

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

TWENTY-SIXTH 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, May 12, 2008

The House of Representatives was called to order at 2:00 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Gallot	McVea	
Geymann	Mills	
Total - 103		

ABSENT

Dove
Total - 1

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

Prayer

Prayer was offered by Rep. Carmody.

Pledge of Allegiance

Rep. Hardy led the House in reciting the Pledge of Allegiance to the Flag of the United States of America.

**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. 55—
BY REPRESENTATIVE PEARSON
A RESOLUTION

To commend the Slidell Titans of the Slidell Youth Soccer Club upon winning the 2008 Louisiana Soccer Association Division I U-14 state championship.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 119—
BY REPRESENTATIVE WOOTON
A CONCURRENT RESOLUTION

To urge and request nonprofit corporations located within the state of Louisiana who conduct charitable gaming to utilize charitable gaming proceeds solely for educational, charitable, patriotic, religious, or public-spirited purposes within the state of Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 120—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Public Safety and Corrections, the sheriff, or any operator of a private correctional facility to provide notification within one hour of discovery of the escape of a prisoner to the newspaper of general circulation in the area where the prisoner escaped and to the radio and television media servicing the area where the prisoner escaped for publication and broadcast.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 121—
BY REPRESENTATIVES WHITE AND MCVEA AND SENATOR BROOME
A CONCURRENT RESOLUTION

To commend Harry Morris upon being named Zachary's 2008 Business Person of the Year.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 122—
BY REPRESENTATIVES BARROW AND ST. GERMAIN AND SENATOR BROOME

A CONCURRENT RESOLUTION

To recognize Tuesday, May 13, 2008, as Women's Council of Greater Baton Rouge Day at the legislature.

Read by title.

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

Ordered to the Senate.

House and House Concurrent Resolutions

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

HOUSE RESOLUTION NO. 53—
BY REPRESENTATIVES GEYMAN, KLECKLEY, DANAHAY, AND FRANKLIN AND SENATORS MOUNT AND MORRISH
A RESOLUTION

To direct the Department of Health and Hospitals to study the possibility of seeking a waiver from the Centers for Medicare and Medicaid Services which would exempt nursing homes not enrolled in the Medicaid and Medicare programs from paying a provider fee.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVES TRAHAN, HARDY, AND HOFFMANN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, in consultation with the Louisiana High School Athletic Association, to study all issues relative to minimum academic eligibility requirements for participation by students in interscholastic athletics and other extracurricular activities, including but not limited to a review of other states' policies and laws relative to such issue, and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 1, 2009.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 116—
BY REPRESENTATIVE TRAHAN
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education, the Board of Supervisors of Community and Technical Colleges, and the Board of Regents jointly to study the feasibility and advisability of transferring the administration of adult education programs from the State Board of Elementary and Secondary Education to the Board of Supervisors of Community and Technical Colleges and to report study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 35—
BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To establish a special study committee to study and make recommendations with respect to creating special designations on EMS vehicles.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 40—
BY SENATORS CASSIDY AND DUPRE

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to collaborate with the Louisiana State University system to study the feasibility of the Department of Health and Hospitals electronically posting certain medical records through the electronic systems currently in place with the Louisiana State University system.

Read by title.

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

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. 781—
BY SENATOR JACKSON
AN ACT

To enact Children's Code Article 554, relative to legal representation of children; to provide with respect to multi-disciplinary interaction of an attorney representing a child in a child abuse and neglect case, together with other professionals involved with the child; 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 Health and Welfare.

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. 3—
BY REPRESENTATIVE GREENE
AN ACT

To enact the Omnibus Bond Authorization Act of 2008, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for

authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Motion

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

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 12—
BY REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To urge and request the Coastal Protection and Restoration Authority and the United States Army Corps of Engineers to give proportionate attention to Louisiana's Chenier Plain in the development and implementation of the state's coastal protection and restoration efforts.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 95—
BY REPRESENTATIVE BURRELL

A CONCURRENT RESOLUTION

To authorize and request the Department of Public Safety and Corrections to study the feasibility and effectiveness of providing substance abuse counseling in all jails and prisons in the state of Louisiana, and to report its findings to the House of Representatives prior to the convening of the 2009 Regular Session.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 65—
BY REPRESENTATIVES TUCKER, ARMES, AUBERT, AUSTIN BADON, CARMODY, CARTER, CHANDLER, CHANEY, DIXON, DOWNS, EDWARDS, HOFFMANN, LEGER, RICHARDSON, RITCHIE, PATRICIA SMITH, 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.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 80—
BY REPRESENTATIVE MICKY GULLORY

A CONCURRENT RESOLUTION

To authorize the Acadiana Region Supports and Services Center to enter into a cooperative endeavor agreement with the Acadiana Region Supports and Services Center Families Association, Inc., in the development of the Acadiana Region Institute for Community Growth, a nonprofit organization.

Read by title.

On motion of Rep. Mickey Guillory, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Austin Badon, the rules were suspended in order to take up and consider House Bills and Joint Resolutions on Third Reading and Final Passage at this time.

