

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

**THIRTEENTH 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

Monday, April 21, 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 | Geymann      | Mills       |
| Abramson    | Gisclair     | Monica      |
| Anders      | Greene       | Montoucet   |
| Armes       | Guillory, E. | Morrell     |
| Arnold      | Guillory, M. | Morris      |
| Aubert      | Guinn        | Norton      |
| Badon, A.   | Hardy        | Nowlin      |
| Badon, B.   | Harrison     | Pearson     |
| Baldone     | Hazel        | Perry       |
| Barras      | Henderson    | Peterson    |
| Barrow      | Henry        | Ponti       |
| Billiot     | Hill         | Pope        |
| Burford     | Hines        | Pugh        |
| Burns, H.   | Hoffmann     | Richard     |
| Burns, T.   | Honey        | Richardson  |
| Burrell     | Howard       | Richmond    |
| Carmody     | Hutter       | Ritchie     |
| Carter      | Jackson G.   | Robideaux   |
| Cazayoux    | Jackson M.   | Roy         |
| Champagne   | Johnson      | Schroder    |
| Chandler    | Jones, R.    | Simon       |
| Chaney      | Jones, S.    | Smiley      |
| Connick     | Katz         | Smith, G.   |
| Cortez      | Kleckley     | Smith, J.   |
| Cromer      | LaBruzzo     | Smith, P.   |
| Danahay     | LaFonta      | St. Germain |
| Dixon       | LaFonta      | Talbot      |
| Doerge      | Lambert      | Templet     |
| Downs       | LeBas        | Trahan      |
| Edwards     | Leger        | Waddell     |
| Ellington   | Ligi         | White       |
| Fannin      | Little       | Williams    |
|             | Lopinto      |             |

|             |          |          |
|-------------|----------|----------|
| Foil        | Lorusso  | Willmott |
| Franklin    | Marchand | Wooton   |
| Gallot      | McVea    |          |
| Total - 104 |          |          |

ABSENT

Dove  
Total - 1

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

**Prayer**

Prayer was offered by Dr. Ken Ward.

**Pledge of Allegiance**

Rep. Girod Jackson 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. Lopinto, the reading of the Journal was dispensed with.

On motion of Rep. Lopinto, the Journal of April 17, 2008, was adopted.

**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. 23—**

BY REPRESENTATIVE GEYMAN

A RESOLUTION

To urge and request the International Code Council to include mandatory public relations courses as part of the requirements for obtaining certification as a building code inspector.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 61—**

BY REPRESENTATIVES LAFONTA, AUSTIN BADON, BARROW,  
GALLOT, MARCHAND, AND PATRICIA SMITH AND SENATORS  
CRAVINS, DUPLESSIS, GRAY, JACKSON, AND MURRAY

A CONCURRENT RESOLUTION

To commend and welcome Trent Johnson as the new head coach of the Louisiana State University men's basketball team.

Read by title.

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

Ordered to the Senate.

**Introduction of House Bills  
and Joint Resolutions**

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

**HOUSE BILL NO. 591—**

BY REPRESENTATIVE DANAHAY

AN ACT

To enact R.S. 33:2212(H), relative to the city of Sulphur; to provide relative to the salaries of certain members of the police department; to authorize an increase in salary for certain members; to provide for the calculation of longevity pay; and to provide for related matters.

Read by title.

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13th Day's Proceedings - April 21, 2008

### HOUSE BILL NO. 594—

BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 48:1309(A) and (B) and to enact R.S. 48:1309(D), relative to Ouachita Parish; to provide relative to road lighting districts within the parish; to provide relative to the method of assessment of service charges or rates of service charges within such districts; to provide relative to the collection of such charges; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 595—

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 40:1503(K)(2), relative to West Baton Rouge Parish; to provide relative to the West Baton Rouge Fire Protection District No.1; to provide relative to the officers of Fire Subdistrict No. 2 of such district; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 596—

BY REPRESENTATIVE LIGI  
AN ACT

To amend and reenact R.S. 18:444(G), relative to parish executive committees of political parties in Jefferson Parish; to provide relative to the number of members on such committees and their election; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 597—

BY REPRESENTATIVE MONTOU CET  
AN ACT

To amend and reenact R.S. 33:4574.1.1(A)(1), relative to Acadia Parish; to increase the maximum rate of the hotel occupancy tax that the Acadia Parish Convention and Visitors Bureau is authorized to levy; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 598—

BY REPRESENTATIVE LIGI  
AN ACT

To repeal R.S. 17:60.1(K), relative to the Jefferson Parish School Board; to repeal the provision that if a member of the board qualifies for elective office, his school board office is thereby vacated.

Read by title.

### HOUSE BILL NO. 600—

BY REPRESENTATIVE SAM JONES  
AN ACT

To amend and reenact R.S. 34:328(A) and (B), relative to the Morgan City Harbor and Terminal District; to provide relative to procurement of materials and supplies by the Morgan City Harbor and Terminal District; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 601—

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 33:2002(A)(4)(a) and 2218.2(A)(2)(a), relative to state supplemental pay; to provide relative to supplemental pay for certain commissioned law enforcement officers; to provide relative to supplemental pay for certain fire protection officers; to provide for the locations of headquarters of agencies employing such officers; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 824—

BY REPRESENTATIVE PATRICIA SMITH  
AN ACT

To enact R.S. 17:1223.1, relative to school boards; to require certain school boards to reimburse the East Baton Rouge Parish School Board for a portion of costs of health insurance premiums it pays for retirees; to provide for the portion of premiums to be paid by each system; to provide for the determination of portions applicable to each system; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 841—

BY REPRESENTATIVES CHAMPAGNE AND BARRAS  
AN ACT

To enact R.S. 34:242.1, relative to the Port of Iberia District; to provide for ordinances adopted by the Port of Iberia District; to provide for related matters.

Read by title.

### HOUSE BILL NO. 903—

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 33:1373(A), (B)(introductory paragraph), (C)(introductory paragraph), and (D) and to enact R.S. 13:1140.1; relative to Orleans Parish; to grant certain agencies and entities within the parish the authority to enforce health, safety and welfare statutes or ordinances in any court of competent jurisdiction; to establish a separate environmental docket of the Civil District Court for the parish of Orleans, or the successor to such court, to hear matters related to the enforcement of such statutes and ordinances; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 931—

BY REPRESENTATIVES GEYMANN AND KLECKLEY  
AN ACT

To amend and reenact R.S. 33:9576(C)(4), relative to Calcasieu Parish; to provide relative to the Calcasieu Parish Gaming Revenue District; to provide relative to funds distributed to Calcasieu Parish by such district; to provide relative to the expenditure of such funds by the parish; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 996—

BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 11:1007(A)(1) and to repeal R.S. 11:1007(G), relative to reemployed school bus drivers in the Louisiana School Employees' Retirement System; to eliminate certain restrictions on the full-time reemployment of such persons; to repeal the sunset date relative to when employers may reemploy such bus drivers; and to provide for related matters.

Read by title.

### HOUSE BILL NO. 1005—

BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact R.S. 33:9091.3, relative to Orleans Parish; to provide relative to the Audubon Area Security District; to change the name of the district; to provide relative to the purpose, governance, and powers and duties of the district; to provide relative to district funding, including the levy of taxes and fees; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1033—**

BY REPRESENTATIVE GEYMANN  
AN ACT

To enact R.S. 11:1644 and to repeal R.S. 11:1639 through 1643, relative to the District Attorneys' Retirement System; to create a back-deferred retirement option plan (Back-DROP) applicable to current and former DROP participants; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for rescission of participation in the Deferred Retirement Option Plan; to provide for effective dates; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1057—**

BY REPRESENTATIVE NOWLIN  
AN ACT

To enact R.S. 33:2740.69, relative to the hotel occupancy tax; to authorize the city of Natchitoches to levy and collect an additional hotel occupancy tax within the city; to provide relative to the purposes for which the proceeds of the tax may be used; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1068—**

BY REPRESENTATIVE KLECKLEY  
AN ACT

To amend and reenact R.S. 11:441(A) and 544(B)(3) and (E), relative to certain enforcement personnel within the office of alcohol and tobacco control, Department of Revenue, who are members of the Louisiana State Employees' Retirement System; to provide for retirement eligibility; to provide relative to the deposit of monies in the Department of Revenue Alcohol and Tobacco Control Officers Fund; to provide an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1158—**

BY REPRESENTATIVE PUGH  
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the final judgment in the suit entitled "Jean Boudreaux and the Victims of the Flood on April 6, 1983 on the Tangipahoa River v. State of Louisiana, Department of Transportation and Development, et al"; to provide for interest; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1159—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 40:1651, relative to emergency elevator access; to provide for emergency elevator access; to require one master key; to allow for substitute emergency measures; to provide for enforcement; to provide for penalties; to grant rulemaking authority; to provide for definitions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1160—**

BY REPRESENTATIVES ROBIDEAUX, MILLS, CORTEZ, BARRAS,  
PERRY, AND CHAMPAGNE  
AN ACT

To enact Subpart P of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71, relative to special funds; to provide for legislative findings; to establish the Enough is Enough Fund; to provide for the dedication of certain revenues to the fund; to provide for the deposit of and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1161—**

BY REPRESENTATIVE BOBBY BADON  
AN ACT

To enact R.S. 15:571.3(E), relative to diminution of sentence; to condition the earning of diminution of sentence on attending educational programs or attaining a high school diploma or its equivalent; to provide for exceptions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1162—**

BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 45:164.1, relative to the attorney general; to provide for powers and duties; to provide relative to motor carriers transporting household goods; to provide for investigations; to provide for the adoption of fines and penalties for violations; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1163—**

BY REPRESENTATIVES MORRIS, HENRY BURNS, CARMODY,  
NORTON, JANE SMITH, WADDELL, AND WILLIAMS  
AN ACT

To amend and reenact R.S. 9:165(C)(1)(a) and (2)(a) and (b)(i) and to enact R.S. 47:319, relative to the I-49 North Account of the Unclaimed Property Leverage Fund; to provide for the uses of the account; to provide for the deposit of state sales and use tax collections on motor vehicles from certain parishes into the I-49 North Account; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1164—**

BY REPRESENTATIVE MORRIS  
AN ACT

To amend and reenact R.S. 17:85 and to repeal R.S. 17:85.1, 85.2, 85.3, 85.5, 85.8, 85.11, and 85.12, relative to the naming of facilities; to authorize school boards to name athletic facilities after living persons; to repeal prior grants of similar authority and to provide relative to actions taken by school boards under such grants of authority; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1165—**

BY REPRESENTATIVE HONEY  
AN ACT

To amend and reenact R.S. 23:1474(I), 1592(E), and 1595(A) and to enact R.S. 23:1536(E)(4), relative to unemployment compensation weekly benefit amounts; to provide with respect to the unemployment trust fund balance; to provide for an increase in the weekly benefit amount paid; to provide for the duration of benefits; to provide for a reduction in contributions; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1166—**

BY REPRESENTATIVE SMILEY  
AN ACT

To enact Subpart P of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71, relative to the Taxpayer Stimulus Fund; to provide for the deposit of certain amounts in excess of the expenditure limit for Fiscal Year 2007-2008 from the state general fund to the special fund; to provide for appropriations for cash rebates from such fund; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1167—**

BY REPRESENTATIVE PATRICIA SMITH  
AN ACT

To amend and reenact R.S. 15:574.4(A)(3), relative to parole eligibility; to remove age restriction for parole eligibility upon serving twenty years or more in actual custody; to provide an exception for a person serving a life sentence for a violation of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1168—**

BY REPRESENTATIVE HOFFMANN  
AN ACT

To enact R.S. 17:2118, relative to public elementary and secondary schools; to provide that no public elementary or secondary school governing authority, superintendent, administrator, or principal shall prohibit any teacher from discussing certain scientific evidence; to prohibit certain content-based censorship; to provide for notice to local school systems and employees; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1169—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph), relative to the Louisiana Tax Commission; to authorize the continued assessment and collection of fees assessed in connection with services performed by the commission; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1170—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 32:1274(E), relative to licensing fees charged by the Louisiana Motor Vehicle Commission; to provide for licensing fees of warrantors; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1171—**

BY REPRESENTATIVE CROMER  
AN ACT

To enact R.S. 42:1119(G), relative to nepotism; to provide an exception for the hiring of state police cadets; to provide for recusal; to provide limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1172—**

BY REPRESENTATIVES ST. GERMAIN AND DIXON  
AN ACT

To amend and reenact R.S. 18:425.2, relative to election commissioners; to provide for the authority of parish boards of election supervisors in the event of a shortage of commissioners; to require the State Board of Election Supervisors to prescribe rules relative to provisions regarding shifts for commissioners; to require certain reports; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1173—**

BY REPRESENTATIVE FANNIN  
AN ACT

To enact Subpart P of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71, relative to special funds; to create the Louisiana Trade and Industrial Education Fund as a special fund in the

state treasury; to provide for the deposit and use of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1174—**

BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON  
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1175—**

BY REPRESENTATIVE MONTOUCET  
AN ACT

To amend and reenact R.S. 42:1123(39)(a), relative to ethics; to provide relative to an exception to the ethics code for the immediate family member of a legislator registering as a lobbyist or lobbying; to provide for effectiveness; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1176—**

BY REPRESENTATIVE RICHMOND  
AN ACT

To amend and reenact R.S. 37:832(A)(2) and (B)(1), relative to the membership of the Louisiana State Board of Embalmers and Funeral Directors; to add two members to the board; to provide for the appointment of the members of the board; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions**

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

**HOUSE CONCURRENT RESOLUTION NO. 60—**

BY REPRESENTATIVES MORRELL, LEGER, AND PETERSON  
A CONCURRENT RESOLUTION

To direct the Ernest N. Morial-New Orleans Exhibition Hall Authority, the New Orleans Metropolitan Convention and Visitors Bureau, and other public bodies to refer to the Ernest N. Morial Convention Center-New Orleans by its proper name.

Read by title.

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

**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. 1153—**

BY REPRESENTATIVE HAZEL  
AN ACT

To enact R.S. 14:95.9, relative to wearing or possessing body armor; to prohibit wearing or possessing body armor on school property, school-sponsored functions, or firearm-free zones; to provide for definitions; to provide for penalties; to provide for exceptions; 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.

**HOUSE BILL NO. 1154—**

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 17:3390(D)(1), relative to audits of nonpublic entities; to provide for the annual reporting of financial information by nonprofit entities which support higher education institutions; to provide for exceptions for certain entities; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1155—**

BY REPRESENTATIVE MORRELL

AN ACT

To amend and reenact Section 4 of Act No. 762 of the 1986 Regular Session of the Legislature, as amended by Act No. 875 of the 1988 Regular Session of the Legislature, as amended by Act No. 1227 of the 1995 Regular Session of the Legislature, and as amended by Act No. 932 of the 2003 Regular Session of the Legislature, relative to the Greater New Orleans Expressway Commission; to provide for use of surplus funds; 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 Transportation, Highways and Public Works.

**HOUSE BILL NO. 1156—**

BY REPRESENTATIVE ABRAMSON

AN ACT

To enact Subpart P of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71 through 100.76, relative to state grants; to establish the Grants for Grads Program; to provide for administration and operation of the program by certain agencies of the state; to provide for eligibility and participation in the program; to establish the Grants for Grads Fund as a special treasury fund; to provide for the deposit, use, transfer and investment of monies in the fund; to require transfers of monies among funds within the state treasury; to authorize the voluntary disclosure of certain taxpayer information for use by certain agencies of the state in certain circumstances; to provide for the making of grants to certain home buyers; to provide for the deposit of monies into the TOPS Fund; to authorize rule-making; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 1157—**

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact Division 6 of Subpart A of Part VI of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 14:100.21, relative to illegal aliens; to prohibit the renting or leasing of property to illegal aliens; to provide for penalties; 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 Administration of Criminal Justice.

### 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. 25—**

BY SENATOR DUPRE AND REPRESENTATIVES HARRISON AND BALDONE

AN ACT

To enact R.S. 33:9357, relative to veterans' memorial districts; to create the Terrebonne Parish Veterans' Memorial District; to provide for its composition, powers, duties and functions; to provide for membership of the governing authority of the district; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 67—**

BY SENATORS DUPRE AND WALSWORTH AND REPRESENTATIVES ST. GERMAIN AND DOVE

AN ACT

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

Read by title.

