

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

ELEVENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, April 16, 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	Gisclair	Monica
Abramson	Greene	Montoucet
Anders	Guillory, E.	Morrell
Armes	Guillory, M.	Morris
Arnold	Guinn	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Perry
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	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	Marchand	Wooton
Gallot	McVea	
Geymann	Mills	
Total - 103		
	ABSENT	

Cazayoux	Dove
Total - 2	

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Rev. Gerald Martin.

Pledge of Allegiance

Rep. Richard 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. Aubert, the reading of the Journal was dispensed with.

On motion of Rep. Aubert, the Journal of April 15, 2008, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

April 16, 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 No. 10

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 16, 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. 81, 96, 114, 115, 140, 144, 150, 228, 234, 326, and 635

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. 81—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 39:1800.4(C), relative to state and local corrections facilities; to provide for certain contracts; to provide for management contracts involving capital expenditures; and to provide for related matters.

Read by title.

SENATE BILL NO. 96—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 37:761(C) and 764(D) and to enact R.S. 37:795(B)(1)(m) and (B)(2)(u), relative to the profession of dentistry; to provide for requirements of applicants for dental licensure; to provide for the requirements of licensure of a dental hygienist; to provide for fees; and to provide for related matters.

Read by title.

SENATE BILL NO. 114—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 15:152(C) and to enact R.S. 15:147(E), relative to the Louisiana Public Defender Act; to amend provisions of the Louisiana Public Defender Act; to provide with respect to the salary of the state public defender; to provide for the employment status of certain employees; and to provide for related matters.

Read by title.

SENATE BILL NO. 115—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 18:465(E) and to enact R.S. 18:465(C)(7), relative to qualifying for a primary election; to provide for nominating petitions; to provide relative to the signatures required upon and the certification of such petitions; to provide for qualification by nominating petition when qualifying is reopened following the death of a candidate; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 140—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 32:391(A) and 398.1(A), relative to traffic citations; to provide for electronic tickets or e-tickets; to provide for the original signature or electronic signature of an arresting officer; and to provide for related matters.

Read by title.

SENATE BILL NO. 144—
BY SENATORS N. GAUTREAUX, AMEDEE, DORSEY, DUPLESSIS AND MOUNT

AN ACT

To enact R.S. 14:43.6, relative to certain sex offenses; to provide for the administration of medroxyprogesterone acetate to or voluntary castration of sex offenders; to provide penalties for noncompliance; and to provide for related matters.

Read by title.

SENATE BILL NO. 150—
BY SENATOR CRAVINS

AN ACT

To enact Part XIV-A of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be composed of R.S. 22:2090.1 through 2090.26, relative to domestic captive insurance companies; to provide for definitions; to provide for applicability of other provisions; to provide for powers of the commissioner of insurance, including the authority to adopt reasonable regulations; to provide for incorporation and application for a certificate of authority; to provide for financial examinations; to provide for capital and surplus requirements; to provide for suspension or revocation of certificate of authority; to provide for authorized and prohibited lines of insurance; to provide for restrictions on captive insurers operations; to provide for filing of rates and forms; and to provide for related matters.

Read by title.

SENATE BILL NO. 228—
BY SENATORS HEITMEIER, BROOME, GRAY, MURRAY AND NEVERS

AN ACT

To enact R.S. 28:22, R.S. 40:2006(B)(2)(i) and (E)(2)(x), and Part VI-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180.6 through 2180.11, relative to crisis receiving centers; to provide for a crisis response system; to provide for definitions; to provide for fees; to provide for licensing; to provide for rules and regulations; and to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 234—
BY SENATOR MOUNT

AN ACT

To enact R.S. 40:2006(E)(2)(x) and Part VI-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2180.11 through 2180.16 and to repeal R.S. 28:822(26), relative to licensure of substitute family agencies for the developmentally disabled; to provide for licensing fees for such services; to provide for rules and regulations; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 326—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2074(B)(3)(e), R.S. 36:231(B) and 258(B), and R.S. 40:4(A)(6), 31.31(1) and 31.32(C) and to enact R.S. 30:2074(B)(3)(f) and (11), relative to transporters of certain waste; to provide for the issuance of licenses and collection of fees for transporting or hauling sewage sludge or biosolids; to provide for the authority of the secretary of the Department of Environmental Quality; to provide for the authority of the state health officer; and to provide for related matters.

Read by title.

SENATE BILL NO. 635—
BY SENATORS THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 3:3801(A), (B), and (C), 3803(14), 3804(A), 3807(B)(4), 3808(D) and 3815 and to repeal R.S. 3:3807(B)(6) and 3808(F), relative to the Horticulture Commission; to consolidate the professions of horticulturist and landscape contractor into one licensed profession known as "landscape horticulturist"; to provide relative to license powers; to provide for transition provisions; and to provide for related matters.

Read by title.

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. 1146—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 40:2405(C), relative to peace officer training requirements; to exempt certain part-time and reserve officers from peace officer training requirements; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1147—

BY REPRESENTATIVE CROMER
AN ACT

To amend and reenact R.S. 40:1429, relative to the insurance fraud investigation unit within the Department of Public Safety and Corrections, public safety services, office of state police; to extend the termination date of the unit; and to provide for related matters.

Read by title.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 30—

BY SENATOR DUPLESSIS
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study and determine the feasibility of incorporating school leadership accountability factors into the computation of School Performance Scores.

Read by title.

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

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. 1059—

BY REPRESENTATIVE BARROW
AN ACT

To enact R.S. 33:9038.62, relative to economic development in the city of Baton Rouge; to create a special taxing district in north Baton Rouge; to provide for its boundaries, governance, and powers and duties, including the power of taxation and tax increment financing; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1142—

BY REPRESENTATIVES ST. GERMAIN, BILLIOT, AND HENDERSON
AND SENATOR DUPRE
AN ACT

To enact R.S. 56:422(E), relative to harvest of oysters; to authorize the Wildlife and Fisheries Commission to promulgate rules and

regulations that allow the operation of oyster cargo vessels; 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. 1143—

BY REPRESENTATIVE EDWARDS
AN ACT

To amend and reenact R.S. 13:3049(B)(2)(a), relative to mileage reimbursement rates for civil jurors; to provide for a minimum and maximum reimbursement rate; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1144—

BY REPRESENTATIVE MONTOUCE
AN ACT

To amend and reenact R.S. 47:302.22(B), relative to the disposition of collections in the Acadia Parish Visitor Enterprise Fund; to provide for the use of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 1145—

BY REPRESENTATIVE FOIL
AN ACT

To amend and reenact R.S. 17:3351.6(B) and to enact R.S. 17:3351.6(A)(4), (5), and (6), relative to authorizing the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and nonresident fee amounts for students at the Paul M. Hebert Law Center; to authorize proportional amounts for part-time students and for summer sessions; to provide limitations; to provide for effectiveness; 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 Education.

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. 52—

BY SENATOR MARTINY
AN ACT

To amend and reenact R.S. 14:35.1(A)(1) and (B) and to enact R.S. 14:35.1(A)(3), relative to battery of certain workers; to provide for the crime of battery of an adult protective service worker; to provide for the elements of such crime; to provide for definitions; to provide for criminal 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.