House Bills and Joint Resolutions on Third Reading and Final Passage

The following House Bills and Joint Resolutions on third reading and final passage were taken up and acted upon as follows:

Local and Consent Calendar

HOUSE BILL NO. 87—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the Lake Bullard Neighborhood Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; 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. 87 by Representative Austin Badon

AMENDMENT NO. 1

On page 2, line 13, following "Subparagraph" and before "(b)" change "(2)" to "(1)"

AMENDMENT NO. 2

On page 4, line 26, following "with the" and before "Local" insert "Louisiana"

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

Rep. Austin Badon 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

Page 4 HOUSE

26th Day's Proceedings - May 12, 2008

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

Total - 101

NAYS

Total - 0

ABSENT

Dove	Harrison	Roy
------	----------	-----

Total - 3

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. 88—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the McKendall Estates Neighborhood Improvement District within the parish; to provide relative to the governance, purpose, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Austin Badon to Engrossed House Bill No. 88 by Representative Austin Badon

AMENDMENT NO. 1

On page 5, line 15, after "be used" delete the remainder of the line and delete line 16 in its entirety and insert "for the purpose of

promoting and encouraging the beautification, security, and overall betterment of the area included within the district."

On motion of Rep. Austin Badon, 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

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

Total - 99

NAYS

Total - 0

ABSENT

Barras	Harrison	Jackson M.
Dove	Hazel	

Total - 5

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.

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 212—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 33:2866.1(B) and to enact R.S. 33:4712.12, relative to the sale of property by parishes and municipalities; to provide with respect to a real estate broker's commission or fee; to remove provisions authorizing certain parishes to negotiate such commission or fee; to provide relative to the maximum amount of the commission or fee that is authorized to be paid; 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	Gisclair	Mills
Abramson	Greene	Monica
Anders	Guillory, E.	Montoucet
Armes	Guillory, M.	Morrell
Arnold	Guinn	Morris
Aubert	Hardy	Norton
Badon, A.	Hazel	Nowlin
Badon, B.	Henderson	Pearson
Baldone	Henry	Perry
Barras	Hill	Peterson
Barrow	Hines	Ponti
Billiot	Hoffmann	Pope
Burford	Honey	Pugh
Burns, H.	Howard	Richard
Burns, T.	Hutter	Richardson
Carmody	Jackson G.	Ritchie
Carter	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	Trahan
Ellington	Ligi	Waddell
Fannin	Little	White
Foil	Lopinto	Williams
Franklin	Lorusso	Willmott
Gallot	Marchand	Wooton
Geymann	McVea	
Total - 98		

NAYS

Total - 0

ABSENT

Burrell	Edwards	Richmond
Dove	Harrison	Roy
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. 230—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:446(D), relative to the Louisiana State Employees' Retirement System; to provide relative to the automatic change to the maximum benefit to a retiree upon the death of his named beneficiary; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Dove	Hazel	Hutter
Edwards	Henderson	Roy
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Robideaux 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.

Page 6 HOUSE

26th Day's Proceedings - May 12, 2008

HOUSE BILL NO. 233—

BY REPRESENTATIVES DOERGE AND MONTOUCET
AN ACT

To amend and reenact R.S. 11:461(B)(3)(b), relative to the Louisiana State Employees' Retirement System; to provide relative to the calculation of disability benefits for certain members; and to provide for related matters.

Read by title.

Rep. Doerge moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Dove	Hazel	McVea
Edwards	Henderson	Roy
Harrison	Jones, S.	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Doerge 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. 311—

BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 33:103(C)(1)(a), relative to the zoning commission in St. Charles Parish; to authorize an increase in the per diem paid to commission members for attending meetings; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith to Engrossed House Bill No. 311 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, line 17, after "the" and before "In" change "board." to "commission."

On motion of Rep. Gary Smith, the amendments were adopted.

Rep. Gary Smith moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Badon, A.	Dove	Hazel
Barrow	Edwards	Jackson G.
Carmody	Harrison	Morris
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gary Smith 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. 352—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9080, relative to Orleans Parish; to create the Tameron Subdivision Improvement District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee; 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. 352 by Representative Austin Badon

AMENDMENT NO. 1

On page 3, line 24, following "Subsection" and before "of this" change "H" to "G"

On motion of Rep. Waddell, 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

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
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
Gallot	McVea	Wooton
Total - 102		

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. 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. 382—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 30:2374(B)(1), (3), and (4), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; provides for the collection of fees; 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

Anders	Franklin	Montoucet
Armes	Gallot	Morrell
Arnold	Geymann	Norton
Aubert	Gisclair	Pearson
Badon, A.	Guillory, M.	Pugh
Badon, B.	Hardy	Richard
Baldone	Hazel	Richardson
Barras	Henderson	Ritchie
Barrow	Howard	Roy
Billiot	Hutter	Schroder
Burns, H.	Jackson G.	Simon
Burrell	Jackson M.	Smith, G.
Champagne	Johnson	Smith, P.
Chandler	Jones, R.	St. Germain
Chaney	Jones, S.	Talbot