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

**SENATE BILL NO. 68—**

BY SENATOR DUPRE AND REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:699.6, relative to firearm and hunter education exemption; to allow certain military personnel and POST-certified law enforcement officers to file for firearm and hunter education exemption at certain offices; 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. 89—**

BY SENATOR CHAISSON

AN ACT

To enact R.S. 33:103(C)(1)(m), relative to planning and zoning commissions; to authorize the parish governing authorities to pay a per diem to members of the parish planning and zoning commission; to provide for the rate of per diem and the number of meetings for which per diem is to be paid; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 124—**

BY SENATOR DUPRE AND REPRESENTATIVE DOVE

AN ACT

To enact R.S. 49:191(4) and to repeal R.S. 49:191(2)(b) relative to the Department of Natural Resources, including provisions to provide for the re-creation of the Department of Natural

Resources and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 127—**  
BY SENATORS NEVERS AND DUPLESSIS  
AN ACT

To amend and reenact R.S. 17:3992(A)(1) and (3) and 3995(A)(6)(a), relative to charter schools; to change the renewal period for an approved charter school from a ten-year period to a period of up to ten years; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 164—**  
BY SENATOR THOMPSON  
AN ACT

To amend and reenact the Title of Chapter 5-N of Title 25 of the Louisiana Revised Statutes of 1950, R.S. 25:380.111, 380.112(A) and (C)(1), 380.113(B)(4) and (C)(3), 380.114, 380.115, and 380.116 and R.S. 36:744(Y) and 801.18(A) and (C), relative to state museums; to change the name of the Aviation and Military Museum of Louisiana, Inc., to the Chennault Aviation and Military Museum of Louisiana, Inc.; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 242—**  
BY SENATOR MCPHERSON  
AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the Department of Health and Hospitals to the Department of Transportation and Development; 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. 270—**  
BY SENATOR MCPHERSON  
AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the state of Louisiana, Department of Health and Hospitals to the Department of Transportation and Development; 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. 283—**  
BY SENATOR CROWE  
AN ACT

To name the boat launch located at United States Highway 90 and Pearl River in Slidell, Louisiana as the "Edward C. Scogin Memorial Boat Launch.

Read by title.

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

**SENATE BILL NO. 305—**  
BY SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 56:30.3, to provide relative to certain leases granted by the Department of Wildlife and Fisheries; to provide for the powers and duties of the secretary; to provide that certain lessees have the option to match the highest bid; to provide for terms, conditions, and exceptions; 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. 360—**  
BY SENATOR MCPHERSON  
AN ACT

To amend and reenact R.S. 17:2053(E), relative to payments to independent institutions of higher learning; to provide relative to the exclusion of certain semester hours in the calculation of amounts due eligible institutions; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 363—**  
BY SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 44:4.1(B)(12) and to enact R.S. 24:973.1(B)(3)(e) and (f), and (G) and R.S. 44:4(43), relative to civic education; to provide for the confidentiality of certain information submitted by minors applying for membership on the Louisiana Legislative Youth Advisory Council; to provide an exception to the public records law for such information; to authorize the designation of nonvoting youth advisory members to the council; 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. 365—**  
BY SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 30:2503(A) and (C)(2), the introductory paragraph of R.S. 30:2504(A), and to enact R.S. 36:610(B)(10), relative to the Louisiana Environmental Education Act; to provide for the Louisiana Environmental Education Commission; to provide for the creation of the commission; to provide that the commission be re-created in the Department of Wildlife and Fisheries; to provide for its membership, powers, and duties; to provide for the office of environmental education; to provide for its membership, powers, and duties; 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. 371—**  
BY SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 56:10.1(C), relative to the Aquatic Plant Control Fund; to provide for certain uses of the fund; to provide that the fund may be used for salaries or related benefits for the

Department of Wildlife and Fisheries; 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. 412—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:205(A), relative to bids for purchases by the Department of Transportation and Development; to provide relative to notice requirements; to allow notice to be sent through an electronic interactive environment; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 440—**  
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 17:172, relative to information provided to the parents or legal guardians of public school students; to require parental notification of procedures relative to making complaints and information requests; to provide for rules and regulations; to provide for the responsibilities of schools and school governing authorities; to provide for effectiveness; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 454—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:29(A)(2), relative to the budget of the state; to provide relative to the submission of the continuation budget; 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. 456—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:100.21, relative to the 2004 Overcollections Fund; to change the name of the fund; to provide for the uses of 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.

**SENATE BILL NO. 491—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:250.2, relative to the administration of design-build contracts; to expand the Department of Transportation and Development's design-build contract pilot program; to provide relative to additional projects; and to provide for related matters.

Read by title.

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

**Motion**

On motion of Rep. Wooton, the Committee on Appropriations was discharged from further consideration of Senate Bill No. 81.

**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.

On motion of Rep. Wooton, the bill was recommitted to the Committee on Administration of Criminal Justice.

**Motion**

On motion of Rep. Wooton, the Committee on Judiciary was discharged from further consideration of Senate Bill No. 114.

**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.

On motion of Rep. Wooton, the bill was recommitted to the Committee on Administration of Criminal Justice.

**Motion**

Rep. Katz moved to call Senate Bill No. 228 from the calendar, which motion was agreed to.

**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; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Katz to Reengrossed Senate Bill No. 228 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 28:22" delete the comma "," and "R.S. 40:2006(B)(2)(i) and (E)(2)(x),"

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## AMENDMENT NO. 2

On page 1, line 5, after "definitions;" delete "to provide for fees;"

## AMENDMENT NO. 3

On page 3, delete line 29 in its entirety

## AMENDMENT NO. 4

On page 4, delete lines 1 through 13 in their entirety

## AMENDMENT NO. 5

On page 4, line 14, between "Section" and the period "." change "3" to "2"

## AMENDMENT NO. 6

On page 6, delete lines 23 through 26 in their entirety

## AMENDMENT NO. 7

On page 7, delete lines 4 through 6 in their entirety

## AMENDMENT NO. 8

On page 7, line 7, change "C." to "B." and delete "and licensing fee"

## AMENDMENT NO. 9

On page 7, at the beginning of line 12, change "D." to "C."

## AMENDMENT NO. 10

On page 7, line 15, delete the semi-colon ";" and "; additionally, the annual renewal licensing fee must be submitted with"

## AMENDMENT NO. 11

On page 7, line 16, delete "the annual renewal application"

## AMENDMENT NO. 12

On page 7, line 17, delete "and the annual renewal licensing fee"

## AMENDMENT NO. 13

On page 8, line 17, change "4" to "3" and delete the comma "," and "2, and 5" and insert "and 4"

## AMENDMENT NO. 14

On page 8, line 23, change "5" to "4" and change "3" to "2"

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

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

### **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. 2—**

BY REPRESENTATIVE ROBIDEAUX AND SENATOR B. GAUTREAUX  
A CONCURRENT RESOLUTION

To approve a cost-of-living increase requested by the board of trustees of the Louisiana State Employees' Retirement System

(LASERS) of up to three percent for LASERS retirees, survivors, and beneficiaries, effective July 1, 2008.

Read by title.

Reported favorably by the Committee on Retirement.

On motion of Rep. Robideaux, 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. 10—**

BY REPRESENTATIVE RICHARDSON  
AN ACT

To enact R.S. 33:452, relative to mayors' courts; to establish a mayor's court in the city of Central, East Baton Rouge Parish; to provide for the territorial jurisdiction of the court; to provide for the powers and authority of the mayor as magistrate of the court and other officers of the court; to provide relative to subject matter jurisdiction of the court; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

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

#### **HOUSE BILL NO. 12—**

BY REPRESENTATIVE RICHARDSON  
AN ACT

To enact R.S. 33:441.31, relative to municipal courts; to provide that the mayor of the city of Central may appoint a court magistrate to preside over the mayor's court; to provide for the magistrate's duties and salary; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

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

#### **HOUSE BILL NO. 49—**

BY REPRESENTATIVE GARY SMITH  
AN ACT

To enact R.S. 46:1053(C)(2)(f), relative to hospital service districts in St. Charles Parish; to provide relative to the per diem that members of hospital service district commissions receive; and to provide for related matters.

Read by title.

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

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

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



**HOUSE BILL NO. 50—**  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 33:2711.24, relative to municipal sales and use taxes; to authorize the governing authority of the city of Winnsboro to levy and collect an additional sales and use tax; to provide for voter approval; to provide for the use of the proceeds of such tax; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 51—**  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 33:2740.18.3, relative to the city of Winnsboro; to authorize the governing authority of the city to levy and collect a hotel occupancy tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 86—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To enact R.S. 39:551.10, relative to Jackson Parish; to create the Jackson Parish Industrial District; to provide relative to the boundaries, governance, and powers and duties of the district; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 138—**  
BY REPRESENTATIVE GEYMAN  
AN ACT

To enact R.S. 13:2586(F), relative to constables of justice of the peace courts; to authorize constables of such courts to effectuate service of process parishwide; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 138 by Representative Geymann

AMENDMENT NO. 1

On page 1, at the end of line 3, after "process" delete the remainder of the line in its entirety and delete line 4 in its entirety and insert in lieu thereof "parishwide;"

AMENDMENT NO. 2

On page 1, line 10, after "F." delete the remainder of the line in its entirety and delete lines 11 through 13 in their entirety and insert in lieu thereof "A constable of the justice of the peace court is authorized to effectuate service of process within the parish of that court for any case before that court."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 203—**  
BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To repeal R.S. 25:1225, relative to the Atchafalaya Trace Commission; to repeal the sunset of the Atchafalaya Trace Commission.

Read by title.

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

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

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

**HOUSE BILL NO. 235—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 25:902(F), relative to meetings conducted by the Louisiana National Register Review Committee; to provide for a reduction in the number of mandatory meetings conducted annually; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 252—**  
BY REPRESENTATIVE PUGH  
AN ACT

To enact R.S. 33:423.19, relative to the city of Ponchatoula; to provide with respect to the powers of the chief of police; to authorize the chief of police to take certain personnel actions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 252 by Representative Pugh

AMENDMENT NO. 1

On page 1, line 10, between "by" and "chief" insert "elected"

AMENDMENT NO. 2

On page 1, line 13, between "the" and "chief" insert "elected"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 309—**

BY REPRESENTATIVE POPE AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 11:1302(B), relative to the State Police Pension and Retirement System; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

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

**HOUSE BILL NO. 355—**

BY REPRESENTATIVE POPE  
AN ACT

To amend and reenact R.S. 11:1162(A)(6), relative to the Louisiana School Employees' Retirement System; to provide with respect to districts from which certain members of the board of trustees are elected by system members; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

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

**HOUSE BILL NO. 425—**

BY REPRESENTATIVE MORRIS  
AN ACT

To enact R.S. 44:9(A)(4), relative to expungement; to authorize the sheriff to charge a processing fee for expungement of arrest records when ordered to do so by a court; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 433—**

BY REPRESENTATIVE WILLIAMS  
AN ACT

To amend and reenact R.S. 11:1942.1(C), relative to the Parochial Employees' Retirement System; to provide relative to court reporters employed by Caddo Parish who are paid separately for transcriptions; to provide for computation of benefits for such reporters; to provide for contributions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

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

**HOUSE BILL NO. 460—**

BY REPRESENTATIVE TUCKER  
AN ACT

To amend and reenact R.S. 46:2751(B)(1)(a) and to enact R.S. 46:2751(B)(1)(f), relative to the Juvenile Justice Reform Act Implementation Commission; to provide for the membership of the commission; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 460 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 11, after "composed" delete "of five members"

AMENDMENT NO. 2

On page 1, line 12, after "(a)", delete the remainder of the line and delete lines 13 through 15, and insert the following "The lieutenant governor."

AMENDMENT NO. 3

On page 1, after line 16, add "(f) One representative appointed by the speaker of the House."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 503—**

BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 25:2(A) and R.S. 51:1256(B)(2)(introductory paragraph), (3)(introductory paragraph), and (4), (E), (F), and (G), 1257(E), 1284(A)(introductory paragraph) and (B), and 1318(C) and (I), relative to certain boards and commissions; to change the appointing authority for certain boards and commissions; to provide for terms of service; to provide for appointment of chairmen; to provide for implementation; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 503 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 25:2(A)" delete "and 1223(A)(1) and (2) and (C)"

AMENDMENT NO. 2

On page 1, line 4, after "(G)," and before "1284(A)(introductory paragraph)" insert "1257(E),"

AMENDMENT NO. 3

On page 1, line 5, change "revise" to "change"

AMENDMENT NO. 4

On page 1, line 6, after "commissions;" and before "and" insert "to provide for terms of service; to provide for appointment of chairmen; to provide for implementation;"

AMENDMENT NO. 5

On page 1, line 8, after "R.S. 25:2(A)" delete "and 1223(A)(1) and (2) and (C) are" and insert "is"

AMENDMENT NO. 6

On page 2, delete lines 1 through 19 in their entirety

AMENDMENT NO. 7

On page 2, line 21, after "(G)," and before "1284(A)(introductory paragraph)" insert "1257(E),"

AMENDMENT NO. 8

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

"§1257. Commission duties and responsibilities; meetings

\* \* \*

E. The lieutenant governor shall designate one member of the commission to serve as chairman. The commission shall elect a vice chairman and such other officers as is deemed necessary. The chairman is authorized to call meetings of the commission when necessary and shall call a meeting when requested to do so in writing by at least eight members of the commission. A majority of the members of the commission shall constitute a quorum for the transaction of all business and the execution of the duties of the commission.

\* \* \*"

AMENDMENT NO. 9

On page 4, below line 23, add:

"Section 3. On August 15, 2008, the term of office of each member of each board and commission appointed by the governor as

provided in R.S. 25:2(A) or R.S. 51:1256(B)(2)(introductory paragraph), (3)(introductory paragraph), or (4), 1284(A), or 1318(C) serving immediately prior to that date shall end. Prior to August 15, 2008, the lieutenant governor shall appoint the successors of such members of each such board and commission as provided in this Act to take office on August 15, 2008. The members of the board of commissioners of the State Library of Louisiana so appointed by the lieutenant governor shall serve for the remainder of the term of the member each is appointed to succeed as designated by the lieutenant governor.

Section 4.(A) Sections 1 and 2 of this Act shall become effective on August 15, 2008.

(B) This Section and Section 3 of 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 this Act is vetoed by the governor and subsequently approved by the legislature, this Section and Section 3 of this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 604—**  
BY REPRESENTATIVE MILLS

AN ACT

To enact R.S. 33:4574.1.1(A)(45), relative to hotel occupancy taxes levied by tourist commissions; to authorize tourist commissions in a class of parishes to levy additional taxes; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 613—**  
BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 15:824(B)(1)(a), relative to the local housing of persons committed to or in the temporary custody of the Department of Public Safety and Corrections; to increase the amount paid to a parish sheriff or parish governing authority for keeping and feeding an individual committed to or in the custody of the department; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 613 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 6, after "department;" and before "to provide for an" delete "to provide for the annual adjustment of such amount;"

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## AMENDMENT NO. 2

On page 2, at the beginning of line 5, change "twenty-three" to "twenty-four"

## AMENDMENT NO. 3

On page 2, at the end of line 5, after "2008-2009" insert a period "."

## AMENDMENT NO. 4

On page 2, delete lines 6 through 12 in their entirety

## AMENDMENT NO. 5

On page 2, at the beginning of line 13, delete "Price Index."

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

On motion of Rep. Fannin, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

## **HOUSE BILL NO. 620—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To enact R.S. 36:802.22(E)(1)(d), relative to New Orleans City Park and the New Orleans City Park Improvement Association and its board of commissioners; to provide relative to audits of the park, the association, and its board and for the responsibility of the park, the association, and its board, and of the Department of Culture, Recreation and Tourism relative to such audits; and to provide for related matters.

Read by title.

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

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

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

## **HOUSE BILL NO. 634—**

BY REPRESENTATIVE PONTI  
AN ACT

To enact R.S. 46:1846, relative to crime victims; to prohibit communication between an offender or an immediate family member of an offender and a victim of a crime of violence or his immediate family member; to provide for exceptions; to provide for a definition; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 634 by Representative Ponti

## AMENDMENT NO. 1

On page 1, line 4, after "violence" and before the semi-colon ";", insert "or his immediate family member"

## AMENDMENT NO. 2

On page 1, line 9, after "has" and before "any" delete "committed" and insert in lieu thereof "been charged by bill of information or indictment"

## AMENDMENT NO. 3

On page 1, line 11, delete "writing" and insert in lieu thereof "electronic communications, writing."