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SENATE BILL NO. 53—

BY SENATOR SHAW

AN ACT

To enact R.S. 42:1141(B)(1)(c), relative to ethics complaints; to provide that the Board of Ethics shall not investigate or otherwise address anonymous complaints; 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. 55—

BY SENATOR MORRISH

AN ACT

To amend and reenact Code of Civil Procedure Art. 4843(F), relative to the jurisdiction of city courts; to provide relative to the City Court of Jennings; to increase the jurisdictional amount in dispute in such court; 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. 101—

BY SENATOR MORRISH

AN ACT

To enact R.S. 13:2075.1, relative to the City Court of Jennings; to authorize the transfer of surplus filing fees and costs in the court's civil fee account; 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. 107—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 13:985(A), (B), (C), (D), (E), (F), (H) and (I) and 985.1(A)(1), (2)(b) and (3) and to enact R.S. 13:985.1(A)(2)(c), relative to court reporters for the Thirty-First Judicial District; to provide for the number of court reporters to be appointed in the Thirty-First Judicial District; to provide for salaries; to provide for the indigent transcript fund; 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. 130—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 9:3516(26), relative to the Louisiana Consumer Credit Law; to provide for prepaid finance charges; to provide for definitions; 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. 143—

BY SENATORS N. GAUTREAU, AMEDEE, CROWE, DORSEY, DUPLESSIS AND MOUNT

AN ACT

To amend and reenact the introductory paragraph of R.S. 14:313(C) and to enact R.S. 14:313(E) and 313.1, relative to "sex offenders," to prohibit "sex offenders" from wearing a mask,

hood or disguise during Halloween; and certain other holidays; to prohibit "sex offenders" from distributing candy or other gifts to minors on Halloween; and certain other holidays; 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. 197—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 30:2183(G)(1), relative to environmental quality; to provide for a prescriptive period for instituting prosecutions for violations of the Hazardous Waste Control Law; 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.

SENATE BILL NO. 198—

BY SENATOR THOMPSON

AN ACT

To enact Chapter 20-A of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:3396.1 through 3396.6, relative to pest control programs; to provide relative to the state's participation in the Pest Control Compact; to provide for purposes, findings, and declaration of policy; to provide for definitions; to provide relative to the Pest Control Insurance Fund; to provide for administration and management of the fund; to provide relative to state assistance, reimbursement, and expenditures; to provide for administration and management of the Compact; to provide for rulemaking procedures; to provide for entry and withdrawal procedures; to provide for severability; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE BILL NO. 238—

BY SENATOR CASSIDY

AN ACT

To enact R.S. 40:1064.1, relative to expedited partner therapy; to provide for the prescription of medications to individuals who may have been exposed to certain venereal diseases absent a doctor-patient relationship and absent a clinical assessment; to provide for the promulgation of rules; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 240—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:1382(A)(1)(a) relative to the Louisiana Insurance Guaranty Association; to provide for the limits of liability of the association; 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. 258—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact Children's Code Article 311(B)(1)(b) and R.S. 6:333(B), R.S. 44:4.1(B)(28), and R.S. 46:236.1.9(B), to enact R.S. 46:236.1.1(8), and to repeal Children's Code Article 311(A)(1)(c), relative to the Department of Social Services and support enforcement jurisdiction; to provide relative to proceedings; to provide definitions; to provide for certain limitations and exceptions to public and financial records; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 264—

BY SENATORS QUINN AND BROOME

AN ACT

To amend and reenact R.S. 46:2136(A)(4) and 2136.1 and Children's Code Article 1570.1(A) and to enact R.S. 46:2135(A)(6) and (7) and Children's Code Articles 1569(A)(6) and (7) and 1570(A)(5), relative to domestic abuse assistance; to provide for temporary restraining orders; to expand the scope of protection of a temporary restraining order; to provide relative to protective orders; to provide for certain medical evaluations; to provide for the payment of attorney fees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 271—

BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 18:402(F)(5) and (6) and to repeal R.S. 18:402(F)(7), relative to bond, tax, or propositional elections; to provide for the elimination of the July date for such elections; 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. 296—

BY SENATOR ADLEY

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(B) of the Constitution of Louisiana, relative to calling extraordinary sessions of the legislature; to require that the proclamation calling the session be issued and made public so that at least five calendar days elapse after the day the proclamation is made public and prior to the day of the start of such session; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 321—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 49:316.1(A)(2)(a) and (c), relative to the administration of state government; to provide the Department of Environmental Quality with authority to accept credit cards for payment of obligations owed to the state through use of a third-party processor to collect a convenience fee to adequately cover transaction fees; 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.

SENATE BILL NO. 327—

BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 6:969.18(A), relative to the Motor Vehicle Sales Finance Act; to provide for documentation and compliance fees; 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. 406—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 40:1394.1, relative to state police; to provide with respect to the salary schedule report; 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. 469—

BY SENATORS DUPRE, AMEDEE, DORSEY, DUPLESSIS AND MOUNT

AN ACT

To enact the Children's Code Article 857(C) and the Code of Criminal Procedure Article 876, relative to criminal procedure; to provide for sentencing of adults for certain crimes committed as a child; to provide for certain adults charged for crimes committed as a child; to provide for requirements of sentencing; to provide terms, conditions, and procedures; 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. 489—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 39:360(C), relative to maintenance of state owned aircraft; to provide relative to maintenance regulation by the aviation unit of the division of administration; to provide an exemption for aircraft owned or operated by the Louisiana Department of Agriculture and Forestry; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 492—

BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 9:346, to enact Civil Code Article 136.1, and to repeal R.S. 9:347, relative to custody and visitation; to provide relative to awards of visitation and custody rights; to provide relative to certain actions; to provide an action for failure to exercise rights pursuant to a court-ordered schedule; to provide terms, conditions, and procedures; to provide for judgments, awards and orders, 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. 546—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 37:1031(A) and 1033(A) and (B) and to enact R.S. 37:1033(H), relative to direct service workers; to provide for applicability; to provide for training; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 550—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:1311(2) and (3), 1312(A), (C), the introductory paragraph of (F), and (F)(2), 1313(B)(7), 1314, 1316, and the introductory paragraph of 1317 and to enact R.S. 3:1316.1 through 1316.3 and 1319 and to repeal R.S. 3:1312(G), relative to fertilizer regulation; to provide relative to violations; to provide for adjudicatory proceedings; to provide for penalties; to provide relative to deficiency assessments; to prohibit municipalities, parishes, local governmental entities or governing authorities of any group or association, private or public, having jurisdiction over a specific geographic area from enacting ordinances, laws, subdivision restrictions or regulations regarding fertilizers; to provide for rulemaking authority; to provide for technical corrections; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE BILL NO. 559—
BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 39:72.1, relative to appropriations; to provide that recipients of appropriations be in compliance with audit requirements in order to receive appropriated funds; authorizes legislative auditor to give extensions of time to comply with audit requirements; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 590—
BY SENATOR BROOME

AN ACT

To enact R.S. 40:600.25.1, relative to mortgage foreclosures; to provide with respect to mortgage foreclosure assistance for homeowners; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 608—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 13:621.44(A), relative to courts; to provide with respect to the abolition of Orleans Parish Juvenile Court; to provide with respect to terms of office of the judges of juvenile court; to change the term of office of a judge elected to fill a vacancy; 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 Judiciary.

SENATE BILL NO. 619—
BY SENATOR THOMPSON

AN ACT

To repeal Part I-C of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:445.1 through 445.10, R.S. 36:629(D)(4) and (5), R.S. 39:1482(D) and (G) and 1572(A)(3) and (4), relative to the marketing of crawfish; to repeal the Louisiana Crawfish Market Development Authority; to remove statutory references; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE BILL NO. 623—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:3801(A)(1) and (B), 3803(14), and 3810 and to enact R.S. 3:3810.1 through 3810.3, relative to violations of the Horticulture Law; to provide for adjudicatory proceedings; to provide for civil penalties; to provide for enforcement; to provide technical corrections; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

SENATE BILL NO. 641—
BY SENATOR THOMPSON

AN ACT

To enact R.S. 3:1604(J) and 1604.1, relative to the Boll Weevil Eradication Commission; to provide relative to travel reimbursement; to provide for the powers and duties of the commissioner and the commission; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

**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. 5—
BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the law regarding successions and the inconsistencies which exist due to the phase out of inheritance taxes, and to report its findings to the House of Representatives prior to the convening of the 2009 Regular Session.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

HOUSE CONCURRENT RESOLUTION NO. 11—
BY REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to designate the portion of Louisiana Highway 165 North from Oakdale city limits to the Rapides Parish line as

the "Staff Sergeant Timothy B. Cole, Jr. Memorial Highway" and to erect signage along this route reflecting this designation.

Read by title.

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

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

HOUSE CONCURRENT RESOLUTION NO. 21—

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to study the feasibility of constructing center turn lanes on certain portions of Louisiana Highway 48 in St. Charles Parish.

Read by title.