Page 8 HOUSE

26th Day's Proceedings - May 12, 2008

Danahay	Lambert	Trahan
Dixon	LeBas	Waddell
Downs	Little	White
Edwards	Lorusso	Williams
Ellington	McVea	Wooton
Fannin	Mills	
Foil	Monica	
Total - 64		

NAYS

Mr. Speaker	Hill	Nowlin
Abramson	Hines	Perry
Burford	Hoffmann	Peterson
Burns, T.	Katz	Ponti
Carter	LaBruzzo	Pope
Connick	LaFonta	Richmond
Cortez	Leger	Robideaux
Doerge	Ligi	Smiley
Greene	Lopinto	Smith, J.
Guinn	Marchand	Templet
Henry	Morris	Willmott
Total - 33		

ABSENT

Carmody	Guillory, E.	Kleckley
Cromer	Harrison	
Dove	Honey	
Total - 7		

The bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

Speaker Tucker in the Chair

HOUSE BILL NO. 419—
BY REPRESENTATIVES EDWARDS AND WHITE
AN ACT

To amend and reenact R.S. 33:1233(A)(2)(b)(ii), relative to the compensation of members of certain parish governing authorities; to provide for an increase in the maximum allowable monthly salary of such members; to authorize certain governing authorities to increase the salary of certain officers; 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	Gisclair	Montoucet
Abramson	Greene	Morrell
Anders	Guillory, M.	Norton
Armes	Guinn	Nowlin
Arnold	Hardy	Pearson
Aubert	Harrison	Perry
Badon, A.	Henderson	Peterson
Badon, B.	Henry	Ponti
Baldone	Hines	Pope
Barras	Hoffmann	Pugh
Barrow	Honey	Richard
Billiot	Howard	Richardson
Burford	Hutter	Richmond

Burns, H.	Jackson G.	Ritchie
Burrell	Jackson M.	Robideaux
Carter	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	Waddell
Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Gallot	Mills	
Geymann	Monica	
Total - 94		

NAYS

McVea
Total - 1

ABSENT

Burns, T.	Dove	Hill
Carmody	Guillory, E.	Morris
Chandler	Hazel	Trahan
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 567—
BY REPRESENTATIVE PERRY
AN ACT

To amend and reenact R.S. 40:1149(B), relative to operators of water systems; to provide for the presence of certified operators while certain systems are in operation; and to provide for related matters.

Read by title.

Rep. Perry 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
Aubert	Guinn	Morris
Badon, A.	Hardy	Norton
Badon, B.	Hazel	Nowlin
Baldone	Henderson	Pearson
Barras	Henry	Perry
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	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 - 99

NAYS

Total - 0

ABSENT

Arnold	Geymann	Peterson
Dove	Harrison	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Regular Calendar

HOUSE BILL NO. 25—
BY REPRESENTATIVES GEYMAN AND HILL
AN ACT

To enact Code of Criminal Procedure Article 228(D), relative to booking an arrested person; to require that peace officers determine the citizenship or immigration status of the arrested person at the time of booking; to provide for procedures; and to provide for related matters.

Read by title.

Suspension of the Rules

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

HOUSE BILL NO. 199—
BY REPRESENTATIVES WOOTON AND WHITE
AN ACT

To amend and reenact R.S. 14:95.2(B)(1) and (C)(4) and R.S. 40:1379.3(N)(11) and to enact R.S. 14:95.2(C)(9) and (H), relative to carrying a firearm on school property; to provide an exception for individuals on the campus of a college, university, or postsecondary vocational-technical school who possess a concealed handgun permit; to limit the authority of the governing body of a college, university, or postsecondary vocational-technical school to regulate the ability of a person issued a concealed handgun permit to lawfully carry a concealed

handgun; to create an exception regarding areas where a concealed handgun may be carried; to amend definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 251—
BY REPRESENTATIVES WOOTON AND BALDONE
AN ACT

To amend and reenact R.S. 15:574.10, relative to conviction of a felony while on parole; to provide that a new sentence of imprisonment of a conviction while a person is on parole shall be served concurrently; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 98

NAYS

Total - 0

ABSENT

Dove	Nowlin	Richmond
Downs	Peterson	Robideaux

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Richardson gave notice of his intention to call House Bill Nos. 10 and 12 from the calendar during the week of May 19, 2008.

HOUSE BILL NO. 273—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 33:2496(A)(1) and 2556(1)(a), relative to municipal fire and police civil service; to provide relative to the termination of provisional appointments; to change the time limitation for the termination of any such appointment to a position in the competitive classes; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Armes	Guillory, E.	Roy
Billiot	Jones, R.	St. Germain
Dove	Peterson	Wooton
Total - 9		

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. Ponti 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. 278—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To amend and reenact R.S. 42:1115.1(E), relative to the limitation on the provision of food, drink, and refreshment to a public servant by certain persons; to provide an exception for certain activities by or on behalf of an agency; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Engrossed House Bill No. 278 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 4, change "activities by or on behalf of an agency;" to "activities by, on behalf of, or for the benefit of an agency;"