## AMENDMENT NO. 4

On page 1, line 11, after "offense" and before "for" insert a comma "," "or any of his immediate family members"

## AMENDMENT NO. 5

On page 1, line 14, after "victim" delete the remainder of the line in its entirety and insert in lieu thereof a comma "," "or any of his immediate family members, unless Paragraph (1) of this Subsection is satisfied and Paragraph (2) or (3) of this Subsection is satisfied."

## AMENDMENT NO. 6

On page 2, at the end of line 2, insert a period "."

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 656—**

BY REPRESENTATIVE SIMON AND SENATOR NEVERS  
AN ACT

To amend and reenact R.S. 48:1805(A), relative to the Zachary Taylor Parkway Commission; to provide relative to the appointment of commission members; to provide that members shall be appointed by the presidents of their respective parishes; to provide for exceptions; and to provide for related matters.

Read by title.

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

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

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

## **HOUSE BILL NO. 668—**

BY REPRESENTATIVE DOWNS  
AN ACT

To amend and reenact R.S. 33:5161(A)(2) and (B)(3) and to enact R.S. 33:5161(B)(2)(c) and 5162, relative to post-employment benefits funds established by political subdivisions; to provide relative to the management and investment of such funds; to provide for authorized and prohibited investments; to provide relative to asset allocation; to authorize the retention of investment managers or advisors; to provide for penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 668 by Representative Downs

AMENDMENT NO. 1

On page 7, line 1, change "and" to "or"

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

On motion of Rep. Morrell, 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. 738—**

BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 23:162, relative to the employment of minors; to provide for the employment, under certain conditions, of minors twelve and thirteen years of age; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 738 by Representative Baldone

AMENDMENT NO. 1

On page 2, between lines 5 and 6 insert the following:

"(6) If approved by the director of child welfare or the educational entity where the minor is enrolled."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 797—**

BY REPRESENTATIVE POPE  
AN ACT

To amend and reenact R.S. 11:1541, relative to the Clerks' of Court Retirement and Relief Fund; to provide for the length of terms of elected members of the board of trustees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

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

**HOUSE BILL NO. 801—**

BY REPRESENTATIVE ANDERS  
AN ACT

To enact R.S. 3:3414(C), relative to contracts for the sale of grain; to provide for oral contracts or agreements as written evidence; to provide for confirmation notification of a sale; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original House Bill No. 801 by Representative Anders

AMENDMENT NO. 1

On page 1, line 12, after "the" delete "dealer who purchases" and insert "producer of the"

AMENDMENT NO. 2

On page 1, line 13, change "dealer" to "producer"

AMENDMENT NO. 3

On page 1, line 14, change "producer" to "dealer"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 828—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact Code of Civil Procedure Article 258(A) and (C), relative to electronic filing of certain instruments; to require compliance with the Louisiana Uniform Electronic Transactions Act; to authorize any person to file certain electronic instruments; to repeal the requirement of the subsequent filing of a written instrument; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 828 by Representative Henry

AMENDMENT NO. 1

On page 2, line 2, change "person" to "person"

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

On motion of Rep. Abramson, 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. 879—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 13:2620, relative to justices of the peace; to provide for one justice of the peace in Ward 3 of St. Tammany Parish; to provide for one justice of the peace court; to abolish one office of justice of the peace; to continue the two offices of constable; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 879 by Representative Schroder

AMENDMENT NO. 1

On page 1, line 4, after "court;" and before "to provide" insert "to abolish one office of justice of the peace; to continue the two offices of constable;"

AMENDMENT NO. 2

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

"B. The two offices of constable in Ward 3 of St. Tammany Parish are continued."

AMENDMENT NO. 3

On page 1, at the beginning of line10, change "B." to "C."

AMENDMENT NO. 4

On page 1, between lines 14 and 15, insert the following:

"Section 2. The second office of justice of the peace that has a temporary appointment to fill the vacancy in that office in Ward 3 of St. Tammany Parish shall be abolished effective January 1, 2009. No election shall be held to fill the vacancy in the office of justice of the peace for any term which begins on or after January 1, 2009."

AMENDMENT NO. 5

On page 1, line 15, after "Section" and before the period "." change "2" to "3".

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 928—**  
BY REPRESENTATIVE SAM JONES  
AN ACT

To enact R.S. 25:912(15) and 914, relative to certain cemeteries within the state of Louisiana; to provide for the creation of a historic cemetery register within the division of historic preservation, office of cultural development, Department of Culture, Recreation and Tourism; to provide relative to the nomination, review, and approval of any such cemetery for inclusion on the state register; to provide relative to the adoption of rules and regulations by the division; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 1104—**  
BY REPRESENTATIVES TUCKER, HONEY, PONTI, AND TRAHAN  
AN ACT

To amend and reenact R.S. 23:1 through 12, 14(A), 15, 16, 71, 72, 73(A), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042 through 2046, 2047(A), 2048 through 2056, 2061 through 2063, 2065 through 2067, 2069(A), 2070, 2091(A), (B)(introductory paragraph) and (8), and (C), 2092, 2100, 2151(A), (B), and (E), 2152, 2153, 2191, and 2192, R.S. 36:3(2), (3), (4), (6), and (7), 4(A)(6), 8(E)(1), 301 through 307, 308(A) and (D), 309(B), (C)(introductory paragraph) and (4), (D), (E), and (F), 310, and 313, and R.S. 49:191(3)(g) and 968(B)(5) and (21)(b), to enact R.S. 23:17 through 20, 33, 34, 75(E), 77, 78, and 2193 through 2212 and R.S. 36:8(E)(2)(j), and to repeal R.S. 23:2064, 2068, and 2093 through 2099 and R.S. 36:4(B)(14), 311, and 312, relative to the Department of Labor; to change the name of the Department of Labor to the Louisiana Workforce Commission; to provide for the creation of the commission; to provide for the executive director of the commission; to establish the purpose of the commission; to establish the powers and duties of the commission; to provide for employee performance evaluations; to require the integration of certain workforce development programs; to provide for client accessibility; to authorize the executive director to delegate certain functions; to require the design and implementation of a plan for workforce training and services; to provide for the administration of funding; to provide relative to block grants for local workforce development areas; to establish legislative intent; to provide for definitions; to require the maintenance of a comprehensive labor market information system; to require entities to cooperate with the commission; to provide for the availability of consumer information; to provide with respect to data exchange; to provide for the Occupational Forecasting Conference and its duties; to provide for the development and management of workforce system information resources; to change the name of the Louisiana Workforce Commission to the Louisiana Workforce Investment Council and to establish its purposes; to provide for the membership of the council; to provide procedures to select the chairman and vice chairman; to provide for the terms of the membership; to authorize the removal of members under certain circumstances; to provide for designees of the council members; to establish the goals of the commission; to require the adoption of a strategic plan; to establish the duties and functions of the council; to establish the organizational structure of the council; to provide for workforce investment boards; to authorize the governor to designate workforce development areas; to authorize the creation of local workforce development boards; to provide for the training for local workforce development board members; to authorize the commission to charter boards; to authorize the governor to certify boards; to provide the membership of boards; to provide for the removal of workforce investment board members; to provide for the responsibilities of the board; to establish the board's duties; to provide for the components of the local workforce development system; to require the adoption of local and regional workforce development plans; to require the adoption of a budget; to require the submission of a report; to require approval of the board's fiscal agent; to provide for contracting service delivery; to provide relative to conflicts of interests; to provide for the eligibility of incentives and waivers; to allow the application for nonprofit status; to authorize the employment of staff; to include the Louisiana Workforce Commission as a department within the executive branch of government; to provide for its officers, duties, and offices; to provide for the termination of the Louisiana Workforce Commission; to require the commission to submit certain reports; to require the Louisiana Workforce Investment Council to submit certain reports; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 1104 by Representative Tucker

#### AMENDMENT NO. 1

On page 1, delete lines 2 through 11 and insert in lieu thereof the following:

"To amend and reenact R.S. 23:1 through 12, 14(A), 15, 16, 71, 72, 73(A), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042 through 2046, 2047(A), 2048 through 2056, 2061 through 2063, 2065 through 2067, 2069(A), 2070, 2091(A), (B)(introductory paragraph) and (8), and (C), 2092, 2100, 2151(A), (B), and (E), 2152, 2153, 2191, and 2192, R.S. 36:3(2), (3), (4), (6), and (7), 4(A)(6), 8(E)(1), 301 through 307, 308(A) and (D), 309(B), (C)(introductory paragraph) and (4), (D), (E), and (F), 310, and 313, and R.S. 49:191(3)(g) and 968(B)(5) and (21)(b), to enact R.S. 23:17 through 20, 33, 34, 75(E), 77, 78, and 2193 through 2212 and R.S. 36:8(E)(2)(j), and to repeal R.S. 23:2064, 2068, and 2093 through 2099 and R.S. 36:4(B)(14), 311,"

#### AMENDMENT NO. 2

On page 1, line 16, after "to provide" insert "for"

#### AMENDMENT NO. 3

On page 2, line 17, between "members;" and "to" insert "to authorize the commission to charter boards;"

#### AMENDMENT NO. 4

On page 2, line 27, after "offices;" and before "and" insert the following:

"to provide for the termination of the Louisiana Workforce Commission; to require the commission to submit certain reports; to require the Louisiana Workforce Investment Council to submit certain reports;"

#### AMENDMENT NO. 5

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

"Section 1. R.S. 23:1 through 12, 14(A), 15, 16, 71, 72, 73(A), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042 through 2046, 2047(A), 2048 through 2056, 2061 through 2063, 2065 through 2067, 2069(A), 2070, 2091(A), (B)(introductory paragraph) and (8), and (C), 2092, 2100, 2151(A), (B), and (E), 2152, 2153, 2191, and 2192 are hereby amended and reenacted and R.S. 23:17 through 20, 33, 34, 75(E), 77, 78, and 2193 through 2212"

#### AMENDMENT NO. 6

On page 7, line 12, delete "Rule making" and insert "Rulemaking"

#### AMENDMENT NO. 7

On page 12, line 1, change "does" to "shall"

#### AMENDMENT NO. 8

On page 12, line 9, after "1998" insert "(29 U.S.C. 2801)"

#### AMENDMENT NO. 9

On page 14, delete lines 9 and 10 and insert in lieu thereof the following:

"\* \* \*

#### AMENDMENT NO. 10

On page 14, delete lines 21 and 22 and insert in lieu thereof the following:

"A.(1) ~~The Louisiana Workforce Commission shall, directly, by contract, or by cooperative agreement, establish~~ The council shall advise and direct on the development and content of a comprehensive labor"

#### AMENDMENT NO. 11

On page 14, delete lines 26 through 28 and insert in lieu thereof the following:

"\* \* \*

#### AMENDMENT NO. 12

On page 15, delete lines 1 through 6

#### AMENDMENT NO. 13

On page 16, line 19, delete "(1)"

#### AMENDMENT NO. 14

On page 16, at the end of line 23, delete the comma ","

#### AMENDMENT NO. 15

On page 17, line 20, change "will" to "shall"

#### AMENDMENT NO. 16

On page 18, line 21, delete "in the office of the" and on line 22, delete "governor" and insert "as a committee of the council"

#### AMENDMENT NO. 17

On page 20, line 2, after "the" delete the remainder of the line and line 3 and insert "Louisiana AFL-CIO."

#### AMENDMENT NO. 18

On page 20, line 6, delete "non-public commissioners" and insert "nonpublic council members"

#### AMENDMENT NO. 19

On page 20, line 27, between "five principals" and before the period "." insert "and the council"

#### AMENDMENT NO. 20

On page 22, line 4, after "information." insert the following:

"However, with regard to input regarding the state's eight regional labor market areas, the council shall accept and take into account information from local workforce investment boards only when offered and presented to the council jointly, as regional input, by all of the local boards within the region. Regional forecasting shall not take into account input from local boards that is not presented to the council jointly by all of the boards in a region."

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## AMENDMENT NO. 21

On page 22, line 5, after "first" delete "final"

## AMENDMENT NO. 22

On page 22, line 9, after "Conference and" and before "shall" insert "the council, which" and after "Louisiana." insert the following:

"Conference reports shall be submitted to the council for consideration and approval, and the council may modify conference reports if it enunciates a reasonable basis for such modifications. Reports not approved by the council shall not be final for the purposes of this Section."

## AMENDMENT NO. 23

On page 23, line 2, change "should" to "shall"

## AMENDMENT NO. 24

On page 23, line 8, change "must" to "shall"

## AMENDMENT NO. 25

On page 23, line 20, change "should" to "shall"

## AMENDMENT NO. 26

On page 23, line 22, change "should" to "shall"

## AMENDMENT NO. 27

On page 23, line 25, change "should" to "shall"

## AMENDMENT NO. 28

On page 24, line 8, change "workforce investment council" to "Workforce Investment Council"

## AMENDMENT NO. 29

On page 24, line 11, delete "office of the governor" and insert "commission"

## AMENDMENT NO. 30

On page 27, line 17, change "twenty-nine" to "forty-one"

## AMENDMENT NO. 31

On page 27, delete lines 26 and 27 and insert in lieu thereof the following:

"(8) The secretary of the Department of Public Safety and Corrections.

(9) The executive director of the office of elderly affairs.

(10) One member appointed by the governor who is a chief executive officer of a community-based organization.

(11)(a) Twenty-one members representing business and industry appointed by the governor, at least one of whom shall represent a woman-owned business and at least one of whom shall represent a minority-owned business. Members representing business shall be individuals who are owners, chief executive officers, chief operating officers, or other individuals with optimum policymaking or hiring authority and may be members of local boards."

## AMENDMENT NO. 32

On page 28, delete lines 1 through 3

## AMENDMENT NO. 33

On page 28, line 23, change "Three" to "Eleven"

## AMENDMENT NO. 34

On page 29, line 11, change "Motel" to "Lodging"

## AMENDMENT NO. 35

On page 29, line 13, change "council" to "Council"

## AMENDMENT NO. 36

On page 30, line 6, change "(10)(a)" to "(12)(a)"

## AMENDMENT NO. 37

On page 30, line 7, after "governor" and before the period "." insert a comma "," and "who shall be chief executive officers of a parish or city"

## AMENDMENT NO. 38

On page 30, line 14, delete "(11)(a) Two" and insert in lieu thereof "(13)(a) Four"

## AMENDMENT NO. 39

On page 30, at the end of line 15, insert "Following the initial four appointments pursuant to R.S. 23:2046(A), any vacancies that occur for these four positions shall be filled from a list of three nominees submitted by the Louisiana AFL-CIO."

## AMENDMENT NO. 40

On page 30, line 16, change "two" to "four"

## AMENDMENT NO. 41

On page 30, delete lines 18 through 20 and insert "(14) Two members of the Louisiana Senate appointed by the president of the Senate and two members of the Louisiana House of Representatives appointed by the speaker of the House."

## AMENDMENT NO. 42

On page 30, delete line 22 and insert in lieu thereof the following:

"appoint members in a manner that is representative of the population of the regions of the state and shall consider factors including but not limited to race, color, religion, gender, and national origin."

## AMENDMENT NO. 43

On page 31, line 5, after "Louisiana" and before the period "." insert "and shall have completed the same training as provided to local workforce investment board members pursuant to R.S. 23:2194"

## AMENDMENT NO. 44

On page 31, line 9, change "R. S. 23:2043(9)" to "R. S. 23:2043(11)"

## AMENDMENT NO. 45

On page 31, line 17, after "pursuant to" delete the remainder of the line and insert in lieu thereof "R.S. 23:2043(A)(10), (11), (12), and (13)" and on line 18, delete "(11)"

## AMENDMENT NO. 46

On page 31, line 23, after "serve" and before "terms" insert "six-year" and delete "four-year"



AMENDMENT NO. 47

On page 31, line 26, change "(4), (5), (6), and (7)" to "(4), (5), (6), (7), (8), and (9)"

AMENDMENT NO. 48

On page 32, line 19, change "bimonthly" to "every two months"

AMENDMENT NO. 49

On page 33, delete lines 15-18, and insert "Designees in such representative capacity may participate or vote in council meetings."

AMENDMENT NO. 50

On page 33, line 25, delete "governor" and insert "commission" and delete "from his existing"

AMENDMENT NO. 51

On page 34, line 10, delete "of Representatives"

AMENDMENT NO. 52

On page 34, delete line 28 and insert "is placed within the executive office of the executive director, pursuant to R.S. 23:301(C)(1)."