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

On motion of Rep. Hutter, 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. 52—

BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact R.S. 47:302.12(B), relative to state funds; to provide for use of monies appropriated from the West Calcasieu Community Center Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 104—

BY REPRESENTATIVE DOERGE

AN ACT

To enact R.S. 47:322.47 and 332.53, relative to the disposition of certain sales tax collections on hotel occupancy in Webster Parish; to provide for deposit of proceeds from such taxes into the Webster Parish Convention and Visitors Bureau Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 158—

BY REPRESENTATIVE LORUSSO

AN ACT

To amend and reenact Title II of Book I of the Civil Code, comprised of Civil Code Articles 38 through 46, and to enact Code of Civil Procedure Article 11, relative to domicile; to provide for the domicile of a natural person; to provide that a person may not have more than one domicile; to provide for the lack of a habitual residence; to provide for the domicile of spouses; to provide for the domicile of interdicts; to provide for the domicile of a person under continued or permanent tutorship; to provide for the domicile of unemancipated minors; to provide for a change of domicile; to provide for the intent to change domicile; to provide for the domicile of persons who hold a temporary position; to provide for the domicile of military personnel; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

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

HOUSE BILL NO. 300—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 47:322.33(B), relative to the state sales and use tax; to provide relative to the disposition of the monies deposited into the Lincoln Parish Municipalities Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 322—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To amend and reenact the heading of Chapter 4 of Title VII of Book I of the Civil Code and Civil Code Article 214, Code of Civil Procedure Article 10(A)(1), and R.S. 9:461 and 462 and to enact Civil Code Articles 212 and 213, Code of Civil Procedure Article 74.5, and R.S. 9:463, 464, and 465, relative to adult adoption; to provide for the form for an adult adoption; to provide for the recordation; to provide for jurisdiction; to provide for venue; to provide for the effects of an adult adoption; to provide for the effective date of an adult adoption; to provide for birth certificates; to provide for the change of a name; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

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

HOUSE BILL NO. 380—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 51:702(5)(a)(iii), (6.2), and (15)(b)(ii), 703(A)(2)(introductory paragraph), (D), and (F), 704(A)(introductory paragraph) and (6), (B), and (C), and 705(A)(introductory paragraph) and (3) and to enact R.S. 51:704(A)(9), relative to the Louisiana Securities Law; to provide for changes in the definitions of dealer, federal covered security, and security; to provide for registration of investment adviser representatives; to provide for the suspension or revocation of the registration of investment adviser representatives in certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

HOUSE BILL NO. 393—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact Code of Civil Procedure Article 1702(E), relative to default judgments; to provide for the confirmation of default judgments in a demand for divorce; to require certification of service; to provide for a certification by the clerk of court; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 393 by Representative Greene

AMENDMENT NO. 1

On page 2, after line 6, insert the following:

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

On motion of Rep. Tim Burns, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 424—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact Code of Civil Procedure Article 74.4, relative to venue; to provide for venue for a suit on a promissory note; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 424 by Representative Greene

AMENDMENT NO. 1

On page 1, after line 12, add the following:

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

On motion of Rep. Tim Burns, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 431—

BY REPRESENTATIVE GREENE

A JOINT RESOLUTION

Proposing to amend Article III, Section 19 of the Constitution of Louisiana, to remove the requirement that laws be published in the official journal of the state after enactment; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 436—

BY REPRESENTATIVE ARNOLD

A JOINT RESOLUTION

Proposing to amend Article VII, Section 23(C) of the Constitution of Louisiana, to provide for restrictions on millage increases after reappraisal and valuation; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 447—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact Children's Code Articles 1117, 1121(A), 1122(B)(4), (5), (10), and (11), and 1130(A) and to enact Children's Code Articles 1130(E) and 1131(H), relative to the surrender of parental rights; to provide for licensing by the Department of Social Services; to provide for the declarations

in the act of surrender; to provide time limitations for private adoptions; to provide time limitations for agency adoptions; to provide for the filing of the act of surrender; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 447 by Representative St. Germain

AMENDMENT NO. 1

On page 3, line 1, after "any" and before "corporation" insert "firm, company,"

AMENDMENT NO. 2

On page 3, line 1, immediately after "corporation" insert a comma ","

On motion of Rep. Tim Burns, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 461—

BY REPRESENTATIVE RITCHIE

A JOINT RESOLUTION

Proposing to add Article VII, Section 18(G)(6) of the Constitution of Louisiana, relative to the special assessment level when the homestead has been expropriated; to authorize the transfer of the special assessment level to a new homestead in cases where a homestead has been expropriated; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 498—

BY REPRESENTATIVE EDWARDS

AN ACT

To enact Children's Code Articles 739(E) and 821(F), relative to continued custody hearings; to provide that continued custody hearings may be conducted in any parish within a judicial district when the judicial district is comprised of more than one parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

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

HOUSE BILL NO. 545—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 51:912.21(6) and (8), 912.22(5), (6), and (9), 912.23(1)(e), 912.24, 912.25(3), and 912.27(C) and to enact R.S. 51:912.21(10), relative to minimum standards for installation of manufactured homes; to provide for definitions; to provide for minimum standards for installation of manufactured homes; to provide for the design of foundations and piers; to provide for installation standards for anchors and tie-downs; to provide for installation standards for used manufactured homes in hurricane zones; to provide for installation permit stickers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

HOUSE BILL NO. 553—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 51:911.22(10)(introductory paragraph), 911.24(J)(2) and (L), and 911.34 and to enact R.S. 51:911.22(13) and (14), relative to the Uniform Standards Code for Manufactured Housing; to provide for definitions; to provide for changes in guidelines for a retailer's license; to provide for guidelines for suits filed by the Louisiana Manufactured Housing Commission; to provide for a venue for a suit filed by the commission; to provide for reasonable costs payable to the commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

HOUSE BILL NO. 566—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 48:205(A), relative to general administrative functions of the Department of Transportation and Development; to authorize a notice when the purchase exceeds twenty-five thousand dollars to persons who furnish commodities by notice sent through an electronic interactive environment; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

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

HOUSE BILL NO. 584—

BY REPRESENTATIVE DOWNS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize certain investments for political subdivisions with respect to monies reserved for post-

employment benefits; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 584 by Representative Downs

AMENDMENT NO. 1

On page 1, on line 3 change "contributions to" to "certain investments for political subdivisions with respect to monies reserved for"

AMENDMENT NO. 2

On page 1, line 14, after "pension" delete the comma "," and delete "other post-employment benefit."

AMENDMENT NO. 3

On page 3, line 3, after "endowed" and the semicolon ";" and before "(12)" delete "or"

AMENDMENT NO. 4

On page 3, line 6, after "fund" change the period "." to a semicolon ";" and insert the following:

"or (13) the investment in equities of monies of a political subdivision which have been reserved to provide for post-employment benefits other than pensions."

AMENDMENT NO. 5

On page 3, delete lines 15 and 16 in their entirety and insert the following:

"Authorizes the investment in equities of monies of a political subdivision which have been reserved to provide for post-employment benefits other than pensions. (Amends Article VII, Section 14(B))"

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

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

HOUSE BILL NO. 712—
BY REPRESENTATIVE WOOTON
AN ACT

To provide for the transfer and return to the Grand Prairie Levee District by the Orleans Levee District (formerly known as the Board of Commissioners of the Orleans Levee District) lands previously owned by the Grand Prairie Levee District; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 888—
BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 39:33.1(B)(1) and to enact R.S. 39:33.1(B)(4), relative to the expenditure of state funds; to provide for determination of the expenditure limit; to provide for the factors and method of calculation of the expenditure limit; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 888 by Representative Henry

AMENDMENT NO. 1

On page 2, between lines 3 and 4, insert the following:

* * *

AMENDMENT NO. 2

On page 2, delete line 9 in its entirety

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

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

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

HOUSE BILL NO. 955—
BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 32:861(A)(1), relative to security requirements; to require compulsory motor vehicle liability security for taxi cabs; and to provide for related matters.

Read by title.

Reported without action by the Committee on Transportation, Highways and Public Works with recommendation that the bill be recommitted to the Committee on Insurance.

On motion of Rep. Hutter, the bill was recommitted to the Committee on Insurance.

