Article 4911(A) and 4912(A)(1) and (B), relative to justice of the peace courts; to increase the civil jurisdictional amount in dispute generally and in other specific cases; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 129 by Representative Monica

AMENDMENT NO. 1

On page 1, line 19, following "dollars" and before "and" insert "in value"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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| | | |
|-----------|---------|----------|
| Doerge | Leger | Templet |
| Downs | Ligi | Trahan |
| Edwards | Little | White |
| Ellington | Lopinto | Williams |
| Fannin | Lorusso | Willmott |
| Foil | McVea | Wooton |

Total - 99

NAYS

Total - 0

ABSENT

| | | |
|--------------|-------|----------|
| Dove | Guinn | Marchand |
| Guillory, E. | Hill | Waddell |

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Monica 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. 136—

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 13:917(A) and to enact R.S. 13:2562.26, relative to the destruction of useless records by clerks of court; to provide for time limitations on the destruction of records; to provide for conformity of such provisions in parish courts in Jefferson Parish, including limitation of actions against the clerk or judge for destruction of such records; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 143—

BY REPRESENTATIVE CROMER

AN ACT

To enact R.S. 13:5202(E), relative to the City Court of Slidell; to provide for the civil jurisdictional amount for the small claims division; and to provide for related matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|--------------|-----------|
| Mr. Speaker | Gallot | Monica |
| Abramson | Geymann | Montoucet |
| Anders | Gisclair | Morrell |
| Armes | Greene | Morris |
| Arnold | Guillory, M. | Norton |
| Aubert | Guinn | Nowlin |
| Badon, A. | Hardy | Pearson |
| Badon, B. | Harrison | Perry |
| Baldone | Hazel | Peterson |
| Barras | Henderson | Ponti |
| Barrow | Henry | Pope |
| Billiot | Hines | Pugh |

| | | |
|-----------|------------|-------------|
| Burford | Hoffmann | Richard |
| Burns, H. | Honey | Richardson |
| Burns, T. | Howard | Richmond |
| Burrell | Hutter | Ritchie |
| Carmody | Jackson G. | Robideaux |
| Carter | Johnson | Roy |
| Cazayoux | Jones, R. | Schroder |
| Champagne | Jones, S. | Simon |
| Chandler | Katz | Smiley |
| Chaney | Kleckley | Smith, G. |
| Connick | LaBruzzo | Smith, J. |
| Cortez | LaFonta | St. Germain |
| Cromer | Lambert | Talbot |
| Danahay | LeBas | Templet |
| Doerge | Leger | Trahan |
| Downs | Ligi | Waddell |
| Edwards | Little | White |
| Ellington | Lopinto | Williams |
| Fannin | Lorusso | Willmott |
| Foil | McVea | Wooton |
| Franklin | Mills | |

Total - 98

NAYS

Total - 0

ABSENT

| | | |
|--------------|------------|-----------|
| Dixon | Hill | Smith, P. |
| Dove | Jackson M. | |
| Guillory, E. | Marchand | |

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cromer 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. 144—

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 13:2487.2, relative to qualifications of office for the City Court of Slidell; to increase the time that a city judge must have been licensed to practice law in the state prior to his election; and to provide for related matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|--------------|-----------|
| Mr. Speaker | Gallot | Monica |
| Abramson | Geymann | Montoucet |
| Anders | Gisclair | Morrell |
| Armes | Greene | Morris |
| Arnold | Guillory, E. | Norton |
| Badon, A. | Guillory, M. | Nowlin |
| Badon, B. | Guinn | Pearson |
| Baldone | Hardy | Perry |
| Barras | Harrison | Peterson |
| Barrow | Hazel | Ponti |
| Billiot | Henderson | Pope |
| Burford | Henry | Pugh |
| Burns, H. | Hines | Richard |

| | | |
|------------|------------|-------------|
| Burns, T. | Hoffmann | Richardson |
| Burrell | Howard | Richmond |
| Carmody | Hutter | Ritchie |
| Carter | Jackson G. | Robideaux |
| Cazayoux | Johnson | Roy |
| Champagne | Jones, R. | Schroder |
| Chandler | Jones, S. | Simon |
| Chaney | Katz | Smiley |
| Connick | Kleckley | Smith, G. |
| Cortez | LaBruzzo | Smith, J. |
| Cromer | LaFonta | St. Germain |
| Danahay | Lambert | Talbot |
| Dixon | LeBas | Templet |
| Doerge | Leger | Trahan |
| Downs | Ligi | Waddell |
| Edwards | Little | White |
| Ellington | Lopinto | Williams |
| Fannin | Lorusso | Willmott |
| Foil | McVea | Wooton |
| Franklin | Mills | |
| Total - 98 | | |

NAYS

Total - 0

ABSENT

| | | |
|-----------|------------|-----------|
| Aubert | Honey | Smith, P. |
| Dove | Jackson M. | |
| Hill | Marchand | |
| Total - 7 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cromer 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.