AMENDMENT NO. 53

On page 37, line 16, delete "insure" and insert "ensure"

AMENDMENT NO. 54

On page 38, delete line 23 in its entirety

AMENDMENT NO. 55

On page 39, line 16, after "1998" and before the period "." insert "(29 U.S.C. 2801)"

AMENDMENT NO. 56

On page 40, line 19, after "1998" and before the period "." insert "(29 U.S.C. 2801)"

AMENDMENT NO. 57

On page 40, delete line 25 and insert in lieu thereof "Investment Act of 1998 (29 U.S. C. 2801) for the state workforce investment board, including"

AMENDMENT NO. 58

On page 42, delete line 18 in its entirety

AMENDMENT NO. 59

On page 43, line 18, delete "Committees on Labor and Industrial Relations" and insert "committees on labor and industrial relations"

AMENDMENT NO. 60

On page 43, delete lines 28 and 29 in their entirety and insert the following:

\*\* \* \*\*

AMENDMENT NO. 61

On page 44, delete lines 1 through 5 in their entirety

AMENDMENT NO. 62

On page 44, line 15, after "A." insert "(1)"

AMENDMENT NO. 63

On page 44, between lines 19 and 20 insert the following:

"(2) The Occupational Forecasting Conference established pursuant to R.S. 23:76(C) shall be a committee of the council."

AMENDMENT NO. 64

On page 44, line 21, after "committee" insert a comma "," and "except as provided in R.S."

AMENDMENT NO. 65

On page 44, line 22, before the period "." insert "23:76"

AMENDMENT NO. 66

On page 45, line 1, change "noncouncil" to "non-council"

AMENDMENT NO. 67

On page 45, delete line 3 in its entirety

AMENDMENT NO. 68

On page 46, line 18, delete "DEVELOPMENT" and before "BOARDS" insert "INVESTMENT"

AMENDMENT NO. 69

On page 46, line 20, delete "(1)"

AMENDMENT NO. 70

On page 47, between lines 12 and 13, insert the following:

"C. The governor may approve a request for designation as a workforce investment area from any unit of general local government including a combination of such units that serve a substantial part of one or more labor market areas."

AMENDMENT NO. 71

On page 48, line 15, change "more than one contiguous unit" to "one or more contiguous units"

AMENDMENT NO. 72

On page 50, line 13, after "management" insert a comma "," and "diversity."

AMENDMENT NO. 73

On page 51, delete lines 1 through 4 and insert in lieu thereof the following:

"A. The commission shall charter boards that meet chartering requirements established by the commission, and each board shall be chartered"

AMENDMENT NO. 74

On page 51, line 7, after "B." insert "The governor shall certify a board on determining that the board's composition is consistent with applicable federal and state laws and requirements."

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## AMENDMENT NO. 75

On page 51, line 15, change "policy making" to "policymaking"

## AMENDMENT NO. 76

On page 51, delete lines 17 and 18 and insert in lieu thereof "(2) At least two representatives of organized labor."

## AMENDMENT NO. 77

On page 51, line 24, change "The public" to "Public"

## AMENDMENT NO. 78

On page 51, between lines 24 and 25, insert "(d) Community-based organizations."

## AMENDMENT NO. 79

On page 52, line 4, delete "If a state or local" and delete lines 5 through 8 in their entirety

## AMENDMENT NO. 80

On page 52, delete lines 19 and 20 in their entirety and insert in lieu thereof the following:

"F. At least one of the members of a board appointed under Subsection A of this Section shall, in addition to the qualifications required for the member under Subsection A of this Section."

## AMENDMENT NO. 81

On page 55, at line 5, after "system operators" and before the period "." insert "and staffing"

## AMENDMENT NO. 82

On page 55, line 12, change "committee" to "committees"

## AMENDMENT NO. 83

On page 55, line 26, change "B." to "C."

## AMENDMENT NO. 84

On page 56, line 1, change "C." to "D."

## AMENDMENT NO. 85

On page 56, line 10, change "D." to "E."

## AMENDMENT NO. 86

On page 56, line 26, after "maximize" delete "of"

## AMENDMENT NO. 87

On page 59, line 4, change "under Section 2204" to "pursuant to R.S. 23:2204"

## AMENDMENT NO. 88

On page 59, line 16, change "42:1112 or 42:1113(B)" to "1112, or 1113(B)"

## AMENDMENT NO. 89

On page 59, line 24, change "must" to "shall"

## AMENDMENT NO. 90

On page 61, line 8, change "Paragraph (C)(2) of this Section" to "Paragraph (2) of Subsection C"

## AMENDMENT NO. 91

On page 61, delete lines 14 through 16 and insert in lieu thereof the following:

"Section 2. R.S. 36:3(2), (3), (4), (6), and (7), 4(A)(6), and 8(E)(1), 301 through 307, 308(A) and (D), 309(B), (C)(introductory paragraph) and (4), (D), (E), and (F), 310, and 313 are hereby amended and reenacted and R.S."

## AMENDMENT NO. 92

On page 61, line 25, after "Safety" and before the period "." insert "and Corrections"

## AMENDMENT NO. 93

On page 61, line 26, change "director" to "director"

## AMENDMENT NO. 94

On page 62, line 14, change "deputy executive director" to "deputy executive director"

## AMENDMENT NO. 95

On page 62, line 19, change "executive director" to "executive director"

## AMENDMENT NO. 96

On page 62, line 24, change "chief financial officer" to "chief financial officer"

## AMENDMENT NO. 97

On page 63, delete lines 14 through 22 in their entirety

## AMENDMENT NO. 98

On page 64, at the end of line 22, delete "Louisiana"

## AMENDMENT NO. 99

On page 65, at the end of line 10, insert "The Louisiana Workforce Investment Council, as more specifically provided in R.S. 23:2041 et seq., shall be placed within the executive office of the executive director."

## AMENDMENT NO. 100

On page 66, line 27, delete "Procedures" and insert "Procedure"

## AMENDMENT NO. 101

On page 71, delete lines 19 and 20 and insert in lieu thereof the following:

\* \* \*

## AMENDMENT NO. 102

On page 71, line 23, delete the period "." and insert a colon ":"

AMENDMENT NO. 103

On page 72, delete lines 1 through 4 and insert in lieu thereof the following:

\* \* \*

AMENDMENT NO. 104

On page 72, line 8, delete the period "." and insert a colon ":"

AMENDMENT NO. 105

On page 72, at the beginning of line 22, delete "A."

AMENDMENT NO. 106

On page 72, delete line 27 and insert in lieu thereof the following:

"B. ~~All rules and regulations of the department heretofore in effect shall expire at midnight on December 31, 1990.~~"

AMENDMENT NO. 107

On page 73, between lines 8 and 9, insert the following:

"Section 3. R.S. 49:191(3)(g), and 968(B)(5), and (21)(b) are hereby amended and reenacted to read as follows:

§191. Termination of legislative authority for existence of statutory entities; phase-out period for statutory entities; table of dates

Notwithstanding any termination dates set by any previous Act of the legislature, the statutory entities set forth in this Section shall begin to terminate their operations on July first of each of the following years, and all legislative authority for the existence of any statutory entity, as defined in R.S. 49:190, shall cease as of July first of the following year, which shall be the termination date:

\* \* \*

(3) July 1, 2010:

\* \* \*

(g) ~~The Department of Labor Louisiana Workforce Commission~~ and all statutory entities made a part of the department by law.

\* \* \*

§968. Review of agency rules; fees

\* \* \*

B. Prior to the adoption, amendment, or repeal of any rule or the adoption, increasing, or decreasing of any fee, the agency shall submit a report relative to such proposed rule change or fee adoption, increase, or decrease to the appropriate standing committees of the legislature and the presiding officers of the respective houses as provided in this Section. The report shall be so submitted on the same day the notice of the intended action is submitted to the Louisiana Register for publication in accordance with R.S. 49:953(A)(1). The report shall be submitted to each standing committee at the committee's office in the state capitol by certified mail with return receipt requested or by messenger who shall provide a receipt for signature. The return receipt or the messenger's receipt shall be proof of receipt of the report by the committee.

\* \* \*

(5) ~~The Department of Labor Louisiana Workforce Commission~~ and all of the agencies made a part of it shall submit the report to the House Committee on Labor and Industrial Relations and the Senate Committee on Labor and Industrial Relations.

\* \* \*

(21)

\* \* \*

(b) The Louisiana Workforce ~~Commission~~ Investment Council shall submit the report to the House Committee on Labor and Industrial Relations and the Senate Committee on Labor and Industrial Relations.

\* \* \*

AMENDMENT NO. 108

On page 73, delete lines 9 and 10 and insert in lieu thereof the following:

"Section 4. R.S. 23:2064, 2068, and 2093 through 2099 and R.S. 36:4(B)(14), 311, and 312 are hereby repealed in their entirety."

AMENDMENT NO. 109

On page 73, line 11, change "Section 4." to "Section 5."

AMENDMENT NO. 110

On page 73, line 15, change "Section 5." to "Section 6."

AMENDMENT NO. 111

On page 73, line 26, change "Section 6." to "Section 7."

AMENDMENT NO. 112

On page 73, line 18, after "Commission" and before the period "." insert "or commission where appropriate"

AMENDMENT NO. 113

On page 73, line 25, after "Council" and before the period "." insert "or council where appropriate"

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

On motion of Rep. Fannin, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

**HOUSE BILL NO. 1118—**  
BY REPRESENTATIVE CHAMPAGNE  
AN ACT

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

Read by title.

Reported favorably by the Committee on Judiciary.

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

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

**HOUSE BILL NO. 1120—**  
BY REPRESENTATIVE LORUSSO  
AN ACT

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

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1120 by Representative Lorusso

AMENDMENT NO. 1

On page 1, after line 10, 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. Abramson, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 183—**  
BY REPRESENTATIVES LORUSSO AND FOIL  
A JOINT RESOLUTION

Proposing to add Article III, Section 4(F) of the Constitution of Louisiana, to require the legislature to provide by law for the succession to the powers and duties of a member of the legislature when the incumbent member becomes unavailable for certain reasons; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

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.

**Suspension of the Rules**

On motion of Rep. Tim Burns, the rules were suspended in order to place House Bill No. 183 on the regular calendar for consideration after House Bill No. 156.

**Suspension of the Rules**

On motion of Rep. Rosalind Jones, the rules were suspended in order to take up and consider House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

**House and House Concurrent Resolutions on Third Reading for Final Consideration**

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

**HOUSE RESOLUTION NO. 1—**  
BY REPRESENTATIVE ROSALIND JONES  
A RESOLUTION

To urge and request the Louisiana Commission on Law Enforcement and Administration of Criminal Justice to collect and analyze information from the state's law enforcement agencies and other criminal justice agencies regarding the disproportionate number of African Americans who are involved in the criminal justice system.

Read by title.

On motion of Rep. Rosalind Jones, the resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 25—**  
BY REPRESENTATIVE ST. GERMAIN AND SENATOR DUPRE  
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2009 Regular Session of the Legislature Part IV-A of Chapter 4 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:852.1 through 852.22, relative to titling of vessels in the state of Louisiana.

Read by title.

Rep. St. Germain moved the adoption of the resolution.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

|           |       |
|-----------|-------|
| Aubert    | Guinn |
| Dove      | Honey |
| Total - 4 |       |

The resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 28—**  
BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study Bayou Manchac for possible inclusion in the Louisiana Historic and Scenic Rivers system.

Read by title.

On motion of Rep. Foil, the resolution was adopted.

Ordered to the Senate.

**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. 1098—**  
BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 28:825, R.S. 40:1299.58(A)(introductory paragraph) and (2), 1300.51(2)(e) and (h), 1300.122(1), 1300.123(1), 2006(E)(2)(q), (r), and (s), 2009.20(B)(1), 2120.1, 2120.2(2), (4), and (5), 2120.3(A), (B), and (G), 2120.4(A), (B)(9), (C), and (D), 2120.5(A), (C), and (D), 2120.6(A) and (B), and 2120.7(A)(1) and (4) and R.S. 46:2624(B)(7) and (8) and to repeal R.S. 40:1300.51(2)(d), (i), and (j), 2006(E)(2)(t), (u), (v), and (w), 2120.2(6), (7), and (8), 2120.3(H), Part II-E of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2120.11 through 2120.16, and Part II-F of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2120.21 through 2120.26, relative to home and community-based service providers; to define a home and community-based service provider; to provide for the services of home and community-based service providers; to provide for a single home and community-based service provider license and uniform fees for personal care attendant services agencies, respite care services agencies, supervised independent living programs, adult day care agencies, and family support agencies; to provide for home and community-based services for elderly persons and people with disabilities or mental illness; to provide for definitions; to provide for licensure; to provide for rules, regulations, and licensing standards; to provide for fees; to provide for surveys; to provide for penalties; to provide for enforcement upon the promulgation of final rules and regulations by the Department of Health and Hospitals; 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. 1098 by Representative Katz

AMENDMENT NO. 1

On page 1, line 3, following "1300.51(2)" and before "(e)" insert "(introductory paragraph)"

AMENDMENT NO. 2

On page 2, line 12, following "1300.51(2)" and before "(e)" insert "(introductory paragraph)"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Katz to Engrossed House Bill No. 1098 by Representative Katz

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 14:67.21," and at the end of the line delete "and (2)," and insert "and (1) through (3), (B)(introductory paragraph), and (F),"

AMENDMENT NO. 2

On page 1, line 3, after "and (h)," insert "(3), and (5),"

AMENDMENT NO. 3

On page 1, at the end of line 6, delete "R.S. 40:1300.51(2)(d)" and insert "R.S. 40:1299.58(G), 1300.51(2)(d)"

AMENDMENT NO. 4

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

"Section 1. R.S. 14:67.21 is hereby amended and reenacted to read as follows:

§67.21. Theft of the assets of an aged person or disabled person

\* \* \*

(3) "Health care" is any expense resulting from medical, personal, residential, or other care provided or assistance received from any ~~adult day care facility~~ home and community-based service provider, adult foster home, adult congregate living facility, nursing home, or other institution or agency responsible for the care of any aged or disabled person.

\* \* \*"

AMENDMENT NO. 5

On page 2, at the beginning of line 4, delete "Section 1" and insert "Section 2"

AMENDMENT NO. 6

On page 2, at the beginning of line 7, after "workers," insert "as defined in R.S. 40:2120.2,"

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AMENDMENT NO. 7

On page 2, at the beginning of line 12, delete "Section 2" and insert "Section 3" and after "(introductory paragraph)" delete "and (2)" and insert "and (1) through (3), (B)(introductory paragraph), and (F),"

AMENDMENT NO. 8

On page 2, at the beginning of line 13, after "(h)," insert "(3), and (5),"

AMENDMENT NO. 9

On page 2, at the end of line 17, delete "mentally retarded or"

AMENDMENT NO. 10

On page 2, at the end of line 21, delete "mentally"

AMENDMENT NO. 11

On page 2, at the beginning of line 22, delete "retarded or"

AMENDMENT NO. 12

On page 2, at the end of line 26, delete "mentally retarded or"

AMENDMENT NO. 13

On page 2, at the end of line 28, delete "mentally"

AMENDMENT NO. 14

On page 3, at the beginning of line 1, delete "retarded or"

AMENDMENT NO. 15

On page 3, line 3, delete the set of asterisks and insert the following:

"(1) For a resident of a state-operated residential facility, community, or group home for the ~~mentally retarded or~~ developmentally disabled, the administrator of the residential facility, community, or group home."

AMENDMENT NO. 16

On page 3, line 13, delete the set of asterisks and insert the following:

"(3) For a resident of a nonstate-operated residential facility, community, or group home for the ~~mentally retarded~~ developmentally disabled, the chief executive officer of the provider organization which administers or operates the facility or home.

\* \* \*

B. Consent for any surgical or medical treatment on behalf of a ~~mentally retarded person~~ person with a developmental disability or a resident in a facility, home, or program as described in R.S. 40:1299.58(A) is authorized under the following circumstances:

\* \* \*

F. ~~As used in this Section, mentally retarded includes the developmentally disabled.~~

G. Notwithstanding anything else herein to the contrary, no person shall be authorized to make a medical decision for an individual with a developmental disability pursuant to this Section unless there is no decision maker reasonably available, competent, and willing to act pursuant to R.S. 40:1299.53.

\* \* \*

AMENDMENT NO. 17

On page 3, between lines 24 and 25, insert the following:

"(3) "Nonlicensed person" means any person who provides for compensation nursing care or other health-related services to residents in a nursing facility, intermediate care facility for people with developmental disabilities, adult residential care facility, or ~~adult day care center, personal care attendant services agency, respite care services agency, or supervised independent living program home and community-based service provider~~ and who is not a licensed health provider. "Nonlicensed person" also means any person who provides such services to individuals in their own homes as an employee or contract provider of a home health agency, hospice, ~~personal care attendant services agency, respite care services agency, or supervised independent living program or home and community-based service provider.~~ "Nonlicensed person" also means any person employed as a driver by or who contracts as a driver with a nonemergency, non-ambulance transportation facility or entity.