HOUSE BILL NO. 1004—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 13:3667.3(B) and (C), R.S. 49:956.1, Code of Civil Procedure Article 1469(5), and Code of Criminal Procedure Article 740 and to enact R.S. 13:3667.3(D) and (E), relative to the attendance and testimony of legislators and legislative personnel in certain court and administrative proceedings; to provide with respect to the issuance of orders compelling discovery; to provide with respect to the issuance of subpoenas directing the testimony of matters of legislative speech and debate; to authorize the taking of supervisory writs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1004 by Representative Connick

AMENDMENT NO. 1

On page 2, at the end of line 11, change "article" to "Article"

AMENDMENT NO. 2

On page 2, line 28, after "forth" and before "the" insert "in detail"

AMENDMENT NO. 3

On page 3, line 2, after "otherwise" and before "privileged" insert "available or otherwise"

AMENDMENT NO. 4

On page 5, line 7, after "waiver" and before "include" change "must" to "shall"

AMENDMENT NO. 5

On page 5, line 19, after "forth" and before "the" insert "in detail"

AMENDMENT NO. 6

On page 5, line 22, after "otherwise" and before "privileged" insert "available or otherwise"

AMENDMENT NO. 7

On page 7, line 28, after "waiver" and before "include" change "must" to "shall"

AMENDMENT NO. 8

On page 8, line 7, after "The" and before "member" insert "legislature," and after "or" and before "attorney" delete "the"

On motion of Rep. Tim Burns, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1081—
BY REPRESENTATIVES SCHRODER AND PEARSON AND SENATOR DONAHUE

AN ACT

To enact R.S. 48:942, relative to state bridges; to authorize the sale of state bridges under certain circumstances; to provide for exceptions; to provide for the approval of the legislature; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 1081 by Representative Schroder

AMENDMENT NO. 1

On page 1, line 2, after "state bridges;" delete the remainder of the line and insert "to authorize the sale of state bridges under certain circumstances;"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and on line 4, delete "circumstances;"

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

On motion of Rep. Hutter, the bill, as amended, 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:

Regular Calendar

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.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Montoucet
Abramson	Gisclair	Morrell
Anders	Greene	Morris
Armes	Guillory, E.	Norton
Arnold	Guillory, M.	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Peterson
Baldone	Henderson	Ponti
Barras	Hill	Pope
Barrow	Hines	Pugh
Billiot	Hoffmann	Richard
Burford	Honey	Richardson
Burns, H.	Howard	Richmond
Burns, T.	Jackson G.	Ritchie
Burrell	Jackson M.	Robideaux
Carmody	Johnson	Roy
Carter	Jones, R.	Schroder
Champagne	Jones, S.	Simon
Chandler	Katz	Smiley

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Chaney	Kleckley	Smith, G.
Connick	LaBruzzo	Smith, J.
Cortez	LaFonta	Smith, P.
Cromer	Lambert	St. Germain
Danahay	LeBas	Talbot
Dixon	Leger	Templet
Doerge	Ligi	Trahan
Downs	Little	Waddell
Edwards	Lopinto	White
Ellington	Lorusso	Williams
Fannin	Marchand	Willmott
Foil	McVea	Wooton
Franklin	Mills	
Gallot	Monica	

Total - 100

NAYS

Total - 0

ABSENT

Cazayoux	Hazel	Hutter
Dove	Henry	

Total - 5

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.

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.

Rep. Wooton moved the final passage of the bill

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Mills
Abramson	Gisclair	Monica
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	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richardson
Burns, T.	Honey	Richmond
Burrell	Howard	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	Marchand	Wooton
Gallot	McVea	

Total - 101

NAYS

Total - 0

ABSENT

Cazayoux	Hutter
Dove	Montoucet

Total - 4

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.

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.

Rep. Abramson 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	Guinn	Norton
Arnold	Hardy	Nowlin
Aubert	Henderson	Pearson
Badon, A.	Henry	Perry
Badon, B.	Hill	Peterson
Baldone	Hines	Ponti
Barras	Hoffmann	Pope
Barrow	Honey	Pugh
Billiot	Howard	Richard
Burford	Hutter	Richardson
Burns, H.	Jackson G.	Richmond
Burns, T.	Jackson M.	Ritchie
Burrell	Johnson	Robideaux
Carmody	Jones, R.	Roy
Carter	Jones, S.	Schroder
Champagne	Katz	Simon
Chaney	Kleckley	Smiley
Connick	LaBruzzo	Smith, G.
Cortez	LaFonta	Smith, J.

Cromer	Lambert	Smith, P.
Danahay	LeBas	St. Germain
Dixon	Leger	Talbot
Doerge	Ligi	Templet
Downs	Little	Trahan
Edwards	Lopinto	Waddell
Ellington	Lorusso	White
Foil	Marchand	Williams
Franklin	McVea	Willmott
Gallot	Mills	Wooton
Geymann	Monica	

Total - 98

NAYS

Total - 0

ABSENT

Cazayoux	Fannin	Hazel
Chandler	Guillory, M.	
Dove	Harrison	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Abramson 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. 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.

Motion

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

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. 492 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 4, following "admissible" and before "competent" insert "and"

AMENDMENT NO. 2

On page 2, line 4, following "admissible," and before "competent" delete "and"

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

Motion

On motion of Rep. Girod Jackson, the bill, as amended, was returned to the 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.

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. 701 by Representative St. Germain

AMENDMENT NO. 1

On page 7, line 26, following "introduction" and before "non native" change "on" to "of"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Engrossed House Bill No. 701 by Representative St. Germain

AMENDMENT NO. 1

On page 8, line 15, before "and" delete the comma " ," and before "cross" delete the comma " ,"

AMENDMENT NO. 2

On page 8, line 16, before "and" delete the comma " ,"

AMENDMENT NO. 3

On page 8, line 20, change "native fish" to "domesticated fish"

AMENDMENT NO. 4

On page 12, line 14, change "Legislative findings" to "Legislative findings"

AMENDMENT NO. 5

On page 12, delete line 25 and 26 in their entirety and insert in lieu there the following:

"all domesticated fish as defined in R.S. 56:8(42), and any fish approved by the department through the"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Engrossed House Bill No. 701 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, after "(26)," insert "(42),"

AMENDMENT NO. 2

On page 1, line 6, after "'aquaculture';" insert "to define "domesticated fish";"

AMENDMENT NO. 3

On page 1, line 11, after "(26)," insert "(42),"

AMENDMENT NO. 4

On page 2, between lines 3 and 4, insert the following:

"(42) "Domesticated fish" means any fish approved by the department through promulgation under the Administrative Procedure Act of a list of approved aquatic organisms that are spawned and grown, managed, harvested, and marketed on an annual, semiannual, biennial, or short-term basis, in privately owned waters. The definition of "domesticated fish" does not include bass, crappie, striped bass, bream, and tetra, as well as other exotic fish unless approval is first obtained from the Louisiana Department of Wildlife and Fisheries.

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Gisclair, Greene, Guillory, E., Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Jackson M., Johnson, Jones, R., Jones, S., Katz, Mills, Monica, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Simon, and Smiley.

Table listing names of representatives who voted 'NAYS' or 'ABSENT', including Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Geymann, Kleckley, LaBruzzo, LaFonta, Lambert, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, Marchand, McVea, Smith, G., Smith, J., Smith, P., St. Germain, Talbot, Templet, Trahan, Waddell, White, Williams, Willmott, and Wooton.

NAYS

Total - 0

ABSENT

Table listing names of representatives who were present, including Mr. Speaker Burns, T., Cazayoux, Dove, Guillory, M., and Morrell.