AMENDMENT NO. 2

On page 1, line 14, after "agency" delete the period "." and insert "or for the benefit of an agency or its programs, activities, or mission."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Burns, T.	Howard	Richmond
Burrell	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Carter	Jackson M.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smiley
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	Lorusso	Williams
Franklin	Marchand	Willmott
Gallot	McVea	Wooton
Geymann	Mills	

Total - 101

NAYS

Total - 0

ABSENT

Connick	Dove	Lopinto
---------	------	---------

Total - 3

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. 290—
BY REPRESENTATIVES DIXON AND TUCKER
AN ACT

To amend and reenact R.S. 42:1141(B)(1)(a) and (C)(1), (2), and (3), relative to the enforcement of laws within the jurisdiction of the Board of Ethics; to require the board to provide certain information to the accused and the complainant; to provide relative to deadlines for the provision of such information; to provide relative to the issuance of charges by the board; to provide relative to the content of such charges; to provide relative to hearings on such charges; to require the board to consider offering consent opinions; and to provide for related matters.

Read by title.

Rep. Dixon 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	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Henderson	Perry

Baldone	Henry	Peterson
Barras	Hill	Ponti
Barrow	Hines	Pope
Billiot	Hoffmann	Pugh
Burford	Honey	Richard
Burns, H.	Howard	Richardson
Burns, T.	Hutter	Richmond
Burrell	Jackson G.	Ritchie
Carmody	Jackson M.	Robideaux
Carter	Johnson	Roy
Champagne	Jones, R.	Schroder
Chandler	Jones, S.	Simon
Chaney	Katz	Smiley
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	Willmott
Franklin	Marchand	Wooton
Gallot	McVea	

Total - 98

NAYS

Total - 0

ABSENT

Connick	Geymann	Morris
Dove	Hazel	Williams

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dixon 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. 299—
BY REPRESENTATIVE MORRELL
AN ACT

To enact R.S. 33:2740.69, relative to Orleans Parish; to create the Gentilly Development District within the parish; to provide relative to the boundaries, purpose, and powers and duties of the district; to provide relative to district funding, including the authority to levy taxes; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morrell to Engrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 13, after "A." and before "There" delete "(1)"

AMENDMENT NO. 2

On page 2, line 28, change "is" to "are"

Page 12 HOUSE

26th Day's Proceedings - May 12, 2008

AMENDMENT NO. 3

On page 7, line 13, after "any" and before "law to the" insert "other provision of"

AMENDMENT NO. 4

On page 8, line 6, after "any" and before "law to the" insert "other provision of"

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

Rep. Morrell 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 under the YEAS category, including Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, and Total - 97.

NAYS

Total - 0

ABSENT

Table listing names of representatives under the ABSENT category: Burrell, Dove, Geymann, Hazel, Jackson G., Morris, and Williams. Total - 7.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morrell 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. 401— BY REPRESENTATIVE MORRELL AN ACT

To enact R.S. 33:9038.62, relative to Orleans Parish; to create and provide for the Gentilly Taxing District within the parish; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to the powers and duties of the district including the power to provide for tax increment financing; to provide for the term of the district; 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. 401 by Representative Morrell

AMENDMENT NO. 1

On page 2, line 6, following "The" and before "shall" change "district" to "board"

AMENDMENT NO. 2

On page 2, line 25, following "its" and before "a chairman" change "number" to "members"

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

Rep. Morrell 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 under the YEAS category, including Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burrell, Carmody, Carter, Champagne, Chaney, Connick, Cortez, Cromer, Danahay, Geymann, Gisclair, Greene, Guillory, E., Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hines, Hoffmann, Honey, Howard, Hutter, Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, LaFonta, Mills, Monica, Montoucet, Morrell, Morris, Norton, Nowlin, Pearson, Perry, Pope, Pugh, Richard, Richardson, Ritchie, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., Smith, P., and 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 - 95

NAYS

Total - 0

ABSENT

Burns, T.	Guillory, M.	Peterson
Chandler	Hill	Ponti
Dove	Jackson G.	Richmond

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morrell 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. 528—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 30:2366(C) and (D), relative to the Hazardous Materials Information Development, Preparedness, and Response Act; to provide for the one-call notification system for release notifications; to provide for notification requirements; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Engrossed House Bill No. 528 by Representative Lambert

AMENDMENT NO. 1

On page 2, line 8, change "33:I.3917.A" to "33:I.3917(A)"

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

Rep. Lambert 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	Guillory, E.	Montoucet
Anders	Guillory, M.	Morrell
Armes	Guinn	Morris
Arnold	Hardy	Norton
Aubert	Harrison	Nowlin
Badon, A.	Hazel	Pearson
Badon, B.	Henderson	Perry