\* \* \*

(5) "Licensed ambulance personnel" means personnel who provide for compensation or volunteer services of care as a certified emergency medical service professional including certified emergency medical technician-basic, certified emergency medical technician-intermediate, certified emergency medical technician-paramedic, or certified first responder. Nothing herein shall pertain to any licensed ambulance personnel working for a nursing home, intermediate care facility for people with developmental disabilities, adult residential care home, ~~adult day care center home and community-based service provider,~~ home health agency, or hospice.

\* \* \*

AMENDMENT NO. 18

On page 6, line 19, after "the" delete "respite care services agency" and insert "home and community-based service provider who provides respite care services"

AMENDMENT NO. 19

On page 10, at the end of line 25, delete ", regardless"

AMENDMENT NO. 20

On page 10, at the beginning of line 26, delete "of provider payor source."

AMENDMENT NO. 21

On page 11, line 8, after "licensing agency" insert a comma "," and "regardless of provider payor source"

AMENDMENT NO. 22

On page 12, at the beginning of line 12, delete "Section 3" and insert "Section 4"

AMENDMENT NO. 23

On page 12, at the beginning of line 27, delete "Section 4. R.S. 40:1300.51(2)(d)" and insert "Section 5. R.S. 40:1299.58(G), 1300.51(2)(d)"

AMENDMENT NO. 24

On page 13, at the beginning of line 3, delete "Section 5" and insert "Section 6"

AMENDMENT NO. 25

On page 13, at the beginning of line 8, delete "Section 6" and insert "Section 7"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Barrow to Engrossed House Bill No. 1098 by Representative Katz

AMENDMENT NO. 1

On page 1, line 5, delete "(B)(9)" and insert "(B)(6) and (9)"

AMENDMENT NO. 2

On page 2, line 14, delete "(B)(9)" and insert "(B)(6) and (9)"

AMENDMENT NO. 3

On page 6, line 2, delete "a letter of credit from" and insert "a line of credit from or available deposits in"

AMENDMENT NO. 4

On page 8, after line 28, insert the following:

"(6) Initial and annual renewal of license, including the requirement of a showing of financial viability not in excess of the requirement for initial licensure.

\* \* \*

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Barrow to Engrossed House Bill No. 1098 by Representative Katz

AMENDMENT NO. 1

On page 8, line 3, delete "only one geographic location" and insert "the state of Louisiana"

AMENDMENT NO. 2

On page 8, between lines 4 and 5, insert the following:

"(1) The home and community-based service provider shall notify the department which districts it serves at the time of initial licensure or renewal. The provider shall pay a separate licensing fee for each district served.

(2) The provider may advise the public of the availability of its services in any parish indicated in the license application or renewal.

(3) The provider shall maintain adequate communication facilities for clients, direct service workers, and the general public to contact the licensing agency of the department.

(4) The provider may change its physical location within the licensed service area with notification to the department of the new address, phone number, fax number, and responsible party, for a payment of a fee to the department not to exceed fifty dollars."

Rep. Barrow moved the adoption of the amendments.

Rep. Katz objected.

By a vote of 39 yeas and 58 nays, the amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 86

NAYS

|         |            |           |
|---------|------------|-----------|
| Armes   | Honey      | Peterson  |
| Aubert  | Jackson M. | Roy       |
| Billiot | Jones, R.  | Schroder  |
| Greene  | Leger      | Smith, P. |
| Henry   | Morrell    | Talbot    |

Total - 15

ABSENT

|          |             |
|----------|-------------|
| Cazayoux | Perry       |
| Dove     | St. Germain |

Total - 4

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. Katz 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.

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HOUSE BILL NO. 134—

BY REPRESENTATIVE HENRY

AN ACT

To enact R.S. 13:4344.1, relative to the removal of mortgage inscriptions affecting property subject to judicial sale; to provide for the contents and filing of an affidavit by a title insurer; to provide procedures for the removal of mortgage inscriptions; to provide a cause of action for improper cancellation; to provide for indemnification and exemption from liability under certain circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Engrossed House Bill No. 134 by Representative Henry

AMENDMENT NO. 1

On page 1, at the beginning of line 15, delete "mortgage, lien, privilege, or other encumbrance" and insert "legal or judicial mortgage, lien, or privilege."

AMENDMENT NO. 2

On page 3, line 1, after "a" and before "inscription" change "deleted" to "partially canceled"

AMENDMENT NO. 3

On page 3, line 5, after "the" and before "mortgage" insert "legal or judicial"

AMENDMENT NO. 4

On page 3, at the beginning of line 6, delete "privilege, or other encumbrance" and insert "or privilege."

AMENDMENT NO. 5

On page 3, line 8, after "underlying" delete the remainder of the line and at the beginning of line 9, delete "encumbrance" and insert "legal or judicial mortgage, lien, or privilege"

AMENDMENT NO. 6

On page 3, line 19, after "a" and before "pursuant" delete "mortgage, lien, privilege, or other encumbrance" and insert "legal or judicial mortgage, lien, or privilege"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Geymann Mills
Abramson Gisclair Monica
Anders Greene Montoucet
Armes Guillory, E. Morrell
Arnold Guillory, M. Morris
Aubert Guinn Norton
Badon, A. Hardy Nowlin

Badon, B. Harrison Pearson
Baldone Hazel Peterson
Barrow Henderson Ponti
Billiot Henry Pope
Burford Hill Pugh
Burns, H. Hines Richard
Burns, T. Hoffmann Richardson
Burrell Honey Richmond
Carmody Howard Ritchie
Carter Hutter Robideaux
Cazayoux Jackson G. Roy
Champagne Jackson M. Schroder
Chandler Johnson Simon
Chaney Jones, R. Smiley
Connick Jones, S. Smith, G.
Cortez Katz Smith, J.
Cromer Kleckley Smith, P.
Danahay LaBruzzo 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 - 103

NAYS

Total - 0

ABSENT

Dove

Perry

Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 139—

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact Children's Code Article 415(B) and to enact Children's Code Article 415(A)(3), relative to the destruction of inactive and closed files; to provide for destruction of certain domestic relations and adoption reports and records; to provide guidelines for electronic reproduction; and to provide for related matters.

Read by title.

Rep. Henry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Lorusso
Abramson Geymann Marchand
Anders Gisclair McVea
Armes Greene Mills
Arnold Guillory, E. Monica
Aubert Guillory, M. Montoucet



|           |            |             |
|-----------|------------|-------------|
| Badon, A. | Guinn      | Morris      |
| Badon, B. | Hardy      | Norton      |
| Baldone   | Harrison   | Nowlin      |
| Barras    | Hazel      | Pearson     |
| Barrow    | Henderson  | Peterson    |
| Billiot   | Henry      | Ponti       |
| Burford   | Hill       | Pope        |
| Burns, H. | Hines      | Richard     |
| Burns, T. | Hoffmann   | Richardson  |
| Burrell   | Honey      | Richmond    |
| Carmody   | Howard     | Ritchie     |
| Carter    | Hutter     | Robideaux   |
| Champagne | Jackson G. | Roy         |
| Chandler  | Jackson M. | Schroder    |
| Chaney    | Johnson    | Simon       |
| Connick   | Jones, R.  | Smith, G.   |
| Cortez    | Jones, S.  | Smith, J.   |
| Cromer    | Kleckley   | St. Germain |
| Danahay   | LaBruzzo   | Talbot      |
| Dixon     | LaFonta    | Templet     |
| Doerge    | Lambert    | Trahan      |
| Edwards   | LeBas      | Waddell     |
| Ellington | Leger      | White       |
| Fannin    | Ligi       | Williams    |
| Foil      | Little     | Willmott    |
| Franklin  | Lopinto    | Wooton      |

Total - 96

NAYS

Total - 0

ABSENT

|          |         |           |
|----------|---------|-----------|
| Cazayoux | Katz    | Pugh      |
| Dove     | Morrell | Smiley    |
| Downs    | Perry   | Smith, P. |

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 156—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 37:3395.1, relative to the Louisiana Real Estate Appraisers Board; to create the Peer Review Committee within the Louisiana Real Estate Appraisers Board; to provide for powers and duties of the committee; to provide for reimbursement of expenses and mileage; to provide for exclusion from liability or damages; and to provide for related matters.

Read by title.

Rep. Arnold 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       | Montoucet |
| Armes       | Guillory, E. | Morrell   |
| Arnold      | Guillory, M. | Morris    |
| Aubert      | Guinn        | Norton    |

|           |            |             |
|-----------|------------|-------------|
| Badon, A. | Harrison   | Nowlin      |
| Badon, B. | Hazel      | Pearson     |
| Baldone   | Henderson  | Perry       |
| Barras    | Henry      | Peterson    |
| Barrow    | Hill       | Ponti       |
| Billiot   | Hines      | Pope        |
| Burford   | Hoffmann   | Pugh        |
| Burns, H. | Honey      | Richard     |
| Burns, T. | Howard     | Richardson  |
| Burrell   | Hutter     | Richmond    |
| Carmody   | Jackson G. | Ritchie     |
| Carter    | Jackson M. | Robideaux   |
| Cazayoux  | Johnson    | Roy         |
| Champagne | Jones, R.  | Schroder    |
| Chandler  | Jones, S.  | Simon       |
| Chaney    | Kleckley   | Smith, G.   |
| Connick   | LaBruzzo   | Smith, J.   |
| Cortez    | LaFonta    | Smith, P.   |
| Cromer    | Lambert    | St. Germain |
| Dixon     | LeBas      | Talbot      |
| Doerge    | Leger      | Templet     |
| Edwards   | Ligi       | Trahan      |
| Ellington | Little     | Waddell     |
| Fannin    | Lopinto    | White       |
| Foil      | Lorusso    | Williams    |
| Franklin  | Marchand   | Willmott    |
| Gallot    | McVea      | Wooton      |

Total - 99

NAYS

Total - 0

ABSENT

|         |       |        |
|---------|-------|--------|
| Danahay | Downs | Katz   |
| Dove    | Hardy | Smiley |

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 192—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 37:1437(C)(2)(a) and (c), (5)(b), and (6)(a), relative to licensing by the Louisiana Real Estate Commission; to provide for changes to the initial licensing requirements of a real estate broker; to provide for changes to post-license educational requirements of real estate brokers and salespersons; to remove free courses offered by the commission; 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. 192 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 15, following "forty-five" and before "hours" insert "post-license education"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 192 by Representative Arnold

AMENDMENT NO. 1

On page 3, line 8, change "estate related" to "estate-related"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Cazayoux, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Dixon, Doerge, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Geymann, Total - 100

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Danahay, Dove, Total - 5, Downs, Katz, Perry

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 445— BY REPRESENTATIVE GREENE AN ACT

To amend and reenact R.S. 47:2193, relative to tax sales; to provide that the listing of property in the name of the tax sale purchaser shall occur in the same manner as the listing of non-tax sale properties; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Cazayoux, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Edwards, Ellington, Fannin, Foil, Franklin, Total - 102

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Dove, Total - 3, Kleckley, Perry

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 579—**  
BY REPRESENTATIVES JANE SMITH AND GREENE  
AN ACT

To amend and reenact R.S. 47:1621(H) and to enact R.S. 47:1621(D)(3), relative to refunds of overpayment; to provide for a time limit for certain refunds; to require the secretary to report any refunds which were not timely paid; and to provide for related matters.

Read by title.

Rep. Jane Smith moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

|             |              |             |
|-------------|--------------|-------------|
| Mr. Speaker | Gisclair     | Mills       |
| Abramson    | Greene       | Monica      |
| Anders      | Guillory, E. | Montoucet   |
| Armes       | Guillory, M. | Morrell     |
| Arnold      | Guinn        | Morris      |
| 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  |
| Burrell     | Howard       | Richardson  |
| Carmody     | Hutter       | Ritchie     |
| Carter      | Jackson G.   | Robideaux   |
| Champagne   | Jackson M.   | Roy         |
| Chaney      | Johnson      | Schroder    |
| Connick     | Jones, R.    | Simon       |
| Cortez      | Jones, S.    | Smiley      |
| Cromer      | Katz         | Smith, G.   |
| Danahay     | LaBruzzo     | Smith, J.   |
| Dixon       | LaFonta      | Smith, P.   |
| Doerge      | Lambert      | St. Germain |
| Downs       | LeBas        | Talbot      |
| Edwards     | Leger        | Templet     |
| Ellington   | Ligi         | Trahan      |
| Fannin      | Little       | Waddell     |
| Foil        | Lopinto      | White       |
| Franklin    | Lorusso      | Williams    |
| Gallot      | Marchand     | Willmott    |
| Geymann     | McVea        | Wooton      |

Total - 99

NAYS

Total - 0

ABSENT

|           |          |          |
|-----------|----------|----------|
| Burns, T. | Chandler | Kleckley |
| Cazayoux  | Dove     | Perry    |

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jane Smith 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. 590—**  
BY REPRESENTATIVE HUTTER  
AN ACT

To amend and reenact R.S. 34:1708(A), relative to the St. Bernard Port, Harbor, and Terminal District; to provide relative to the authority of the board of commissioners to acquire certain property; 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      | Mills       |
| Abramson    | Gisclair     | Monica      |
| Anders      | Greene       | Montoucet   |
| Armes       | Guillory, E. | Morrell     |
| Aubert      | Guillory, M. | Morris      |
| Badon, A.   | Guinn        | Norton      |
| Badon, B.   | Hardy        | Nowlin      |
| Baldone     | Harrison     | Pearson     |
| Barras      | Hazel        | Perry       |
| Barrow      | Henderson    | Peterson    |
| Billiot     | Henry        | Ponti       |
| Burford     | Hill         | Richard     |
| Burns, H.   | Hines        | Richardson  |
| Burns, T.   | Hoffmann     | Richmond    |
| Burrell     | Honey        | Ritchie     |
| Carmody     | Howard       | Robideaux   |
| Carter      | Hutter       | Roy         |
| Champagne   | Jackson G.   | Schroder    |
| Chandler    | Jackson M.   | Simon       |
| Chaney      | Johnson      | Smiley      |
| Connick     | Jones, R.    | Smith, G.   |
| Cortez      | Jones, S.    | Smith, J.   |
| Cromer      | Katz         | Smith, P.   |
| Danahay     | LaBruzzo     | St. Germain |
| Dixon       | LaFonta      | Talbot      |
| Doerge      | Lambert      | Templet     |
| Downs       | Leger        | Trahan      |
| Edwards     | Ligi         | Waddell     |
| Ellington   | Little       | White       |
| Fannin      | Lopinto      | Williams    |
| Foil        | Lorusso      | Willmott    |
| Franklin    | Marchand     | Wooton      |
| Gallot      | McVea        |             |

Total - 98

NAYS

Total - 0

ABSENT

|          |          |      |
|----------|----------|------|
| Arnold   | Kleckley | Pugh |
| Cazayoux | LeBas    |      |
| Dove     | Pope     |      |

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.

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 622—

BY REPRESENTATIVE TUCKER AN ACT

To amend and reenact R.S. 49:220.4(A)(1) and (B)(1) through (4) and 220.5(A)(2) and (D)(4), relative to the Louisiana Recovery Authority; to provide for the membership and terms of office of the board of directors; to provide for the powers, duties, and functions of the authority, the board, and the executive director; to provide for an effective date; 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. 622 by Representative Tucker

AMENDMENT NO. 1

On page 2, line 4, following "members" and before "as provided" change "who shall be" to "shall serve"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 622 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "R.S." insert "R.S. 36:4(H) and"

AMENDMENT NO. 2

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

"to provide for the transfer of the authority and its board of directors to the division of administration;"

AMENDMENT NO. 3

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

"Section 1. R.S. 36:4(H) is hereby amended and reenacted to read as follows:

§4. Structure of executive branch of state government

\* \* \*

H. The Louisiana Recovery Authority and the Louisiana Recovery Authority Board (originally established by Executive Order No. 63 of 2005), as more specifically provided in R.S. 49:220.1

through 220.7, shall be placed in the office of the governor, division of administration, as provided in R.S. 36:801.

\* \* \*

AMENDMENT NO. 4

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

AMENDMENT NO. 5

On page 1, line 12, after "governor" change the period "." to a comma "," and insert "division of administration."