Total - 6

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Engrossed House Bill No. 702 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, change "322.2(D)" to "322.2(B) and (D)"

AMENDMENT NO. 2

On page 1, line 5, after "shad;" insert "to authorize the keeping of other commercial species of fish;"

AMENDMENT NO. 3

On page 1, line 7, change "322.2(D)" to "322.2(B) and (D)"

AMENDMENT NO. 4

On page 1, between lines 18 and 19, insert the following:

"B. Only shad (Dorosoma sp) and skipjack herring (Alosa chrychloris), hereafter in this Section referred to as skipjack, may be taken with a shad gill net; all other species shall be immediately

~~returned to waters from which they were caught. A commercial fisherman fishing pursuant to this Section shall not possess fish species other than shad or skipjack. Shad gill nets shall be used only to take shad (*Dorosoma* sp) and skipjack herring (*Alosa chryochloris*), hereafter in this Section referred to as skipjack. However, a commercial fisherman may keep other commercial fish species up to a maximum of twenty-five fish. All fish on board the vessel shall have the head and caudal fin intact.~~

* * *

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

NAYS

Total - 0

ABSENT

Burrell	Dove	Smith, P.
Cazayoux	Jackson M.	
Dixon	Pugh	
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. 757—

BY REPRESENTATIVES TRAHAN, ELBERT GUILLORY, 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Trahan to Engrossed House Bill No. 757 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 19, change "sixty" to "thirty"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Engrossed House Bill No. 757 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 11, after "than" and before "thousand" change "two" to "one"

AMENDMENT NO. 2

On page 1, line 12, after "than" and before the period change "one year" to "six months"

Rep. Lambert moved the adoption of the amendments.

Rep. Trahan objected.

By a vote of 27 yeas and 63 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schroder to Engrossed House Bill No. 757 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 11, change "two" to "five"

AMENDMENT NO. 2

On page 1, line 18, change "one thousand" to "two thousand"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Abramson, Anders, Arnes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, E., Guillory, M., Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, LaFonta, Lambert, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, McVea, Mills, Monica, Montoucet, Morrell, Morris, Norton, Nowlin, Pearson, Perry, Ponti, Pope, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., St. Germain, Talbot, Templet, Trahan, Waddell, White, Williams, Willmott, and Wooton.

Total - 98

NAYS

Total - 0

ABSENT

Table listing names of representatives who were absent: Cazayoux, Dove, Jackson M., Marchand, Peterson, Pugh, and Smith, P.

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Trahan 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. 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.

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. 848 by Representative Hutter

AMENDMENT NO. 1

On page 2, line 11, following "the" and before "Oyster" delete "Louisiana"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Abramson, Anders, Arnes, Arnold, Aubert, Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, E., Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Johnson, Jones, R., Katz, Kleckley, LaBruzzo, LaFonta, Lambert, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, McVea, Mills, Monica, Montoucet, Morrell, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Ritchie, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., St. Germain, Talbot, Templet, Trahan, Waddell, White, Williams, Willmott, and Wooton.

Total - 95

NAYS

Total - 0

ABSENT

Table listing names of representatives who were absent: Badon, A., Cazayoux, Champagne, Dove, Guillory, M., Jackson M., Jones, S., Marchand, Richmond, and Smith, P.

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hutter 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 854 by Representative Lambert

AMENDMENT NO. 1

On page 1, line 5, after "judges;" and before "to" insert "to provide for the number of judges of the Court of Appeal for the First Circuit; to provide for an additional judgeship for the first district of the Court of Appeal for the First Circuit; to provide for jurisdiction; to provide for compensation of the additional judge; to provide for the election and term of office and those of the successors to the office;"

AMENDMENT NO. 2

On page 2, line 8, after "have" and before "judges." change "twelve" to "thirteen"

AMENDMENT NO. 3

On page 2, line 8, after "from" delete the remainder of the line in its entirety and insert in lieu thereof "the second district and the third district of the first circuit and five judges shall be elected from the first district for the first circuit"

AMENDMENT NO. 4

On page 2, line 10, after "district," and before "shall" delete "two judges, Divisions B and C," and insert in lieu thereof "one judge, Division E,"

AMENDMENT NO. 5

On page 2, line 11, after "and" and before "judges," change "two" to "four"

AMENDMENT NO. 6

On page 2, line 12, after "Divisions" and before "shall" delete "A and D," and insert in lieu thereof "A, B, C, and D"

AMENDMENT NO. 7

On page 2, line 17, after "section" and before "as" change "one" to "two"

AMENDMENT NO. 8

On page 2, at the beginning of line 22, change "one" to "two"

AMENDMENT NO. 9

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

"Section 3(A). There is hereby created an additional judgeship for the First Circuit Court of Appeal. The additional judge herein provided for, and his successors, shall preside over Division E, of the first district, which is hereby created for purposes of nomination and election only. The additional judge and his successors shall have jurisdiction throughout the First Circuit Court of Appeal.

(B) The additional judge and his successors shall be elected from election section one of the first district of the Court of Appeal for the First Circuit and shall be domiciled in, residents of, and qualified electors of election section one of the first district of the Court of Appeal for the First Circuit, in addition to having all other qualifications prescribed by law, and shall have jurisdiction throughout the district, and shall receive the same compensation, benefits, and expense allowances, payable from the same sources and in the same manner, as are now or may hereafter be provided for other judges of the first circuit.

(C) The individual to be elected to the additional judgeship created by this Act for the Court of Appeal First Circuit shall be elected as provided by Article V, Section 22 of the Constitution of Louisiana, and shall serve a term which shall begin on January 1, 2009, and which shall expire at the same time as is provided by law for the other judges of the court. Thereafter, his successors shall be elected at the same time and in the same manner and shall serve the same term as is now or may be provided hereafter for other judges of the court.

(D) The provisions of this Act shall not reduce the term of office of any judge of the Court of Appeal for the First Circuit."

AMENDMENT NO. 10

On page 3, delete line 6 in its entirety and insert in lieu thereof the following:

"Section 4. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

Section 5. If the Judicial Council of the Supreme Court of Louisiana does not make a favorable recommendation for a new judgeship for the first district of the Court of Appeal for the First Circuit by July 1, 2008, the provisions of this Act shall become null and void and without effect."

Rep. Baldone moved that the bill be recommitted to the Committee on Judiciary.

Rep. Lambert objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Henderson	Monica
Anders	Hill	Morrell
Arnold	Hines	Peterson
Baldone	Honey	Pugh
Barras	Jackson G.	Richard
Barrow	Johnson	Richmond
Burford	Jones, S.	Ritchie
Burrell	LaFonta	Robideaux

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Connick
Dixon
Gisclair
Harrison
Total - 36

Leger
Ligi
Lopinto
Mills

Smith, G.
Williams
Willmott
Wooton

NAYS

Mr. Speaker
Armes
Aubert
Badon, B.
Billiot
Burns, H.
Burns, T.
Carmody
Carter
Champagne
Chandler
Chaney
Cortez
Cromer
Danahay
Doerge
Downs
Ellington
Fannin
Foil
Franklin
Total - 63

Gallot
Geymann
Greene
Guillory, E.
Guinn
Hardy
Hazel
Henry
Hoffmann
Howard
Hutter
Jackson M.
Jones, R.
Katz
Kleckley
LaBruzzo
Lambert
LeBas
Little
Lorusso
McVea

Montoucet
Morris
Norton
Nowlin
Pearson
Perry
Ponti
Pope
Richardson
Roy
Schroder
Simon
Smiley
Smith, J.
Smith, P.
St. Germain
Talbot
Templet
Trahan
Waddell
White

ABSENT

Badon, A.
Cazayoux
Total - 6

Dove
Edwards

Guillory, M.
Marchand

The House refused to recommit the bill to the Committee on Judiciary.

Rep. Baldone moved the adoption of the amendments.

Rep. Lambert objected.

By a vote of 21 yeas and 77 nays, the amendments were rejected.