Acting Speaker Henry Burns in the Chair

HOUSE BILL NO. 147—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 15:1208.1, relative to the creation of the Louisiana Sheriffs' Management Institute; to provide for the creation and composition of the board; to provide for appointment and terms of membership; to provide for training schedules and curriculum; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Engrossed House Bill No. 147 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 2, between "Sheriffs" and "Management" insert "Executive"

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

Motion

On motion of Rep. Katz, the House agreed to recommit the bill to the Committee on Appropriations.

Speaker Tucker in the Chair

HOUSE BILL NO. 136—
BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 13:917(A) and to enact R.S. 13:2562.26, relative to the destruction of useless records by clerks of court; to provide for time limitations on the destruction of records; to provide for conformity of such provisions in parish courts in Jefferson Parish, including limitation of actions against the clerk or judge for destruction of such records; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Henry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| | | |
|-------------|--------------|-------------|
| Mr. Speaker | Gallot | Montoucet |
| Abramson | Geymann | Morrell |
| Anders | Gisclair | Morris |
| Armes | Greene | Norton |
| Arnold | Guillory, E. | Nowlin |
| Aubert | Guillory, M. | Pearson |
| Badon, A. | Hardy | Perry |
| Badon, B. | Harrison | Peterson |
| Baldone | Hazel | Ponti |
| Barras | Henry | Pope |
| Barrow | Hines | Pugh |
| Billiot | Hoffmann | Richard |
| Burford | Honey | Richardson |
| Burns, H. | Howard | Richmond |
| Burns, T. | Hutter | Ritchie |
| Burrell | Jackson G. | Robideaux |
| Carmody | Johnson | Roy |
| Carter | Jones, R. | Schroder |
| Champagne | Jones, S. | Simon |
| Chandler | Katz | Smiley |
| Chaney | Kleckley | Smith, G. |
| Connick | LaBruzzo | Smith, J. |
| Cortez | LaFonta | St. Germain |
| Cromer | Lambert | Talbot |
| Danahay | LeBas | Templet |
| Dixon | Leger | Trahan |
| Doerge | Ligi | Waddell |
| Downs | Little | White |
| Edwards | Lopinto | Williams |
| Ellington | Lorusso | Willmott |
| Fannin | McVea | Wooton |
| Foil | Mills | |
| Franklin | Monica | |
| Total - 97 | | |

NAYS

Total - 0

ABSENT

| | | |
|-----------|------------|-----------|
| Cazayoux | Henderson | Marchand |
| Dove | Hill | Smith, P. |
| Guinn | Jackson M. | |
| Total - 8 | | |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Henry 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. Henry, the rules were suspended in order to take up and consider Reports of Committees at this time.

Report of the Committee on Administration of Criminal Justice

April 10, 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 Bill No. 29, by Morris
Reported favorably. (11-0) (Local & Consent)

House Bill No. 39, by Hazel
Reported favorably. (11-0) (Local & Consent)

House Bill No. 115, by Lambert
Reported favorably. (11-0) (Local & Consent)

House Bill No. 185, by Baldone
Reported favorably. (10-0) (Local & Consent)

House Bill No. 247, by Wooton
Reported with amendments. (9-1-1) (Regular)

House Bill No. 280, by Wooton
Reported with amendments. (12-0) (Regular)

House Bill No. 286, by Morrell
Reported with amendments. (11-0) (Regular)

House Bill No. 450, by Wooton
Reported by substitute. (11-0) (Regular)

House Bill No. 631, by Schroder
Reported with amendments. (13-0) (Regular)

House Bill No. 632, by Schroder
Reported with amendments. (13-0) (Regular)

ERNEST D. WOOTON
Chairman

Report of the Committee on Education

April 10, 2008

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 41, by Hardy
Reported favorably. (16-0)

House Bill No. 353, by Richardson
Reported favorably. (14-0) (Local & Consent)

House Bill No. 378, by Armes
Reported with amendments. (15-0) (Regular)

House Bill No. 671, by Nowlin
Reported favorably. (16-0) (Regular)

House Bill No. 719, by Carmody
Reported with amendments. (17-0) (Regular)

DONALD MARK "DON" TRAHAN
Chairman

Report of the Committee on Health and Welfare

April 10, 2008

To the Speaker and Members of the House of Representatives:

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

House Bill No. 154, by Mills
Reported with amendments. (12-0) (Local & Consent)

House Bill No. 155, by Katz
Reported favorably. (14-0) (Local & Consent)

House Bill No. 194, by Katz
Reported favorably. (15-0) (Local & Consent)

House Bill No. 366, by Katz
Reported with amendments. (14-0) (Regular)

House Bill No. 1051, by Katz
Reported favorably. (14-0) (Local & Consent)

House Bill No. 1062, by Mills
Reported with amendments. (12-0) (Regular)

House Bill No. 1098, by Katz
Reported with amendments. (13-0) (Regular)

KAY KELLOGG KATZ
Chairman

Report of the Committee on House and Governmental Affairs

April 10, 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:

House Bill No. 34, by Katz
Reported with amendments. (18-0) (Regular)