AMENDMENT NO. 6

On page 3, line 15, after "Assistance Program." and before "and" insert "the Hazard Mitigation Program."

AMENDMENT NO. 7

On page 3, at the end of line 15, add the following:

"Implementation of programs shall be at the direction of the governor."

AMENDMENT NO. 8

On page 3, at the beginning of line 23, change "Section 2." to "Section 3."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns listing names of representatives who voted 'YEAS'. Includes Mr. Speaker, Geymann, Mills, Abramson, Gisclair, Monica, Anders, Greene, Montoucet, Armes, Guillory, E., Morrell, Arnold, Guillory, M., Morris, Aubert, Guinn, Norton, Badon, A., Hardy, Nowlin, Badon, B., Harrison, Pearson, Baldone, Hazel, Perry, Barras, Henderson, Peterson, Barrow, Henry, Ponti, Billiot, Hill, Pope, Burford, Hines, Pugh, Burns, H., Hoffmann, Richard, Burns, T., Honey, Richardson, Burrell, Howard, Richmond, Carmody, Hutter, Ritchie, Carter, Jackson G., Robideaux, Cazayoux, Jackson M., Roy, Champagne, Johnson, Schroder, Chandler, Jones, R., Simon, Chaney, Jones, S., Smiley, Connick, Katz, Smith, G., Cortez, Kleckley, Smith, J., Cromer, LaBruzzo, Smith, P., Danahay, LaFonta, St. Germain, Dixon, Lambert, Talbot, Doerge, LeBas, Templet, Downs, Leger, Trahan

|           |          |          |
|-----------|----------|----------|
| Edwards   | Ligi     | Waddell  |
| Ellington | Little   | White    |
| Fannin    | Lopinto  | Williams |
| Foil      | Lorusso  | Willmott |
| Franklin  | Marchand | Wooton   |
| Gallot    | McVea    |          |

Total - 104

NAYS

Total - 0

ABSENT

Dove  
Total - 1

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Speaker Tucker in the Chair**

**HOUSE BILL NO. 624—**

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:303(E)(2) and to enact R.S. 32:300.4, relative to off-road vehicle violations; to provide relative to the penalty for failure to pay sales taxes on purchases of off-road vehicles; to authorize law enforcement officers to issue citations under certain circumstances; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Henry gave notice of his intention to call House Bill No. 624 from the calendar on Thursday, May 1, 2008.

**HOUSE BILL NO. 768—**

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 2293(D), relative to notice of seizure in judgment debtor cases; to delete provisions requiring the automatic cancellation of the notice of seizure of property; to provide that a notice of seizure shall prescribe ten years after the date of recordation; to authorize a method of reinscription; 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 | Geymann      | Mills     |
| Abramson    | Gisclair     | Monica    |
| Anders      | Greene       | Montoucet |
| Armes       | Guillory, E. | Morrell   |
| Arnold      | Guillory, M. | Morris    |

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

Total - 102

NAYS

Total - 0

ABSENT

|           |      |          |
|-----------|------|----------|
| Chandler  | Dove | Harrison |
| Total - 3 |      |          |

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. 815—**

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 9:5681(A) and (D), relative to prescription; to provide time periods for setting aside the sale of certain immovable property; to provide exceptions; 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 | Geymann      | Mills     |
| Abramson    | Gisclair     | Monica    |
| Anders      | Greene       | Montoucet |
| Armes       | Guillory, E. | Morrell   |
| Arnold      | Guillory, M. | Morris    |
| Aubert      | Guinn        | Norton    |
| Badon, A.   | Hardy        | Nowlin    |

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|             |            |             |
|-------------|------------|-------------|
| Badon, B.   | Harrison   | Pearson     |
| Baldone     | Hazel      | Perry       |
| Barras      | Henderson  | Peterson    |
| Barrow      | Henry      | Ponti       |
| Billiot     | Hill       | Pope        |
| Burford     | Hines      | Pugh        |
| Burns, H.   | Hoffmann   | Richard     |
| Burns, T.   | Honey      | Richardson  |
| Burrell     | Howard     | Richmond    |
| Carmody     | Hutter     | Ritchie     |
| Carter      | Jackson G. | Robideaux   |
| Cazayoux    | Jackson M. | Roy         |
| Champagne   | Johnson    | Schroder    |
| Chandler    | Jones, R.  | Simon       |
| Chaney      | Jones, S.  | Smiley      |
| Connick     | Katz       | Smith, G.   |
| Cortez      | Kleckley   | Smith, J.   |
| Cromer      | LaBruzzo   | Smith, P.   |
| Danahay     | LaFonta    | St. Germain |
| Dixon       | Lambert    | Talbot      |
| Doerge      | LeBas      | Templet     |
| Downs       | Leger      | Trahan      |
| Edwards     | Ligi       | Waddell     |
| Ellington   | Little     | White       |
| Fannin      | Lopinto    | Williams    |
| Foil        | Lorusso    | Willmott    |
| Franklin    | Marchand   | Wooton      |
| Gallot      | McVea      |             |
| Total - 104 |            |             |

NAYS

Total - 0

ABSENT

Dove  
Total - 1

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. 839—**

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 32:361.2(D) and 361.3(C), relative to the tinting of motor vehicle windows; to prohibit holders of security and medical exemptions from tinting the area below the top six inches of the windshield; 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 | 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       |
| Billiot     | Hill       | Pope        |
| Burford     | Hines      | Pugh        |
| Burns, H.   | Hoffmann   | Richard     |
| Burns, T.   | Honey      | Richardson  |
| Burrell     | Howard     | Richmond    |
| Carmody     | Hutter     | Ritchie     |
| Carter      | Jackson G. | Robideaux   |
| Champagne   | Jackson M. | Roy         |
| Chandler    | Johnson    | Schroder    |
| Chaney      | Jones, R.  | Simon       |
| Connick     | Jones, S.  | Smiley      |
| Cortez      | Katz       | Smith, G.   |
| Cromer      | Kleckley   | Smith, J.   |
| Danahay     | LaBruzzo   | Smith, P.   |
| Dixon       | LaFonta    | St. Germain |
| Doerge      | Lambert    | Talbot      |
| Downs       | LeBas      | Templet     |
| Edwards     | Leger      | Trahan      |
| Ellington   | Ligi       | Waddell     |
| Fannin      | Little     | White       |
| Foil        | Lopinto    | Williams    |
| Franklin    | Lorusso    | Willmott    |
| Gallot      | Marchand   | Wooton      |
| Geymann     | Mills      |             |
| Total - 101 |            |             |

NAYS

Total - 0

ABSENT

|           |       |
|-----------|-------|
| Barrow    | Dove  |
| Cazayoux  | McVea |
| Total - 4 |       |

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.

**Acting Speaker Perry in the Chair**

**Speaker Tucker in the Chair**

**Suspension of the Rules**

On motion of Rep. Arnold, the rules were suspended to limit the author or proponent handling the legislative instrument to ten minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

**HOUSE BILL NO. 852—**

BY REPRESENTATIVE AUSTIN BADON

AN ACT

To enact R.S. 32:303.5, relative to the use of telephones and electronic communication devices while driving; to prohibit the use of wireless telephones while driving; to prohibit text messaging and e-mailing while driving; 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. 852 by Representative Austin Badon

**AMENDMENT NO. 1**

On page 1, line 2, following "R.S." and before "," change "32:303.5" to "32:300.5"

**AMENDMENT NO. 2**

On page 1, line 7, following "R.S." and before "is" change "32:303.5" to "32:300.5"

**AMENDMENT NO. 3**

On page 1, line 8, at the beginning of the line, change "§32:303.5" to "§300.5"

**AMENDMENT NO. 4**

On page 1, line 15, following "a" and before "of" change "high-degree" to "high degree"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Engrossed House Bill No. 852 by Representative Austin Badon

**AMENDMENT NO. 1**

On page 1, line 3, after "devices" insert "and undertaking other tasks"

**AMENDMENT NO. 2**

On page 1, line 4, after the semi-colon ";" insert "to prohibit undertaking certain tasks while driving"

**AMENDMENT NO. 3**

On page 1, line 8, before "Wireless" insert "Tasks prohibited while driving;" and change "Wireless" to "wireless"

**AMENDMENT NO. 4**

On page 2, between lines 25 and 26, insert the following:

"C. In addition to the prohibition contained herein, the following tasks shall be unlawful while operating a motor vehicle on a public road or highway in this state:

- (1) Brushing your teeth.
- (2) Correcting your children.
- (3) Reading.
- (4) Brushing hair.
- (5) Painting fingernails or toenails.
- (6) Adjusting the stereo.
- (7) Eating.

(8) Banging head to loud rock music.

(9) Putting on make-up.

(10) Singing.

(11) Adjusting the air conditioner.

(12) Opening console or glove box.

(13) Drinking.

(14) Talking to fellow passengers.

(15) Waving to other drivers or pedestrians.

(16) Changing your shoes."

**AMENDMENT NO. 5**

On page 4, line 26, change "C." to "D."

Rep. Arnold moved the adoption of the amendments.

Rep. Austin Badon objected.

By a vote of 8 yeas and 88 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Aubert to Engrossed House Bill No. 852 by Representative Austin Badon

**AMENDMENT NO. 1**

On page 2, line 26, after "fined" insert a comma "," and "for a first violation."

**AMENDMENT NO. 2**

On page 2, delete line 27, after insert in lieu thereof "hundred dollars; for a second violation, not more than one hundred fifty dollars; for a third violation, not more than two hundred dollars; and for a fourth or subsequent violation, not more than two hundred fifty dollars."

On motion of Rep. Aubert, 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. 852 by Representative Austin Badon

**AMENDMENT NO. 1**

On page 1, delete lines 10 through 20 in their entirety and on page 2, delete lines 1 through 27 in their entirety and insert in lieu thereof the following:

"A local governing authority may enact an ordinance to provide for the use of wireless telephone and electronic communications by an operator of a moving vehicle on a public road or highway. Such ordinance shall be enacted only after such ordinance has been approved in an election held for that purpose."

Rep. Richmond moved the adoption of the amendments.

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Rep. Austin Badon objected.

By a vote of 36 yeas and 61 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hines to Engrossed House Bill No. 852 by Representative Austin Badon

AMENDMENT NO. 1

On page 2, after line 27, insert the following:

"Section 2. This Act shall become effective on January 1, 2009."

Rep. Hines moved the adoption of the amendments.

Rep. Lopinto objected.

By a vote of 65 yeas and 32 nays, the amendments were adopted.

Rep. Austin Badon moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Aubert, Badon, A., Barras, Barrow, Billiot, Burns, T., Burrell, Carmody, Carter, Champagne, Chaney, Connick, Cortez, Cromer, Dixon, Downs, Franklin, Geymann, Gisclair, Total - 55

NAYS

Mr. Speaker, Abramson, Anders, Armes, Arnold, Badon, B., Baldone, Burford, Burns, H., Chandler, Danahay, Doerge, Edwards, Ellington, Fannin, Total - 43

ABSENT

Cazayoux, Dove, Gallot, Total - 7; Guillory, E., Guillory, M., Honey; Pugh

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Austin Badon 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. 863— BY REPRESENTATIVE ABRAMSON AN ACT

To amend and reenact R.S. 9:5682, relative to power of attorney; to provide for prescription of actions to set aside a document or instrument on the ground that a power of attorney was unauthorized or invalid; to provide for prescription of actions involving documents recorded prior to August 15, 2008; 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, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Cazayoux, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Total - 100



NAYS

Total - 0

ABSENT

|           |            |         |
|-----------|------------|---------|
| Dove      | Jackson M. | Ritchie |
| Honey     | Mills      |         |
| Total - 5 |            |         |

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.

**Speaker Pro Tempore Peterson in the Chair**

**HOUSE BILL NO. 910—**  
BY REPRESENTATIVE TUCKER  
AN ACT

To enact R.S. 39:1517.1, relative to state contracts; to require the reporting of certain information relating to the contract between the division of administration, office of community development, and ICF Emergency Management Services for management of The Road Home Program; to require oversight by the Legislative Audit Advisory Council; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

|             |              |             |
|-------------|--------------|-------------|
| Mr. Speaker | 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    |
| Barrow      | Hill         | Ponti       |
| Billiot     | Hines        | Pope        |
| Burford     | Hoffmann     | Pugh        |
| Burns, H.   | Honey        | Richard     |
| Burns, T.   | Howard       | Richardson  |
| Burrell     | Hutter       | Richmond    |
| Carmody     | Jackson G.   | Ritchie     |
| Carter      | Jackson M.   | Robideaux   |
| Champagne   | Johnson      | Roy         |
| Chandler    | Jones, R.    | Schroder    |
| Chaney      | Jones, S.    | Simon       |
| Connick     | Katz         | Smiley      |
| Cortez      | Kleckley     | Smith, G.   |
| Cromer      | LaBruzzo     | Smith, J.   |
| Danahay     | LaFonta      | Smith, P.   |
| Dixon       | LeBas        | St. Germain |
| Doerge      | Leger        | Talbot      |
| Downs       | Ligi         | Templet     |
| Edwards     | Little       | Trahan      |
| Fannin      | Lopinto      | Waddell     |
| Foil        | Lorusso      | White       |
| Franklin    | Marchand     | Williams    |
| Gallot      | McVea        | Willmott    |
| Geymann     | Mills        | Wooton      |
| Total - 99  |              |             |

NAYS

Total - 0

ABSENT

|           |           |          |
|-----------|-----------|----------|
| Barras    | Dove      | Harrison |
| Cazayoux  | Ellington | Lambert  |
| Total - 6 |           |          |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Speaker Tucker in the Chair**

**HOUSE BILL NO. 985—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 6:1032 and 1034 and to enact R.S. 6:1038.1 and 1054, relative to the sale of checks and money transmission; to provide for definitions; to provide for exclusions and exemptions; to provide for temporary licenses; to provide for change of control; 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. 985 by Representative Arnold

AMENDMENT NO. 1

On page 4, line 28, following "States" and before "or" change "Post Office" to "Postal Service"

AMENDMENT NO. 2

On page 4, line 29, following "States" and before ":" change "Post Office" to "Postal Service"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Engrossed House Bill No. 985 by Representative Arnold

AMENDMENT NO. 1

On page 3, line 6, change "ACH" to "Automated Clearing House (ACH)"

AMENDMENT NO. 2

On page 6, line 12, change "Part" to "Chapter"

AMENDMENT NO. 3

On page 7, line 6, change "This Section applies" to "The provisions of this Section apply"

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AMENDMENT NO. 4

On page 8, line 8, change "Subsections B and C" to "The provisions of Subsections B and C"

On motion of Rep. Arnold, the amendments were adopted. Rep. Arnold moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker, Gisclair, Monica, Abramson, Greene, Montoucet, Anders, Guillory, E., Morris, Armes, Guillory, M., Norton, Arnold, Guinn, Nowlin, Aubert, Hardy, Pearson, Badon, A., Hazel, Perry, Badon, B., Henry, Peterson, Baldone, Hill, Pope, Barrow, Hines, Carter, Billiot, Hoffmann, Burford, Honey, Pugh, Burns, H., Howard, Richardson, Burns, T., Hutter, 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, G., Cromer, LaBruzzo, Smith, J., Danahay, LaFonta, Smith, P., Dixon, Lambert, St. Germain, Doerge, LeBas, Talbot, Downs, Leger, Templet, Edwards, Ligi, Trahan, Ellington, Little, Waddell, Fannin, Lopinto, White, Foil, Lorusso, Williams, Franklin, Marchand, Willmott, Gallot, McVea, Wooton, Geymann, Mills. Total - 98

NAYS

Total - 0

ABSENT

Barras, Dove, Morrell, Billiot, Harrison, Cazayoux, Henderson. 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. Arnold moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 1008— BY REPRESENTATIVE ABRAMSON AN ACT

To enact R.S. 9:1149.4(C) and R.S. 32:412.1(A)(3)(y), relative to the immobilization of manufactured homes; to require the filing of the recorded act of immobilization with the secretary of the Department of Public Safety and Corrections; to require the

secretary to create a public record of the filings; to provide for a filing fee; to provide for a notice of the filing; to provide for the content of the filings; to provide for prospective application; 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

Abramson, Gallot, Marchand, Anders, Gisclair, McVea, Armes, Guillory, M., Mills, Arnold, Harrison, Monica, Aubert, Hazel, Norton, Baldone, Henderson, Nowlin, Barras, Hill, Perry, Barrow, Hines, Peterson, Billiot, Hoffmann, Pope, Burford, Honey, Pugh, Burrell, Howard, Richard, Carmody, Hutter, Richardson, Carter, Jackson G., Richmond, Champagne, Johnson, Ritchie, Chandler, Jones, R., Roy, Chaney, Kleckley, Smith, G., Cromer, LaBruzzo, Smith, P., Danahay, LaFonta, St. Germain, Dixon, Lambert, Talbot, Doerge, LeBas, Templet, Ellington, Leger, White, Fannin, Little, Williams, Foil, Lopinto, Willmott, Franklin, Lorusso, Wooton. Total - 72

NAYS

Mr. Speaker, Guinn, Ponti, Badon, B., Hardy, Robideaux, Burns, H., Henry, Schroder, Burns, T., Jones, S., Simon, Cortez, Ligi, Smiley, Geymann, Morrell, Smith, J., Greene, Morris, Waddell, Guillory, E., Pearson. Total - 23

ABSENT

Badon, A., Downs, Montoucet, Cazayoux, Edwards, Trahan, Connick, Jackson M., Dove, Katz. Total - 10

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.