Rep. Lambert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Armes
Aubert
Badon, A.
Billiot
Burns, H.
Burns, T.
Carter
Chandler
Chaney
Cortez
Cromer
Danahay
Doerge
Downs
Ellington
Fannin
Foil
Gallot
Total - 56

Geymann
Greene
Guillory, M.
Hazel
Henry
Hill
Hoffmann
Howard
Hutter
Katz
Kleckley
Lambert
LeBas
Little
Lorusso
McVea
Mills
Montoucet
Morris

Nowlin
Pearson
Perry
Ponti
Pope
Richardson
Richmond
Robideaux
Roy
Schroder
Smiley
Smith, J.
Smith, P.
St. Germain
Talbot
Trahan
White
Williams

NAYS

Abramson
Anders
Arnold
Badon, B.
Baldone
Barras
Barrow
Burford
Burrell
Carmody
Champagne
Connick
Dixon
Edwards
Franklin
Total - 44

Gisclair
Hardy
Harrison
Henderson
Hines
Honey
Jackson G.
Jackson M.
Johnson
Jones, S.
LaBruzzo
LaFonta
Leger
Ligi
Lopinto

Marchand
Monica
Morrell
Norton
Peterson
Pugh
Richard
Ritchie
Simon
Smith, G.
Templet
Waddell
Willmott
Wooton

ABSENT

Cazayoux
Dove
Total - 5

Guillory, E.
Guinn
Jones, R.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lambert 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. 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.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Katz gave notice of her intention to call House Bill No. 858 from the calendar on Thursday, April 24, 2008.

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.

Called from the calendar.

Read by title.

On motion of Rep. Katz, the bill was recommitted to the Committee on Appropriations.

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.

Rep. Hines moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Monica
Abramson	Greene	Montoucet
Anders	Guillory, E.	Morrell
Armes	Guillory, M.	Morris
Arnold	Guinn	Norton
Aubert	Hardy	Nowlin
Badon, A.	Hazel	Pearson
Badon, B.	Henderson	Perry
Baldone	Henry	Peterson
Barras	Hill	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	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
Downs	Ligi	Trahan
Edwards	Little	Waddell
Ellington	Lopinto	White
Fannin	Lorusso	Williams
Foil	Marchand	Willmott
Franklin	McVea	Wooton
Gallot	Mills	
Total - 101		

NAYS

Total - 0

ABSENT

Cazayoux	Geymann
Dove	Harrison
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hines 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. 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.

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. 876 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 11, following "on" and before "Social" insert "the"

AMENDMENT NO. 2

On page 2, line 28, following "The" and before "of" change "director" to "assistant secretary"

On motion of Rep. Waddell, 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. 876 by Representative Richmond

AMENDMENT NO. 1

On page 1, between lines 17 and 18, insert the following:

"CHAPTER 18. LOUISIANA COUNCIL ON THE SOCIAL STATUS OF BLACK MEN AND BOYS"

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. 876 by Representative Richmond

AMENDMENT NO. 1

On page 2, delete line 22 and insert the following:

"B. The council shall be comprised of nineteen members as provided in this Subsection and Subsection C of this Section."

AMENDMENT NO. 2

On page 2, delete lines 26 and 27 and insert the following:

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"(3)(a) A representative of a religious community appointed by the chairman of the House Committee on House and Governmental Affairs.

(b) A representative of a religious community appointed by the chairman of the Senate Committee on Senate and Governmental Affairs."

AMENDMENT NO. 3

On page 3, delete lines 1 through 6 and insert the following:

"(5) A representative of the Louisiana Department of Social Services who has expertise in the needs of children.

(6) The state superintendent of education or his designee who has expertise in early childhood education.

(7) A representative of the Louisiana Department of Public Safety and Corrections who has expertise in reentry or recidivism.

(8) The lieutenant governor or his designee."

AMENDMENT NO. 4

On page 3, line 11, after "shall appoint" change "four" to "five"

AMENDMENT NO. 5

On page 3, line 13, after "Dillard University," delete "and Xavier University" and insert "Xavier University, and Louisiana State University and Agricultural and Mechanical College"

AMENDMENT NO. 6

On page 3, line 16, change "Nine" to "Ten"

AMENDMENT NO. 7

On page 3, line 17, change "nine" to "ten"

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:

YEAS

Table with 3 columns of names: Mr. Speaker, Franklin, Mills, Abramson, Gallot, Monica, Anders, Gisclair, Montoucet, Armes, Guillory, E., Morrell, Arnold, Guillory, M., Norton, Aubert, Guinn, Nowlin, Badon, A., Hardy, Pearson, Badon, B., Hazel, Perry, Baldone, Henderson, Peterson, Barras, Henry, 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, Schroder, Champagne, Jones, R., Simon, Chandler, Jones, S., Smith, G.

Table with 3 columns of names: Chaney, Katz, Smith, J., Connick, LaBruzzo, Smith, P., 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, Marchand, Wooton, Foil, McVea

Total - 95

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Cazayoux, Harrison, Roy, Dove, Hill, Smiley, Geymann, Kleckley, Greene, Morris

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. 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.

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. 877 by Representative Mills

AMENDMENT NO. 1

On page 7, line 20, following "pay" and before "not more" insert "a fine of"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mills to Engrossed House Bill No. 877 by Representative Mills

AMENDMENT NO. 1

On pae 1, lines 4 and 18, after "3467(B)(5)," insert "3474,"

AMENDMENT NO. 2

On page 6, between lines 18 and 19, insert the following:

"§3474. Manufacturer distribution of legend drugs and legend devices

A. For the purposes of this Section, the following terms shall have the following meanings:

(1) "Co-licensed partner" means a person in a relationship in which two or more persons have the right to engage in the manufacturing or marketing of a legend drug or legend device.

(2) "Pre-market notification 510(K)" or "510(K)" means the process by which a legend device manufacturer seeks regulatory clearance for any new or substantially changed device prior to marketing.

B. Legend drug manufacturers and co-licensed partners of legend drug manufacturers who meet the following criteria shall satisfy the requirements of R.S. 37:3469(A), 3470, and 3473:

(1) Have an approved new drug application from the United States Food and Drug Administration (FDA).

(2) Have an establishment registration issued by the FDA pursuant to 21 CFR Part 207 and meet the requirements of 21 CFR Part 205.

(3) Distribute only FDA-approved legend drugs for which the legend drug manufacturer holds an approved new drug application or use a contracted third-party logistics provider to distribute only FDA-approved legend drugs for which the legend drug manufacturer holds an approved new drug application.

C. Legend device manufacturers and co-licensed partners of legend device manufacturers who meet the following criteria shall satisfy the requirements of R.S. 37:3469(A), 3470, and 3473:

(1) Have a 510(K) approved by the FDA.

(2) Have an establishment registration issued by the FDA pursuant to 21 CFR Part 807 and meet the requirements of 21 CFR Part 801.

(3) Distribute only FDA-approved 510(K) legend devices for which the legend device manufacturer holds an approved 510(K) or use a contracted third-party logistics provider to distribute only FDA-approved 510(K) legend devices for which the legend device manufacturer holds an approved 510(K)."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Mr. Speaker	Morris	Waddell
Burns, H.	Smith, J.	
Doerge	Trahan	

Total - 7

ABSENT

Cazayoux	Geymann	Pearson
Dove	Harrison	Peterson

Total - 6

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Mills 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. 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.

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. 1044 by Representative Abramson

AMENDMENT NO. 1

On page 3, line 16, following "this" and before "shall" change "Paragraph" to "Subsection"

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

Motion

On motion of Rep. Abramson, the bill, as amended, was returned to the calendar.

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.

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

NAYS

Total - 0

ABSENT

Burns, T.	Greene	Roy
Cazayoux	LaBruzzo	
Dove	Leger	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hutter 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. 34—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 18:541, relative to the hours of voting; to provide for the time for opening and closing of the polls; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Monica
Baldone	Geymann	Pearson
Burford	Guinn	Ponti
Burns, T.	Hazel	Pope
Carmody	Henry	Pugh
Carter	Hoffmann	Ritchie
Chandler	Howard	Schroder
Chaney	Katz	Simon
Connick	Kleckley	Smiley
Cromer	LaBruzzo	Smith, G.
Danahay	Ligi	Smith, J.
Downs	Little	Talbot
Ellington	Lorusso	Waddell
Fannin	McVea	
Total - 41		

NAYS

Abramson	Greene	Mills
Anders	Guillory, E.	Montoucet
Armes	Guillory, M.	Morrell
Arnold	Hardy	Morris
Aubert	Henderson	Norton
Badon, A.	Hill	Nowlin
Badon, B.	Hines	Perry
Barras	Honey	Peterson
Barrow	Hutter	Richard
Billiot	Jackson G.	Richardson
Burns, H.	Jackson M.	Richmond
Burrell	Johnson	Roy
Champagne	Jones, R.	Smith, P.
Cortez	Jones, S.	St. Germain
Dixon	LaFonta	Templet
Doerge	Lambert	Trahan
Edwards	LeBas	Williams
Franklin	Leger	Willmott
Gallot	Lopinto	Wooton
Gisclair	Marchand	
Total - 59		

ABSENT

Cazayoux	Harrison	White
Dove	Robideaux	
Total - 5		

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 154—

BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 46:437.13(D), relative to the Department of Health and Hospitals; to provide authority for the department to certify that health care providers enrolled in the Medical Assistance Program are out of business; to provide that out-of-business providers cannot collect overpayments; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Mills, and under a suspension of the rules, consideration of the above bill was deferred at this time.