Baldone	Henry	Peterson
Barras	Hines	Pope
Barrow	Hoffmann	Pugh
Billiot	Honey	Richard
Burford	Howard	Richardson
Burns, H.	Hutter	Richmond
Burns, T.	Johnson	Ritchie
Burrell	Jones, R.	Robideaux
Carmody	Jones, S.	Roy
Champagne	Katz	Schroder
Chaney	Kleckley	Simon
Connick	LaBruzzo	Smiley
Cortez	LaFonta	Smith, G.
Cromer	Lambert	Smith, J.
Danahay	LeBas	St. Germain
Dixon	Leger	Talbot
Doerge	Ligi	Templet
Downs	Little	Trahan
Ellington	Lopinto	Waddell
Fannin	Lorusso	White
Franklin	Marchand	Williams
Gallot	McVea	Willmott
Geymann	Mills	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Carter	Foil	Jackson M.
Chandler	Greene	Ponti
Dove	Hill	Smith, P.
Edwards	Jackson G.	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 539—

BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 30:2066(B) and to enact R.S. 30:2066(D), relative to fees paid in severe and extreme ozone nonattainment zones; to provide for fees to be paid with respect to the one-hour ozone national ambient air quality standard; to require the Department of Environmental Quality to adopt rules and regulations in response to certain actions by congress, the Environmental Protection Agency, or a court; 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. 539 by Representative Lambert

AMENDMENT NO. 1

On page 2, line 7, following "42 U.S.C." and before "." change "7511(d)," to "7511d,"

Page 14 HOUSE

26th Day's Proceedings - May 12, 2008

AMENDMENT NO. 2

On page 2, line 15, following "42 U.S.C." and before "or" change "7511(d)." to "7511d."

AMENDMENT NO. 3

On page 2, line 20, at the beginning of the line change "7511(d)." to "7511d."

AMENDMENT NO. 4

On page 2, line 24, following "42 U.S.C." and before "the department" change "7511(d)." to "7511d."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 99

NAYS

Smiley Total - 1

ABSENT

Dove Pearson Hill Schroder 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. Lambert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 574— BY REPRESENTATIVE GARY SMITH AN ACT

To enact R.S. 17:7(27), relative to student and school employee interactions at public elementary and secondary schools; to require the State Board of Elementary and Secondary Education to adopt rules and regulations prohibiting certain interactions except in accordance with specified guidelines and limitations; to provide for exceptions; to provide for implementation, oversight, and enforcement of such guidelines and limitations by public school governing authorities; to provide for effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Cromer	LaFonta	Marchand
Dove	Lambert	Robideaux
Ellington	Ligi	
Hill	Lorusso	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Acting Speaker Arnold in the Chair

Speaker Tucker in the Chair

HOUSE BILL NO. 741—

BY REPRESENTATIVES ELBERT GUILLORY, ARMES, AUBERT, CHANDLER, CHANEY, DIXON, EDWARDS, HARDY, HOFFMANN, RITCHIE, AND PATRICIA SMITH

AN ACT

To enact R.S. 17:1202(F), relative to extended sick leave; to provide to specified public school employees the same extended sick leave benefits that are provided to public school teachers and certain others; to provide applicability; to provide effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Elbert Guillory moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Hardy	Morrell
Anders	Hill	Norton
Armes	Hines	Perry
Arnold	Hoffmann	Ponti
Aubert	Honey	Pugh
Badon, A.	Howard	Richmond
Baldone	Hutter	Ritchie
Billiot	Jackson G.	Roy
Burns, H.	Johnson	Smiley
Carmody	Jones, R.	Smith, G.
Chandler	Jones, S.	Smith, J.
Chaney	LaFonta	Smith, P.
Dixon	Lambert	St. Germain
Edwards	LeBas	Templet
Franklin	Leger	White
Gallot	Marchand	Williams
Gisclair	Mills	Willmott
Guillory, E.	Monica	Wooton
Guillory, M.	Montoucet	
Total - 56		

NAYS

Mr. Speaker	Fannin	Nowlin
Barras	Greene	Pearson
Burford	Harrison	Pope
Burns, T.	Henry	Richard
Carter	Katz	Richardson
Champagne	Kleckley	Schroder

Cortez	LaBruzzo	Simon
Cromer	Ligi	Talbot
Danahay	Little	Trahan
Doerge	Lorusso	
Downs	McVea	
Total - 31		

ABSENT

Badon, B.	Foil	Lopinto
Barrow	Geymann	Morris
Burrell	Guinn	Peterson
Connick	Hazel	Robideaux
Dove	Henderson	Waddell
Ellington	Jackson M.	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Templet requested the House consent to correct his vote on final passage of House Bill No. 741 from nay to yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Willmott requested the House consent to correct his vote on final passage of House Bill No. 741 from nay to yea, which consent was unanimously granted.

HOUSE BILL NO. 853—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 42:1141(C)(4)(a), (c), and (d) and to enact R.S. 42:1141(C)(7) and (8) and 1142(E), relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide relative to proceedings related to such enforcement; to provide relative to the powers, functions, and duties of the board relative to such enforcement; to provide relative to the powers, functions, and duties of the Ethics Adjudicatory Board and the division of administrative law relative to such enforcement; to provide for recusal; to provide relative to the composition of the Ethics Adjudicatory Board; to provide for the conduct of hearings and procedures related thereto; to provide relative to appeals; to provide relative to effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 853 by Representative Tucker

AMENDMENT NO. 1

On page 3, line 9, after "not effect the" delete "composition of the Ethics Adjudicatory" and at the beginning of line 10, delete "Board nor"

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

Rep. Gallot 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	Gisclair	Mills
Anders	Greene	Monica
Armes	Guillory, E.	Montoucet
Arnold	Guillory, M.	Morrell
Aubert	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Hazel	Pearson
Barras	Henderson	Perry
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.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smiley
Connick	Katz	Smith, G.
Cortez	Kleckley	Smith, J.
Cromer	LaBruzzo	St. Germain
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	Marchand	

Total - 95

NAYS

Total - 0

ABSENT

Badon, A.	Harrison	Peterson
Dove	Jackson M.	Robideaux
Geymann	Morris	Smith, P.