HOUSE BILL NO. 1043— BY REPRESENTATIVE FANNIN AN ACT

To enact R.S. 40:1730.23(E), relative to the documentation of new residential construction being in compliance with the state uniform construction code; to provide for documentation of new

residential construction as being in compliance with the building code; to provide for costs charged by a lender; and to provide for related matters.

Read by title.

Rep. Fannin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 102

**NAYS**

Total - 0

**ABSENT**

|           |          |           |
|-----------|----------|-----------|
| Dove      | Harrison | Jones, R. |
| Total - 3 |          |           |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1067—**  
BY REPRESENTATIVES EDWARDS AND DOWNS  
**AN ACT**

To enact R.S. 9:5168, relative to cancellation of mortgages and privileges; to require the recorder of mortgages to cancel mortgages and vendor's privileges under certain circumstances;

to authorize the filing of cancellations of mortgages and vendor's privileges; to authorize certain persons to execute an affidavit of cancellation; to provide for the contents of the affidavit of cancellation; to provide a limitation of liability for clerks of court and recorders of mortgages; to provide for the indemnification of persons relying on the affidavit of cancellation; and to provide for related matters.

Read by title.

Rep. Edwards moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

|             |              |             |
|-------------|--------------|-------------|
| Mr. Speaker | Geymann      | Monica      |
| Abramson    | Gisclair     | Montoucet   |
| Anders      | Greene       | Morrell     |
| Armes       | Guillory, E. | Morris      |
| Arnold      | Guillory, M. | Norton      |
| Aubert      | Guinn        | Nowlin      |
| Badon, A.   | Hardy        | Pearson     |
| Badon, B.   | 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         |
| Cazayoux    | Johnson      | Schroder    |
| Champagne   | Jones, R.    | Simon       |
| Chandler    | Jones, S.    | Smiley      |
| Chaney      | Katz         | Smith, G.   |
| Connick     | Kleckley     | Smith, J.   |
| Cortez      | LaBruzzo     | Smith, P.   |
| Cromer      | LaFonta      | St. Germain |
| Danahay     | Lambert      | Talbot      |
| Dixon       | LeBas        | Templet     |
| Doerge      | Leger        | Trahan      |
| Downs       | Ligi         | Waddell     |
| Edwards     | Little       | White       |
| Ellington   | Lopinto      | Williams    |
| Fannin      | Lorusso      | Willmott    |
| Foil        | Marchand     | Wooton      |
| Franklin    | McVea        |             |
| Gallot      | Mills        |             |

Total - 103

**NAYS**

Total - 0

**ABSENT**

|           |          |
|-----------|----------|
| Dove      | Harrison |
| Total - 2 |          |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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HOUSE BILL NO. 1131 (Substitute for House Bill No. 450 by Representative Wooton)—

BY REPRESENTATIVE WOOTON AN ACT

To amend and reenact R.S. 27:44.1(D) and (G), relative to riverboat inspections; to provide for alternative inspections for riverboats licensed to conduct gaming activities; 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. 1131 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 14, following "Inspection" and before "utilizing" delete "and"

AMENDMENT NO. 2

On page 1, line 18, following "Code" and before "½" insert "®"

AMENDMENT NO. 3

On page 1, line 20, following "vessel's" and before "location" insert "present"

AMENDMENT NO. 4

On page 2, line 7, following "under" delete "R.S." and on line 8, change "27:44.1(C)" to "Subsection C of this Section"

AMENDMENT NO. 5

On page 2, line 10, following "in" and before "and" change "27:44.1(D)" to "Subsection D 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

Table listing names of representatives who voted 'YEAS' for the amendments, including Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Gallot, Geymann, Gisclair, Greene, Guillory, E., Guillory, M., Guinn, Hardy, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Mills, Monica, Montoucet, Morrell, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Richmond, and Ritchie.

Table listing names of representatives who voted 'NAYS' and 'ABSENT'. NAYS: Carter, Cazayoux, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Jackson G., Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, LaFonta, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, Marchand, McVea, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Talbot, Templet, Trahan, Waddell, White, Williams, Willmott, Wooton. ABSENT: Dove, Harrison, Lambert.

Total - 102

NAYS

Total - 0

ABSENT

Table listing names of representatives who were absent: Dove, Harrison, Lambert.

Total - 3

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. 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.

Rep. Greene moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for House Bill No. 393, including Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Gallot, Geymann, Gisclair, Greene, Guillory, E., Guillory, M., Guinn, Hardy, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., McVea, Monica, Montoucet, Morrell, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, and Robideaux.

|             |            |             |
|-------------|------------|-------------|
| Cazayoux    | Jackson M. | Roy         |
| Champagne   | Johnson    | Schroder    |
| Chandler    | Jones, R.  | Simon       |
| Chaney      | Jones, S.  | Smiley      |
| Connick     | Katz       | Smith, G.   |
| Cortez      | Kleckley   | Smith, J.   |
| Cromer      | LaBruzzo   | Smith, P.   |
| Danahay     | LaFonta    | St. Germain |
| Dixon       | Lambert    | Talbot      |
| Doerge      | LeBas      | Templet     |
| Downs       | Leger      | Waddell     |
| Edwards     | Ligi       | White       |
| Ellington   | Little     | Williams    |
| Fannin      | Lopinto    | Willmott    |
| Foil        | Lorusso    | Wooton      |
| Franklin    | Marchand   |             |
| Total - 101 |            |             |

NAYS

Total - 0

ABSENT

|           |        |
|-----------|--------|
| Dove      | Mills  |
| Harrison  | Trahan |
| Total - 4 |        |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 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.

Rep. Greene moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

|             |              |            |
|-------------|--------------|------------|
| Mr. Speaker | Gallot       | McVea      |
| Abramson    | Geymann      | Mills      |
| Anders      | Gisclair     | Monica     |
| Arnes       | Greene       | Montoucet  |
| Arnold      | Guillory, E. | Morrell    |
| Aubert      | Guillory, M. | Morris     |
| Badon, A.   | Guinn        | Norton     |
| Badon, B.   | Hardy        | Nowlin     |
| Baldone     | Hazel        | Pearson    |
| Barras      | Henderson    | Perry      |
| Barrow      | Henry        | Peterson   |
| Billiot     | Hill         | Ponti      |
| Burford     | Hines        | Pope       |
| Burns, H.   | Hoffmann     | Pugh       |
| Burns, T.   | Honey        | Richard    |
| Burrell     | Howard       | Richardson |
| Carmody     | Hutter       | Richmond   |
| Carter      | Jackson G.   | Ritchie    |
| Cazayoux    | Jackson M.   | Robideaux  |
| 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    | Waddell     |
| Edwards     | Ligi     | White       |
| Ellington   | Little   | Williams    |
| Fannin      | Lopinto  | Willmott    |
| Foil        | Lorusso  | Wooton      |
| Franklin    | Marchand |             |
| Total - 101 |          |             |

NAYS

Total - 0

ABSENT

|           |        |
|-----------|--------|
| Dove      | Roy    |
| Harrison  | Trahan |
| Total - 4 |        |

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call House Bill No. 431 from the calendar on Thursday, May 1, 2008.

**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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Arnold gave notice of his intention to call House Bill No. 436 from the calendar on Thursday, May 1, 2008.

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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.

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. 447 by Representative St. Germain

AMENDMENT NO. 1

On page 3, line 14, following line 14 and before line 15, insert "\*\*\*\*"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Galloway, Mills, etc. Total - 100

NAYS

Total - 0

ABSENT

Table with 3 columns: Dove, Harrison, Henderson, Trahan, Wooton. Total - 5

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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ritchie to Engrossed House Bill No. 461 by Representative Ritchie

AMENDMENT NO. 1

On page 1, line 3, after "has been" delete "expropriated" and insert "sold or expropriated under certain circumstances"

AMENDMENT NO. 2

On page 1, line 5, after "has been" delete "expropriated" and insert "sold or expropriated under certain circumstances"

AMENDMENT NO. 3

On page 1 line 16, after "property that" delete "is" and insert "has been sold to or expropriated by the federal government, state government,"

AMENDMENT NO. 4

On page 1, at the beginning of line 20, after "was" insert "sold or"

AMENDMENT NO. 5

On page 2, delete line 4 in its entirety and at the beginning of line 5, delete "state" and insert the following:

"property sold or expropriated, and is intended to replace the property sold to or expropriated by the federal government, state government,"

AMENDMENT NO. 6

On page 2, line 14, after "has been" insert "sold to or"

AMENDMENT NO. 7

On page 2, line 15, delete "state or" and insert "federal government, state government, or a"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ligi to Engrossed House Bill No. 461 by Representative Ritchie

AMENDMENT NO. 1

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

"acquired no later than twenty-four months after the expropriation or sale has become final and funds have been disbursed and which is"

AMENDMENT NO. 2

On page 2, line 3, after "nature," delete the remainder of the line in its entirety and insert the following:

"has a fair market value which does not exceed two hundred percent of the fair market value of the"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

|             |              |             |
|-------------|--------------|-------------|
| Mr. Speaker | Gallot       | McVea       |
| Abramson    | Geymann      | Mills       |
| Anders      | Gisclair     | Monica      |
| Armes       | Greene       | Montoucet   |
| Arnold      | Guillory, E. | Morrell     |
| Aubert      | Guillory, M. | Morris      |
| Badon, A.   | Guinn        | Norton      |
| Badon, B.   | Hardy        | Nowlin      |
| Baldone     | Hazel        | Pearson     |
| Barras      | Henderson    | Perry       |
| Barrow      | Henry        | Peterson    |
| Billiot     | Hill         | Ponti       |
| Burford     | Hines        | Pope        |
| Burns, H.   | Hoffmann     | Pugh        |
| Burns, T.   | Honey        | Richard     |
| Burrell     | Howard       | Richardson  |
| Carmody     | Hutter       | Richmond    |
| Carter      | Jackson G.   | Ritchie     |
| Cazayoux    | Jackson M.   | 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      | Smith, P.   |
| Dixon       | Lambert      | St. Germain |
| Doerge      | LeBas        | Talbot      |
| Downs       | Leger        | Templet     |
| Edwards     | Ligi         | Trahan      |
| Ellington   | Little       | Waddell     |
| Fannin      | Lopinto      | White       |
| Foil        | Lorusso      | Williams    |
| Franklin    | Marchand     | Willmott    |
| Total - 102 |              |             |

**NAYS**

Total - 0

**ABSENT**

Dove  
Total - 3  
Harrison  
Wooton

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

**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.

Rep. Fannin moved that the bill be recommitted to the Committee on Appropriations.

Rep. Wooton objected.

By a vote of 74 yeas and 21 nays, the House agreed to recommit the bill to the Committee on Appropriations.

**Suspension of the Rules**

On motion of Rep. Wooton, 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 21, 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. 5  
Returned without amendments

House Concurrent Resolution No. 59  
Returned without amendments

House Concurrent Resolution No. 61  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

April 21, 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. 57, 71, 73, 77, 86, 525, 528, 573, 574, 575, and 676

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. 57—**  
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 14:403.2 and to enact Chapter 14 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1501 through 1511, relative to abuse and neglect of adults; to provide with respect to the failure to report incidents of adult abuse and the filing of false reports; to provide relative to acts of retaliation against persons who in good faith report suspected abuse or neglect of adults; to provide for immunities associated with good faith reporting; to provide for reporting of adult abuse and neglect, and the assignment, investigation, and disposition of such reports by appropriate state agencies; to provide penalties; and to provide for related matters.

Read by title.

**SENATE BILL NO. 71—**  
BY SENATOR MARTINY

AN ACT

To enact the Code of Criminal Procedure Article 211.5, relative to arrest; to provide for the issuance of a summons in certain circumstances; to provide for exceptions; and to provide for related matters.

Read by title.

**SENATE BILL NO. 73—**  
BY SENATOR GRAY

AN ACT

To amend and reenact Children's Code Articles 625(B)(2), 675(B)(2), and 685, and R.S. 46: 51.1(A) and to enact Children's Code Article 682(B)(5), relative to parental contributions for care and treatment; to provide for advising parents of their obligation to care for their children; to provide for the case plan for children in foster care; to provide for the relation between contributions for care and child support; to provide for duties of the department; and to provide for related matters.

Read by title.

**SENATE BILL NO. 77—**  
BY SENATORS GRAY, DONAHUE, N. GAUTREAUX, KOSTELKA,  
MICHOT, MURRAY AND QUINN

AN ACT

To enact Children's Code Article 603(13)(i), relative to child abuse; to provide for mandatory reporting by court appointed special advocates; and to provide for related matters.

Read by title.

**SENATE BILL NO. 86—**  
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 15:572.1(A), relative to the Board of Pardons; to provide for membership on the Board of Pardons; and to provide for related matters.

Read by title.

**SENATE BILL NO. 525—**  
BY SENATOR ERDEY

AN ACT

To enact R.S. 38:84(C), relative to authorization to comply with the federal flood insurance act; to require that parishes and municipalities participate in and comply with federal flood plain management and flood insurance programs before construction of local flood protection or storm damage reduction projects; and to provide for related matters.

Read by title.

**SENATE BILL NO. 528—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:9029(B), relative to the Compulsive and Problem Gaming Fund; to provide that the treasurer shall annually transfer five hundred thousand dollars from the Louisiana Lottery Proceeds Fund to the Compulsive and Problem Gaming Fund; and to provide for related matters.

Read by title.

**SENATE BILL NO. 573—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:1490(B)(5), 1522, and 1526(A), relative to procurement; to provide for appeals under the Professional, Personal, Consulting, and Social Services Procedure Code; to clarify that an appeal to the First Circuit Court of Appeal or the Louisiana Supreme Court is authorized by law under the code; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 574—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:1691(E), relative to actions by or against the state in connection with contracts; to provide for appeals; and to provide for related matters.

Read by title.

**SENATE BILL NO. 575—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 39:98.4(C)(2), relative to the Louisiana Fund; to provide relative to the date for submission of the governor's plan of expenditures from such fund; to change such date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 676—**  
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 56:1685.2, relative to state preservation areas; to name the visitor center at the Louisiana State Arboretum State Preservation Area; and to provide for related matters.

Read by title.



### Introduction of Resolutions, House and House Concurrent

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

**HOUSE CONCURRENT RESOLUTION NO. 62—**  
BY REPRESENTATIVES LAFONTA, AUSTIN BADON, BARROW,  
GALLOT, MARCHAND, AND PATRICIA SMITH AND SENATORS  
CRAVINS, DUPLESSIS, GRAY, JACKSON, AND MURRAY  
A CONCURRENT RESOLUTION

To commend the leadership of the Louisiana State University Athletics Department and the chancellor upon the hiring of men's basketball coach Trent Johnson, the first African American head coach of a men's sports team in university history.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 63—**  
BY REPRESENTATIVE HARDY  
A CONCURRENT RESOLUTION

To urge and request the United States Congress to increase penalties for any person who knowingly hires, or recruits or refers for a fee, for employment within this state, an individual who is not authorized to work in the United States, or who knowingly continues to employ an unauthorized alien.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 64—**  
BY REPRESENTATIVE SCHRODER  
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court Committee on Bar Admissions to include the issue of child protection as a bar examination question.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 65—**  
BY REPRESENTATIVES TUCKER AND TRAHAN  
A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in developing and adopting a formula for Fiscal Year 2009-2010 and subsequent years for the equitable distribution of funds to the institutions of postsecondary education to consider specified factors, including but not limited to certain findings of the Workforce Investment Council, relative to budget recommendations for institutions and programs under the supervision and management of the Board of Supervisors of Community and Technical Colleges.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 66—**  
BY REPRESENTATIVE KLECKLEY  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to create a national catastrophe fund.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 67—**  
BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To declare the week of April 27, 2008, through May 3, 2008, to be Cover the Uninsured Week in Louisiana.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 68—**  
BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to function as a joint committee to study possible initiatives, policies, programs, and other actions to decrease childhood obesity in the state.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 69—**  
BY REPRESENTATIVE WILLIAMS

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and to function as a joint committee to study and make recommendations with respect to autism spectrum disorders.