HOUSE BILL NO. 180—

BY REPRESENTATIVE GALLOT

AN ACT

To enact R.S. 49:191(3)(m), relative to the termination and re-creation of statutory entities; to provide relative to the termination of the Department of Veterans Affairs and statutory entities made a part of the department; and to provide for related matters.

Read by title.

Rep. Gallot 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	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honey	Richardson
Burns, T.	Howard	Richmond
Burrell	Hutter	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	Talbot
Doerge	Ligi	Templet
Downs	Little	Trahan
Edwards	Lopinto	Waddell
Ellington	Lorusso	White
Fannin	Marchand	Williams
Foil	McVea	Wooton
Franklin	Mills	
Gallot	Monica	
Total - 97		

NAYS

Total - 0

ABSENT

Arnold	Geymann	Jones, S.
Cazayoux	Henderson	Willmott
Dove	Jackson G.	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 247—

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 27:306(A)(4)(b)(introductory paragraph) and (7)(a), relative to the Video Draw Poker Devices Control Law; to provide for the determination of the number of video draw poker devices operated at truck stops based upon average monthly fuel sales calculated annually; to provide for the operation of twenty-five video draw poker devices at new truck stop facilities for ninety days without average fuel sale requirements; to provide for average monthly fuel sales calculated quarterly for the first year of operation and for monthly fuel sales calculated annually thereafter; 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. 247 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 18, change "R.S. 27:306(7)(a)" to "Subparagraph (7)(a) of this Section"

On motion of Rep. Waddell, 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	Lorusso
Abramson	Gisclair	Monica
Anders	Guillory, E.	Morrell
Armes	Guillory, M.	Norton
Arnold	Hardy	Nowlin
Aubert	Harrison	Pearson
Badon, B.	Henderson	Peterson
Baldone	Hoffmann	Ponti
Barras	Honey	Pugh
Billiot	Howard	Richard
Burford	Hutter	Richmond
Burns, H.	Jackson G.	Schroder
Burrell	Jackson M.	Simon
Carmody	Johnson	Smith, P.
Champagne	Jones, S.	St. Germain
Chaney	LaFonta	Talbot
Dixon	LeBas	Templet
Downs	Leger	Williams
Edwards	Ligi	Willmott
Foil	Little	Wooton
Franklin	Lopinto	

Total - 62

NAYS

Badon, A.	Doerge	Pope
Barrow	Fannin	Richardson
Burns, T.	Guinn	Ritchie
Carter	Hazel	Roy
Chandler	Henry	Smiley
Connick	Hill	Smith, J.
Cortez	Hines	Trahan
Cromer	LaBruzzo	
Danahay	Perry	

Total - 25

ABSENT

Cazayoux	Katz	Montoucet
Dove	Kleckley	Morris
Ellington	Lambert	Robideaux
Geymann	Marchand	Smith, G.
Greene	McVea	Waddell
Jones, R.	Mills	White

Total - 18

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.

Speaker Tucker in the Chair

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.

Called from the calendar.

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. 488 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 14, following "University" and before ";" change "Baton Rouge" to "and Agricultural and Mechanical College"

AMENDMENT NO. 2

On page 1, line 16, following "Consortium" and before "or" insert "for Research and Education"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gisclair to Engrossed House Bill No. 488 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 14, change "section" to "division"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gisclair to Engrossed House Bill No. 488 by Representative Gisclair

AMENDMENT NO. 1

On page 1, at the end of line 16, insert the following:

"No reviewer shall have legal or commercial ties to any corporation or person applying for the permit. Nor shall any reviewer be involved in any research grant or exercise that would directly benefit from the results of the review."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Burns, T.	Howard	Richmond
Burrell	Hutter	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Champagne	Johnson	Smiley
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
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	

Total - 95

NAYS

Total - 0

ABSENT

Cazayoux	Guillory, E.	Ritchie
Dove	Mills	Robideaux
Geymann	Morris	
Greene	Perry	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Little requested the House consent to record his vote on final passage of House Bill No. 488 as yea, which consent was unanimously granted.

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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed House Bill No. 1044 by Representative Abramson

AMENDMENT NO. 1

On page 2, line 20, after "state" delete the remainder of the line and delete line 21 in its entirety and insert the following "who authorized the call."

AMENDMENT NO. 2

On page 3, at the end of line 11, insert the following:

"The filing may be accomplished by facsimile transmission as long as within two days, exclusive of legal holidays, the original approvals received are forwarded by United States mail to the secretary of state."

AMENDMENT NO. 3

On page 3, at the end of line 18, insert the following:

"The filing may be accomplished by facsimile transmission as long as within two days, exclusive of legal holidays, the original approvals received are forwarded by United States mail to the secretary of state."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	McVea
Abramson	Greene	Mills
Anders	Guillory, E.	Monica
Armes	Guillory, M.	Montoucet
Arnold	Guinn	Morrell
Aubert	Hardy	Norton
Badon, A.	Harrison	Nowlin
Badon, B.	Hazel	Pearson
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	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	Talbot
Doerge	Lambert	Templet
Downs	LeBas	Trahan
Edwards	Leger	Waddell
Ellington	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	Lorusso	Wooton
Gallot	Marchand	

Total - 98

NAYS

Total - 0

ABSENT

Cazayoux	Geymann	St. Germain
Dixon	Morris	
Dove	Perry	

Total - 7

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 16, 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. 56
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 16, 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. 13, 14, 15, 20, 22, 116, and 628

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. 13—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:302.3(B)(2)(a), relative to recreational gear licenses; to provide for hoop nets; to change the number of allowable hoop nets; to provide for age requirements; and to provide for related matters.

Read by title.

SENATE BILL NO. 14—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(v), relative to levees; to change the termination date for contracts awarded for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 15—

BY SENATORS DUPRE, ADLEY, ERDEY, B. GAUTREAUX, MCPHERSON, MOUNT AND SHAW

AN ACT

To enact R.S. 47:463.136, relative to motor vehicle prestige license plates; to provide relative to the creation and issuance of a Gold Star motor vehicle prestige license plate for immediate family members of those military personnel killed in the line of duty; and to provide for related matters.

Read by title.

SENATE BILL NO. 20—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:495.1(A)(1)(b) and (c), relative to trawling vessels; to modify the height restrictions of certain trawls; and to provide for related matters.

Read by title.

SENATE BILL NO. 22—

BY SENATOR DUPRE AND REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:325.4(D)(1), relative to finfish stock assessment report; to require such report to be submitted to the legislature biennially; and to provide for related matters.

Read by title.

SENATE BILL NO. 116—

BY SENATORS MARTINY, ALARIO, MCPHERSON, QUINN AND SCALISE AND REPRESENTATIVES CONNICK, HENRY, LABRUZZO, LIGI, LOPINTO, TALBOT, TEMPLET, WILLMOTT AND WOOTON

AN ACT

To rename a portion of the West Bank Expressway in New Orleans, Louisiana, the Harry Lee Expressway; and to provide for related matters.

Read by title.

SENATE BILL NO. 628—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 51:140.1, relative to price gouging; to prohibit any railroad corporation from price gouging; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 22— BY REPRESENTATIVE CONNICK

A RESOLUTION

To authorize and request the attorney general, the Jefferson Parish District Attorney, Orleans Parish District Attorney, Louisiana State Police, the Jefferson Parish Council, and the New Orleans City Council to engage in a cooperative effort to work toward the establishment of guidelines for the creation of a regional crime laboratory for Jefferson and Orleans parishes.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 57— BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the revision, reorganization, and consolidation of the laws on registry with particular emphasis on the laws relative to the cancellation of mortgage and privilege inscriptions.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 58— BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To direct the commissioner of administration and the director of the office of contractual review to immediately cancel the state contract with ICF Emergency Management Services, LLC.