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Acting Speaker Wooton in the Chair

HOUSE BILL NO. 905—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 33:9039.15(B)(1), (2), and (4), relative to community development districts; to provide for the appointment rather than the election of certain members of certain boards of commissioners of community development districts; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 905 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "relative to" change "R.S. 33:9039.15(B)(1), (2), and (4)," to "R.S. 33:9039.15(B),"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." and before "hereby amended" delete "R.S. 33:9039.15(B)(1), (2), and (4) are" and insert "R.S. 33:9039.15(B) is"

AMENDMENT NO. 3

On page 2, delete lines 4 through 9 in their entirety and insert the following:

"(3) A majority of the members of the board constitutes a quorum for the purposes of conducting its business and exercising its powers and for all other purposes. Action taken by the district shall be upon a vote of a majority of the members present unless general law or a rule of the district requires a greater number.

(4) As soon as practicable after each election or appointment of members for a new four-year term, the board shall organize by electing one of its members as chair and by electing a secretary, who need not be a member of the board, and such other officers as the board may deem necessary.

(5) The board shall keep a permanent record book in which shall be recorded minutes of all meetings, resolutions, ordinances, proceedings, and any and all corporate acts. The record book shall be opened to inspection in accordance with R.S. 44:31 et seq.

(6) Each supervisor shall be entitled to receive for his or her services a per diem not to exceed seventy-five dollars per meeting and such travel expenses as may be authorized in the bylaws of the district.

(7) All meetings of the board shall be conducted in accordance with R.S. 42:4.1 et seq.

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Mills
Abramson	Guillory, E.	Monica
Anders	Guillory, M.	Montoucet
Armes	Guinn	Morrell
Arnold	Hardy	Morris
Aubert	Harrison	Norton
Badon, B.	Hazel	Nowlin
Barras	Henderson	Pearson
Barrow	Henry	Ponti
Billiot	Hill	Pope
Burford	Hines	Pugh

Burns, H.	Hoffmann	Richard
Burns, T.	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Champagne	Jackson G.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, G.
Cromer	Kleckley	Smith, J.
Danahay	LaBruzzo	St. Germain
Doerge	LaFonta	Talbot
Downs	Lambert	Templet
Edwards	LeBas	Trahan
Ellington	Leger	Waddell
Fannin	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Willmott
Gallot	Lorusso	Wooton
Geymann	Marchand	
Gisclair	McVea	
Total - 94		

NAYS

Total - 0

ABSENT

Badon, A.	Dove	Robideaux
Baldone	Jackson M.	Smith, P.
Burrell	Perry	
Dixon	Peterson	
Total - 10		

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

Acting Speaker Trahan in the Chair

HOUSE BILL NO. 906—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 42:1141(B)(1)(a), relative to the enforcement procedures of the Board of Ethics; to require the board to provide certain information to the accused and the complainant; to provide relative to deadlines for the provision of such information; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 906 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 2, after "42:1141(B)(1)(a)" delete the comma "," and insert "and (C)(4)(e),"

AMENDMENT NO. 2

On page 1, line 5, after "information;" insert "to provide for the standard of evidence for public hearings;"

AMENDMENT NO. 3

On page 1, line 7, after "42:1141(B)(1)(a)" delete "is" and insert "and (C)(4)(e) are"

AMENDMENT NO. 4

On page 2, after line 8, insert the following:

"C.

* * *

(4)

* * *

(e) If the public hearing of the ethics adjudicatory panel fails to disclose clear and convincing any substantial evidence to support the charges, the ethics adjudicatory panel shall make an official determination of its findings, and thereupon the Board of Ethics shall close its file on the charges. The person charged and the complainant shall be notified in writing within ten days of the ethics adjudicatory panel's rendition of a final decision. The person charged may require the ethics adjudicatory panel to make an official determination of the validity of the charges against him.

* * *

Rep. Richmond moved the adoption of the amendments.

Rep. Downs objected.