House Bill No. 180, by Gallot
Reported favorably. (14-0) (Regular)

House Bill No. 274, by Gallot
Reported favorably. (15-0) (Regular)

House Bill No. 276, by Gallot
Reported favorably. (15-0) (Regular)

House Bill No. 1122, by Badon, Bobby
Reported with amendments. (18-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

Report of the Committee on Insurance

April 10, 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. 214, by Kleckley
Reported favorably. (6-0) (Local & Consent)

House Bill No. 222, by Kleckley
Reported favorably. (8-0) (Local & Consent)

House Bill No. 237, by Kleckley
Reported favorably. (8-0) (Local & Consent)

House Bill No. 606, by Lopinto
Reported with amendments. (9-0) (Regular)

CHARLES E. "CHUCK" KLECKLEY
Chairman

Petitions, Memorials and Communications

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

April 10, 2008

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 22 and 23

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Privileged Report of the Committee on Enrollment

April 10, 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. 18—
BY REPRESENTATIVE HOFFMANN

A RESOLUTION

To commend James McKay, executive director of the East Ouachita Recreation District, upon his retirement and to recognize him for sixty-five years of service to the youth of Ouachita Parish.

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.

Privileged Report of the Committee on Enrollment

April 10, 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 Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 6—
BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the law regarding the method by which appeals are taken and to report its findings and make specific recommendations for legislation to the House of Representatives prior to the convening of the 2009 Regular Session of the Legislature of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 9—
BY REPRESENTATIVE PETERSON

A CONCURRENT RESOLUTION

To urge and request the Department of Economic Development to develop a process to annually review the effectiveness of tax exemptions and tax credits enacted by the Louisiana Legislature in order to evaluate the fiscal impact of such exemptions and credits and to make recommendations regarding whether these tax exemptions and credits are achieving intended goals and to submit a written report of its findings to the Louisiana Legislature prior to the commencement of the 2009 Regular Session.

HOUSE CONCURRENT RESOLUTION NO. 43—

BY REPRESENTATIVES PATRICIA SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CAZAYOUX, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GULLORY, MICKY GULLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTUCET, MORRELL, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana State University Lady Tigers basketball team upon advancing to its fifth consecutive

National Collegiate Athletic Association (NCAA) Final Four and to extend best wishes to the players and coaches as they celebrate this historic occasion and prepare for another successful season.

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVES MORRELL, HOFFMANN, AND ROSALIND JONES AND SENATOR SHEPHERD
A CONCURRENT RESOLUTION
To commend Franklin Avenue Baptist Church in New Orleans upon its reopening in April of 2008.

HOUSE CONCURRENT RESOLUTION NO. 47—
BY REPRESENTATIVE BOBBY BADON AND SENATOR CRAVINS
A CONCURRENT RESOLUTION
To commend Carroll Guilbeau upon his retirement after sixty years of work in public service and public safety in Lafayette Parish.

HOUSE CONCURRENT RESOLUTION NO. 48—
BY REPRESENTATIVES MARCHAND, PATRICIA SMITH, BURRELL, AND ROSALIND JONES AND SENATORS CRAVINS AND JACKSON
A CONCURRENT RESOLUTION
To commend Alpha Kappa Alpha Sorority, Incorporated, on its centennial anniversary celebration.

HOUSE CONCURRENT RESOLUTION NO. 49—
BY REPRESENTATIVES RITCHIE, ANDERS, ARMES, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BURFORD, HENRY BURNS, BURRELL, CAZAYOUX, CHAMPAGNE, CHANDLER, CHANEY, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARRISON, HAZEL, HILL, HOFFMANN, HOWARD, HUTTER, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LAMBERT, LEBAS, LITTLE, MCVEA, MILLS, MONICA, MONTUCET, MORRELL, MORRIS, NOWLIN, PERRY, POPE, PUGH, RICHARD, RICHARDSON, ROBIDEAUX, ROY, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TRAHAN, WADDELL, WHITE, AND WOOTON AND SENATORS CROWE, ERDEY, HEBERT, LAFLEUR, MORRISH, SMITH, THOMPSON, AND WALSWORTH
A CONCURRENT RESOLUTION
To commend Louisiana 4-H upon the occasion of its centennial anniversary.

HOUSE CONCURRENT RESOLUTION NO. 51—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION
To memorialize the United States Food and Drug Administration to take immediate and focused action to improve the enforcement of food import restrictions of seafood imports prior to sale in Louisiana.

Respectfully submitted,

WAYNE WADDELL
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. Tim Burns, the rules were suspended to permit the Committee on Civil Law and Procedure to consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 139

Suspension of the Rules

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

House Bill Nos. 156, 192, 219, and 508

Leave of Absence

Rep. Hill - 1 day

Rep. Marchand - 1/2 day

Adjournment

On motion of Rep. Trahan, at 3:47 P.M., the House agreed to adjourn until Monday, April 14, 2008, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, April 14, 2008.

ALFRED W. SPEER
Clerk of the House