Read by title.

Lies over under the rules.

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. 1148— BY REPRESENTATIVE MORRELL

AN ACT

To enact R.S. 40:2531(D) and 2533(D), relative to the investigation of law enforcement officers in any municipality with a population exceeding four hundred fifty thousand; to provide for expungement of certain records; to provide for the investigative report; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1149— BY REPRESENTATIVE MICHAEL JACKSON

AN ACT

To enact R.S. 17:85.13, relative to naming a stadium; to authorize the parish school board in certain parishes to name a stadium in honor of a former principal; to provide limitations; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1150—

BY REPRESENTATIVE CHANDLER
AN ACT

To enact R.S. 48:386.2, relative to railroad grade crossings; to provide for the maintenance of abandoned railroad grade crossings; to authorize the Public Service Commission and the Department of Transportation and Development to promulgate rules and regulations for the enforcement of abandoned railroad grade crossings; to provide for notice and penalties; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1151—

BY REPRESENTATIVE GISCLAIR
AN ACT

To amend and reenact R.S. 32:57(H), relative to penalties for exceeding speed limits in highway construction zones; to double the standard fine imposed for motorists who speed in highway construction zones where construction workers are present; and to provide for related matters.

Read by title.

HOUSE BILL NO. 1152—

BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 16:51(A)(15), (22), (32), and (41), relative to assistant district attorneys; to provide for additional assistant district attorneys for certain judicial districts; to provide for an effective date; and to provide for related matters.

Read by title.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

April 16, 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 Resolution No. 1, by Jones, Rosalind
Reported favorably. (11-0)

House Bill No. 23, by Greene
Reported favorably. (11-0) (Local & Consent)

House Bill No. 28, by Richmond
Reported favorably. (14-0) (Local & Consent)

House Bill No. 31, by Richmond
Reported with amendments. (14-0) (Regular)

House Bill No. 33, by Greene
Reported favorably. (11-0) (Local & Consent)

House Bill No. 40, by Hazel
Reported favorably. (11-0) (Local & Consent)

House Bill No. 110, by Champagne
Reported with amendments. (14-0) (Regular)

House Bill No. 120, by Wooton
Reported favorably. (13-0) (Local & Consent)

House Bill No. 131, by Richmond
Reported favorably. (14-0) (Local & Consent)

House Bill No. 334, by Guillory, Elbert
Reported with amendments. (11-0) (Regular)

House Bill No. 418, by Guillory, Mickey
Reported favorably. (10-0) (Local & Consent)

House Bill No. 643, by Schroder
Reported favorably. (14-0) (Local & Consent)

House Bill No. 748, by Wooton
Reported with amendments. (14-0) (Regular)

House Bill No. 752, by Monica
Reported favorably. (11-0) (Local & Consent)

ERNEST D. WOOTON
Chairman

**Report of the Committee on
Education**

April 16, 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 Bill No. 305, by Badon, Austin
Reported favorably. (13-0) (Local & Consent)

House Bill No. 306, by Badon, Austin
Reported favorably. (13-0) (Local & Consent)

House Bill No. 361, by Smith, Patricia
Reported favorably. (16-0) (Regular)

House Bill No. 581, by Trahan
Reported with amendments. (14-0) (Regular)

House Bill No. 672, by Trahan
Reported with amendments. (16-0) (Regular)

House Bill No. 721, by Smiley
Reported favorably. (12-3) (Regular)

House Bill No. 754, by Dixon
Reported with amendments. (15-0) (Regular)

House Bill No. 1069, by Williams
Reported favorably. (14-0) (Local & Consent)

DONALD MARK "DON" TRAHAN
Chairman

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

April 16, 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. 283, by Greene
Reported with amendments. (7-5) (Regular)

House Bill No. 653, by LaBruzzo
Reported with amendments. (16-0) (Regular)

House Bill No. 670, by Williams
Reported with amendments. (14-0) (Regular)

House Bill No. 799, by Baldone
Reported with amendments. (14-0) (Regular)

House Bill No. 930, by Mills
Reported with amendments. (16-0) (Regular)

KAY KELLOGG KATZ
Chairman

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

April 16, 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. 164, by Lorusso
Reported with amendments. (7-3) (Regular)

House Bill No. 208, by Arnold
Reported with amendments. (15-0) (Regular)

House Bill No. 277, by Richard
Reported with amendments. (17-0) (Regular)

House Bill No. 371, by Connick
Reported with amendments. (13-0) (Regular)

House Bill No. 375, by Dove
Reported with amendments. (15-0) (Regular)

House Bill No. 392, by Gallot
Reported with amendments. (16-0) (Regular)

House Bill No. 678, by Greene
Reported with amendments. (17-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

**Report of the Committee on
Insurance**

April 16, 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. 71, by Kleckley
Reported favorably. (9-0) (Local & Consent)

House Bill No. 191, by Kleckley
Reported with amendments. (9-0) (Regular)

House Bill No. 302, by Jones, Sam
Reported favorably. (9-0) (Regular)

House Bill No. 385, by Kleckley
Reported with amendments. (9-0) (Regular)

CHARLES E. "CHUCK" KLECKLEY
Chairman

**Report of the Committee on
Natural Resources and Environment**

April 16, 2008

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 25, by St. Germain
Reported favorably. (14-0)

House Concurrent Resolution No. 28, by Foil
Reported favorably. (15-0)

House Bill No. 360, by Montoucet
Reported with amendments. (12-0) (Regular)

House Bill No. 694, by St. Germain
Reported favorably. (12-0) (Local & Consent)

House Bill No. 695, by St. Germain
Reported favorably. (13-0) (Local & Consent)

House Bill No. 697, by St. Germain
Reported favorably. (13-0) (Local & Consent)

House Bill No. 698, by St. Germain
Reported favorably. (14-0) (Local & Consent)

House Bill No. 699, by St. Germain
Reported favorably. (14-0) (Local & Consent)

House Bill No. 1025, by St. Germain
Reported with amendments. (13-0) (Regular)

KAREN G. ST. GERMAIN
Vice Chairman

Privileged Report of the Committee on Enrollment

April 16, 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. 4— BY REPRESENTATIVE MICKEY GUILLORY 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.

HOUSE CONCURRENT RESOLUTION NO. 53— BY REPRESENTATIVE SIMON A CONCURRENT RESOLUTION

To recognize September 2008 as Parent Teacher Association Month in Louisiana, to commend those involved in their schools and communities, and to encourage school and community participation.

HOUSE CONCURRENT RESOLUTION NO. 54— BY REPRESENTATIVE BALDONE A CONCURRENT RESOLUTION

To commend Don Gomez of Houma for a prolific and highly distinguished career in the fine art of wood sculpting and to recognize his outstanding contributions to the arts in Louisiana and his dedication to capturing the beauty of Louisiana's birds through his masterful representations.

HOUSE CONCURRENT RESOLUTION NO. 55—

BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To recognize each March as Childhood Illness Awareness Month and to encourage parents, caregivers, and legal guardians to set aside the period of March twentieth through March thirty-first of each year to pay special attention to children's health by scheduling their annual physical and dental examinations, ensuring that their immunizations are up to date, and having them screened for childhood illnesses.

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

House Bill No. 634

Suspension of the Rules

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

House Bill Nos. 186, 443, 738, 968, 1070, and 1097

Suspension of the Rules

On motion of Rep. Morrell, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to consider the following legislative instruments without giving the notice required by House Rule 14.24(A):

House Bill No. 668

Suspension of the Rules

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

House Bill Nos. 355 and 797

Adjournment

On motion of Rep. Trahan, at 4:38 P.M., the House agreed to adjourn until Thursday, April 17, 2008, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Thursday, April 17, 2008.

ALFRED W. SPEER
Clerk of the House