By a vote of 45 yeas and 42 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Lopinto
Anders	Gisclair	Lorusso
Armes	Greene	Marchand
Arnold	Guillory, E.	McVea
Aubert	Guillory, M.	Mills
Badon, B.	Hardy	Monica
Baldone	Hazel	Montoucet
Barras	Henderson	Morrell
Barrow	Henry	Norton
Billiot	Hill	Pearson
Burns, H.	Hines	Perry
Burns, T.	Honey	Ponti
Burrell	Howard	Richardson
Carter	Hutter	Richmond
Champagne	Jackson G.	Ritchie
Chandler	Jackson M.	Smith, G.
Chaney	Johnson	Smith, P.
Connick	Jones, S.	Talbot
Danahay	Kleckley	Templet
Dixon	LaBruzzo	Waddell

Page 18 HOUSE

26th Day's Proceedings - May 12, 2008

Doerge	LaFonta	White
Edwards	LeBas	Williams
Ellington	Leger	Willmott
Foil	Ligi	Wooton

Total - 72

NAYS

Burford	Harrison	Richard
Carmody	Hoffmann	Roy
Cortez	Jones, R.	Schroder
Cromer	Katz	Simon
Downs	Little	Smiley
Fannin	Nowlin	Trahan
Gallot	Peterson	
Guinn	Pope	

Total - 22

ABSENT

Mr. Speaker	Lambert	Smith, J.
Badon, A.	Morris	St. Germain
Dove	Pugh	
Geymann	Robideaux	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 911—

BY REPRESENTATIVES GALLOT, TUCKER, AND ST. GERMAIN
AN ACT

To amend and reenact R.S. 42:1123(13), relative to the acceptance of certain things of economic value; to provide relative to the acceptance of complimentary admission to certain events by public servants; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed House Bill No. 911 by Representative Gallot

AMENDMENT NO. 1

On page 1, delete line 11, and insert the following:

"complimentary admission to a civic, nonprofit, or educational, ~~or political~~"

AMENDMENT NO. 2

On page 1, at the end of line 15, delete "to an" and at the beginning of line 16, delete "educational event or"

AMENDMENT NO. 3

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

"(iii) The acceptance by a public servant of complimentary or discounted admission to an educational, informational, or professional development seminar in the continental United States,

provided that the public servant is requested or invited to attend by the sponsoring group or organization, that the sponsor is not a person from whom the public servant is prohibited from soliciting or accepting a gift pursuant to R.S. 42:1115(A)(2), and that the seminar or conference is directly related to the public service of the public servant and is designed to enhance the knowledge or skill of the public servant as it relates to the performance of his public service."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Greene	Mills
Anders	Guillory, E.	Monica
Armes	Guillory, M.	Montoucet
Arnold	Guinn	Morrell
Aubert	Hardy	Norton
Badon, B.	Harrison	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
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	Waddell
Ellington	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	Lorusso	Wooton
Gallot	Marchand	
Gisclair	McVea	

Total - 97

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Trahan
Badon, A.	Morris	
Dove	Robideaux	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 947—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 42:1123(13), relative to the acceptance of certain things of economic value; to provide relative to the acceptance of complimentary admission to certain events by public servants; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 947 by Representative Hutter

AMENDMENT NO. 1

On page 1, at the end of line 14, after "institution" delete the period "." and insert "or by or for the benefit of a nonprofit organization which conducts educational programs."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Peterson
Total - 1

ABSENT

Mr. Speaker	Dove	Morris
Badon, A.	Franklin	Richmond
Carmody	Geymann	Robideaux
Connick	Leger	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 951—

BY REPRESENTATIVES RITCHIE AND ELBERT GUILLORY

AN ACT

To amend and reenact R.S. 17:81.5, relative to rules and policies used for the dismissal of certain public school employees; to provide certain requirements for the rules and policies used for the dismissal of certain school employees who have not attained tenure; to require written valid reasons for dismissal and documentation thereof; to provide relative to a conference as part of such rules and policies; to provide relative to collective bargaining agreements; to provide for definitions; to provide for applicability; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Ritchie gave notice of his intention to call House Bill No. 951 from the calendar during the week of May 19, 2008.

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.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Armes gave notice of his intention to call House Bill No. 996 from the calendar during the week of May 19, 2008.

HOUSE BILL NO. 1002—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 42:1113(D)(1)(a)(iii) and (iv) and (c), (2), (3), and (4) and 1114.3(A)(1) and (2), to enact R.S. 42:1113(D)(5), and to repeal R.S. 42:1113(E), relative to

conflicts of interest; to provide relative to certain contracts involving certain public servants and certain affiliated persons and entities; to provide relative to restrictions of such contracts; to provide for disclosure relative to such contracts; to provide for enforcement and penalties; to provide relative to applicability; to provide exceptions; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peterson to Engrossed House Bill No. 1002 by Representative Gallot

AMENDMENT NO. 1

On page 2, delete lines 26 through 28 and insert the following:

"(ii) An agreement with a state entity or state quasi-public entity for housing, medical treatment, retirement benefits, or insurance benefits provided on the same terms and conditions available to similarly situated persons."

AMENDMENT NO. 2

On page 3, delete lines 5 and 6

AMENDMENT NO. 3

On page 3, at the beginning of line 7, change "(v)" to "(iv)"

AMENDMENT NO. 4

On page 3, at the beginning of line 9, change "(vi)" to "(v)"

AMENDMENT NO. 5

On page 3, delete line 12 and insert the following:

"(vi) The payment of admission fees."