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. 1177—**  
BY REPRESENTATIVE BURRELL  
AN ACT

To enact R.S. 33:3839, relative to supplemental pay; to provide for extra compensation paid by the state for water/wastewater operators; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1178—**  
BY REPRESENTATIVE FOIL  
AN ACT

To provide for the transfer of a certain capital outlay appropriation for Fiscal Year 2007-2008 from LSU-Baton Rouge to the Department of Economic Development; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1179—**  
BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact the heading of Part X of Chapter 1 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950 and to enact R.S. 9:2242, relative to trusts; to provide for service of process; to provide for the appointment of a registered agent; to provide for the resignation of a registered agent; to provide for successor agents; and to provide for related matters.

Read by title.

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## HOUSE BILL NO. 1180—

BY REPRESENTATIVE CONNICK  
AN ACT

To authorize and require the office of risk management to undertake a pilot program for adjustment services for certain claims to be provided by private contractor; to provide for the duration and requirements of the contract and program; to require a report; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1181—

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 42:1102(18), relative to the Code of Governmental Ethics; to provide an exception to the definition of "public employee" for certain specified members of the National Guard; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1182—

BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 24:653(K) and R.S. 39:345.1, relative to the expenditure of public funds; to provide with respect to the approval by the Joint Legislative Committee on the Budget of budgets of certain public entities or salaries of certain public officials; to authorize the committee to direct by resolution the withholding of certain warrants of monies from the state treasury under certain circumstances; to designate certain expenditures as prohibited donations; to provide for related matters.

Read by title.

## HOUSE BILL NO. 1183—

BY REPRESENTATIVE ANDERS  
AN ACT

To enact R.S. 40:1300.144(A)(3)(d), relative to Medicaid reimbursement for services furnished in another state; to require the Department of Health and Hospitals to promulgate rules and regulations authorizing Medicaid reimbursement for out-of-state providers who provide care for Louisiana Medicaid recipients to be at the same rate as in-state providers in certain circumstances; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1184—

BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 17:3390(D)(1) and to enact R.S. 17:3390(D)(3), relative to certain entities that support public institutions of higher education; to provide relative to certain requirements regarding the financial affairs of such entities; to provide relative to audits; to provide for the preparation of certain certificates and financial statements under certain circumstances; to provide for the content of such certificates and financial statements; to provide for effectiveness; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1185—

BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 47:820.4(D), relative to the Transportation Infrastructure Model for Economic Development Program; to provide relative to bonds sold to fund the program; to provide for certain limitations; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1186—

BY REPRESENTATIVE LABRUZZO  
AN ACT

To enact R.S. 40:1299.42(B)(2)(c), relative to medical malpractice claims; to reduce the amount recoverable for a claim related to an uninsured patient; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1187—

BY REPRESENTATIVE LABRUZZO  
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4014, relative to educational vouchers; to establish the Education Vouchers for Foster Children Program; to provide for the purposes of the program; to provide program eligibility requirements for participating students and schools; to provide for the issuance and value of educational vouchers to foster parents of eligible students; to provide relative to continued eligibility criteria and funding adjustments pursuant to the program; to provide for program administration and implementation by the state Department of Education; to provide for certain admissions procedures and limitations; to provide for applicability; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1188—

BY REPRESENTATIVE GREENE  
AN ACT

To enact R.S. 47:1671, relative to authorized signatures on tax returns, agreements, and other documents; to require persons who sign a document to have authority or power to execute the document; to provide for the validity of returns, agreements, forms, and other documents executed or entered into, or filed, with the secretary of the Department of Revenue; to provide a conclusive presumption of authority of person signing return, agreement, form, or other document on behalf of a person or other legal entity; to provide for an effective date; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1189—

BY REPRESENTATIVE TALBOT  
AN ACT

To amend and reenact R.S. 51:1262(D) and to enact R.S. 51:1262(E), relative to welcome center sites; to provide the general public with wireless Internet at welcome centers; and to provide for related matters.

Read by title.

## HOUSE BILL NO. 1190—

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To repeal R.S. 2:1(5), relative to aeronautics; to delete the definition of "aircraft registrar".

Read by title.

## HOUSE BILL NO. 1191—

BY REPRESENTATIVE TUCKER  
AN ACT

To enact Chapter 55 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3201 and 3202, relative to economic development; to create the Global New Orleans Authority; to provide for findings and purposes; to provide for membership; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1192—**

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 47:1712, relative to the special assessment level for ad valorem taxes; to provide that certain persons shall only have to apply once for the assessment level; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1193—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To amend and reenact R.S. 3:2772(B) and to enact R.S. 3:2772(G), (H), and (I), relative to kennel licenses for dog breeders; to provide for license fees; to provide for penalties; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1194—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To enact R.S. 3:4410(C), relative to forestry; to authorize cooperative agreements between the Department of Agriculture and Forestry and the Department of Revenue; to provide for the reporting of severance and sale of timber; to provide for collection of taxes; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1195—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 39:71.1, relative to the expenditure of state funds; to require certain agreements between the state and certain nonstate entities related to the warrant and payment of state monies; to require the inclusion of certain provisions in such agreements; to provide for the submission of a warrant for payment of monies in certain circumstances; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1196—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To amend and reenact R.S. 30:2113(D), relative to the Louisiana Nuclear Energy and Radiation Control Law; to provide for prohibitions on transportation of certain radioactive waste; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1197—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To enact Part VIII of Chapter 39 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2381 through 2387, relative to state loan assistance; to establish the Capital Access Program; to provide for the administration and operation of the program; to authorize state participation in and guarantee of loans for certain for-profit and nonprofit organizations; to authorize participation agreements between the state and participating financial institutions; to provide for limitations on state liability; to provide for state ownership of accounts; to establish the Capital Access Loan Program Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for rulemaking; to provide for reports; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1198—**

BY REPRESENTATIVES TIM BURNS AND MORRELL  
AN ACT

To enact Part II-A of Chapter 15 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1130.1 through 1130.5, relative to the code of ethics; to provide relative to unethical election practices; to prohibit certain false statements by candidates; to prohibit push polling that contains any false statement or question or contains or conveys any information or insinuation; to provide for definitions, enforcement, and applicability; to provide for penalties; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1199—**

BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(introductory paragraph) and (E)(3) and to repeal R.S. 38:2212(A)(1)(d)(iii), relative to public contracts; to increase the contract limit on public works projects when the work is undertaken with the entity's own employees; to authorize municipalities to use their employees when the cost of the work performed for any project does not exceed a certain amount, including labor and materials; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1200—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 56:10(B)(1)(b)(ii), 302.3(B)(5)(c), 305(H), and 506.1, relative to shrimp gear fees; to provide for additional fees on shrimp gear licenses; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1201—**

BY REPRESENTATIVE PERRY  
AN ACT

To amend and reenact R.S. 39:1532, relative to the office of risk management; to require reporting on the payment and satisfaction of certain claims and judgments; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1202—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 9:355.3(A), 355.6(introductory paragraph), and 355.8 and to repeal R.S. 9:355.3(C) and 355.7, relative to the relocation of the residence of a child; to require a court order; to provide for the failure to give notice; to provide for objecting to a relocation; to repeal existing provision requiring notice of relocation in absence of court order; to repeal existing provision providing for failure to object to notice of relocation; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1203—**

BY REPRESENTATIVES HAZEL, HOWARD, AND DOWNS  
AN ACT

To amend and reenact R.S. 14:67.12, relative to the theft of timber; to provide for the elements of the offense; to provide for criminal penalties for the theft of timber; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1204—**

BY REPRESENTATIVE WILLIAMS  
AN ACT

To enact R.S. 13:2586(C)(5) and 2589(C), relative to justice of the peace courts in Caddo Parish; to provide for jurisdiction over property standards violations; to provide for summons and subpoenas by constables; to provide for reimbursement; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1205—**

BY REPRESENTATIVES PEARSON AND SCHRODER  
AN ACT

To enact R.S. 14:93(A)(3), relative to cruelty to juveniles; to add as an element of the crime of cruelty to juveniles the prenatal exposure of a controlled dangerous substance to an unborn child; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1206—**

BY REPRESENTATIVES DOVE AND BALDONE AND SENATORS  
DUPRE AND B. GAUTREAUX  
AN ACT

To enact Chapter 34 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1311 through 1316, relative to the South Louisiana Wetlands Discovery Center; to provide for legislative intent; to provide for creation, domicile, and membership of a commission; to provide for powers and duties of the commission; to provide for donations and grants; to provide for operating funds; to provide for rules; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1207—**

BY REPRESENTATIVES SCHRODER, PEARSON, AND CHAMPAGNE  
AN ACT

To enact R.S. 39:73.1, relative to operating budget execution; to prohibit the transfer of certain allotments to entities which are neither political subdivisions of the state nor state agencies; to provide for an effective date; and to provide for related matters.

Read by title.

**HOUSE BILL NO. 1208—**

BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 11:266.1(B), relative to state public retirement systems; to increase the percentage of commissions and trades to be provided to and through certain Louisiana broker-dealers; and to provide for related matters.

Read by title.

**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:

**Motion**

On motion of Rep. Austin Badon, the Committee on Administration of Criminal Justice was discharged from further consideration of House Bill No. 75.

**HOUSE BILL NO. 75—**

BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To enact Part V of Chapter 9 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1821 through 1837, relative to ballistic fingerprinting; to create the Louisiana Ballistic Fingerprinting Database and Databank; to provide for definitions; to provide for the requirements of firearms dealers, manufacturers, and importers; to provide for the duties of the office of state police; to provide for the assessment of fees; to provide for a retention of a percentage of fees collected by firearms dealers; to create the Louisiana Ballistic Fingerprinting Database and Databank Fund; to provide for deposit and use of monies in the fund; to provide for rulemaking; to provide for legislative findings; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Austin Badon, the bill was withdrawn from the files of the House.

**Motion**

On motion of Rep. Austin Badon, the Committee on Commerce was discharged from further consideration of House Bill No. 254.

**HOUSE BILL NO. 254—**

BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To enact R.S. 30:2573(A)(8) and 2575(E), relative to mercury-added thermostats; to define mercury-added thermostats; to prohibit the sale of mercury-added thermostats; and to provide for related matters.

Read by title.

**Motion**

On motion of Rep. Austin Badon, the bill was withdrawn from the files of the House.

**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:

**Suspension of the Rules**

On motion of Rep. Greene, the rules were suspended in order to call from the calendar House Bill No. 446 at this time.

**HOUSE BILL NO. 446—**

BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 43:19, 19.1, 24, and 81(introductory paragraph) and to repeal R.S. 43:81(5) and 87, relative to Acts of the legislature; to remove certain requirements relative to the publication of Acts of the legislature; to provide relative to the publication of certain documents on the official Internet web site or portal of the legislature; to provide relative to the duties of the secretary of state; to provide relative to the duties of the state printer of the official journal of the state; to provide relative to the duties of clerks of court; and to provide for related matters.

Called from the calendar.

Read by title.

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

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 446 by Representative Greene

#### AMENDMENT NO. 1

On page 3, line 11, after "qualifications" delete the comma "," and delete "viz:" and insert a colon ":"

#### AMENDMENT NO. 2

On page 3, line 16, after "House Bill No." and before "of this 2008" insert "431"

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

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

Under the rules, placed on the regular calendar.

### Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

#### **HOUSE BILL NO. 1051—** BY REPRESENTATIVE KATZ

#### AN ACT

To amend and reenact R.S. 40:2120.33(3) and 2120.34(F) and to enact R.S. 40:2006(B)(2)(i), relative to adult brain injury facilities; to provide for per unit fees; to remove restrictions against related patients within the same adult brain injury facility; and to provide for related matters.

Read by title.

On motion of Rep. Katz, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

### 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. 1051 from the calendar on Thursday, May 1, 2008.

### Reports of Committees

The following reports of committees were received and read:

#### **Report of the Committee on Appropriations**

April 21, 2008

To the Speaker and Members of the House of Representatives:

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

House Bill No. 98, by Lopinto  
Reported favorably. (17-0) (Local & Consent)

House Bill No. 835, by Geymann (Joint Resolution)  
Reported favorably. (18-0) (Regular)

House Bill No. 882, by Geymann  
Reported favorably. (18-0) (Regular)

JAMES R. "JIM" FANNIN  
Chairman

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

April 21, 2008

To the Speaker and Members of the House of Representatives:

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

House Bill No. 70, by Lorusso  
Reported with amendments. (9-3) (Regular)

House Bill No. 193, by Katz  
Reported with amendments. (13-0) (Regular)

House Bill No. 215, by Foil  
Reported with amendments. (14-0) (Regular)

House Bill No. 388, by Greene  
Reported with amendments. (13-0) (Regular)

House Bill No. 584, by Downs (Joint Resolution)  
Reported without amendments (CL&P only). (13-0) (Regular)

House Bill No. 887, by LaBruzzo  
Reported with amendments. (14-0) (Regular)

House Bill No. 954, by Ellington  
Reported with amendments. (12-0) (Regular)

House Bill No. 1040, by Abramson  
Reported with amendments. (11-0) (Regular)

TIMOTHY G. "TIM" BURNS  
Chairman

#### **Report of the Committee on Commerce**

April 21, 2008

To the Speaker and Members of the House of Representatives:

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

House Bill No. 42, by Montoucet  
Reported favorably. (12-0) (Local & Consent)

House Bill No. 43, by Geymann  
Reported with amendments. (12-0) (Regular)

House Bill No. 189, by Hardy  
Reported with amendments. (16-0) (Regular)

House Bill No. 197, by Edwards  
Reported with amendments. (16-0) (Regular)

House Bill No. 220, by Arnold  
Reported favorably. (16-0) (Local & Consent)

House Bill No. 448, by Ponti  
Reported with amendments. (16-0) (Regular)

House Bill No. 449, by Ponti  
Reported favorably. (16-0) (Local & Consent)

House Bill No. 502, by Arnold  
Reported with amendments. (15-0) (Regular)

House Bill No. 556, by Arnold  
Reported with amendments. (16-0) (Regular)

House Bill No. 641, by Jackson, G.  
Reported favorably. (13-0) (Local & Consent)

House Bill No. 728, by Simon  
Reported favorably. (16-0) (Local & Consent)

JEFFERY "JEFF" J. ARNOLD  
Chairman

**Report of the Committee on  
Transportation, Highways, and Public Works**

**April 21, 2008**

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways,  
and Public Works to submit the following report:

House Bill No. 593, by Carmody  
Reported favorably. (17-0-1) (Local & Consent)

House Bill No. 610, by White  
Reported favorably. (17-0) (Regular)

House Bill No. 814, by Templet  
Reported with amendments. (17-0-1) (Regular)

House Bill No. 945, by Monica  
Reported with amendments. (15-0-1) (Regular)

House Bill No. 1115, by Armes  
Reported favorably. (16-0-1) (Local & Consent)

House Bill No. 1119, by Chaney  
Reported favorably. (16-0-1) (Local & Consent)

NITA RUSICH HUTTER  
Chairman

**Report of the Committee on  
Ways and Means**

**April 21, 2008**

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit  
the following report:

House Bill No. 416, by Ellington  
Reported with amendments with recommendation that it be  
recommitted to the Committee on Appropriations. (10-5)

House Bill No. 667, by Montoucet (Joint Resolution)  
Reported with amendments with recommendation that it be  
recommitted to the Committee on Appropriations. (15-0)

House Bill No. 683, by Robideaux  
Reported with amendments. (13-0) (Regular)

HUNTER V. GREENE  
Chairman

**Suspension of the Rules**

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

House Bill No. 543

**Leave of Absence**

Rep. Dove - 4 days

**Adjournment**

On motion of Rep. Trahan, at 6:10 P.M., the House agreed to  
adjourn until Tuesday, April 22, 2008, at 2:00 P.M.

The Speaker of the House declared the House adjourned until  
2:00 P.M., Tuesday, April 22, 2008.

ALFRED W. SPEER  
Clerk of the House