AMENDMENT NO. 6

On page 3, at the beginning of line 13, change "(viii)" to "(vii)"

AMENDMENT NO. 7

On page 3, at the beginning of line 15, change "(ix)" to "(viii)"

AMENDMENT NO. 8

On page 3, at the beginning of line 17, change "(x)" to "(ix)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Engrossed House Bill No. 1002 by Representative Gallot

AMENDMENT NO. 1

On page 6, delete lines 8 through 14 and insert the following:

"(g) (h) A contract in existence on March 3, 2008 for professional services entered into by a person selected pursuant to Part VII of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950 with any agency or entity of state government with which such person had a contract for professional services pursuant to Part VII of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950 at any time prior to March 3, 2008. Such a contract may be renewed, but may not continue in effect March 3, 2008, or at any time prior to the initiation of the public service which made the person subject to the provisions of this Subsection; however, no contract for such professional services shall be entered into after January 8, 2012."

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

Rep. Gallot 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 and their counts for YEAS. Includes Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Total - 97.

NAYS

Total - 0

ABSENT

Table with 3 columns listing names of representatives and their counts for ABSENT. Includes Champagne, Dove, Geymann, Total - 7, Jackson M., Morris, Robideaux, Smith, P.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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 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; to provide for the merger of the district or a part thereof with another district or a part thereof; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hines to Engrossed House Bill No. 1005 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 1, after "R.S. 33:9091.3" and before "relative to" delete the comma "," and insert "and to enact R.S. 33:9091.12,"

AMENDMENT NO. 2

On page 1, line 3, after "Security District;" and before "to provide" insert "to create the Upper Audubon Security District;"

AMENDMENT NO. 3

On page 1, delete line 4 in its entirety and insert "powers and duties of the districts; to provide relative to the funding of the districts, including the"

AMENDMENT NO. 4

On page 1, line 5, change "district" to "Audubon Area Security District"

AMENDMENT NO. 5

On page line 11, after "reenacted" and before "to read" insert "and R.S. 33:9091.12 is hereby enacted"

AMENDMENT NO. 6

On page 11, between lines 5 and 6, insert the following:

"* * *

§9091.12. Upper Audubon Security District

A. Creation. There is hereby created within the parish of Orleans, as more specifically provided in Subsection B of this Section, a body politic and corporate which shall be known as the Upper Audubon Security District, referred to in this Section as the "district". The district shall be a political subdivision of the state as defined in the Constitution of Louisiana.

B. Boundaries. The boundaries of the district shall be that area within and including the following perimeter streets, avenues, and natural boundaries: The Uptown side of Audubon Park to St. Charles Avenue (riverside only) to Broadway Street (both sides) to Magazine Street (lakeside only) and back to the Uptown side of Audubon Park.

C. Purpose. The purpose of the district shall be to aid in crime prevention and reduction by providing additional security for district residents.

D. Governance. (1) The district shall be managed by a board of commissioners, referred to in this Section as the "board". The board shall be composed as follows:

(a) The president of the Upper Audubon Association.

(b) The board of directors of the Upper Audubon Association shall appoint three members.

(c) The member or members of the governing authority of the city of New Orleans whose council district encompasses the area of the district shall appoint one member from a list of nominations submitted by the Upper Audubon Association.

(d) The member or members of the Louisiana House of Representatives whose district encompasses all or the greater portion of the area of the district shall appoint one member from a list of nominations submitted by the Upper Audubon Association.

(e) The member or members of the Louisiana Senate whose district encompasses all or the greater portion of the area of the district shall appoint one member from a list of nominations submitted by the Upper Audubon Association.

(2) All members of the board shall be residents of the district.

(3)(a) Board members serving pursuant to Subparagraphs (1)(b) through (e) of this Subsection shall serve four- year terms after initial terms as provided in this Subparagraph. Two members shall serve an initial term of two years; two shall serve an initial term of three years; and two shall serve an initial term of four years, as determined by lot at the first meeting of the board.

(b) The member serving pursuant to Subparagraph (1)(a) of this Subsection shall serve during his term of office as president of the Upper Audubon Association.

(c) Any vacancy which occurs prior to the expiration of the term for which a member of the board has been appointed shall be filled for the remainder of the unexpired term in the same manner as the original appointment.

(4) The board shall elect from its members a president, a vice president, a secretary-treasurer, and such other officers as it may deem necessary. The duties of the officers shall be fixed by the by laws adopted by the board.

(5) All members of the board shall be voting members.

(6) The minute books and archives of the district shall be maintained by the secretary-treasurer of the board. The monies, funds, and accounts of the district shall be in the official custody of the board.

(7) The board shall adopt such rules and regulations as it deems necessary or advisable for conducting its business affairs. It shall hold regular meetings as shall be provided for in the bylaws and may hold special meetings at such times and places within the district as may be prescribed in the bylaws.

(8) A majority of the members of the board shall constitute a quorum for the transaction of business. The board shall keep minutes of all meetings and shall make them available through the secretary of the board to residents of the district.

(9) The members of the board shall serve without compensation.

E. Powers and duties. The district, through its board of commissioners, shall have the following powers and duties:

- (1) To sue and be sued.
- (2) To adopt, use, and alter at will a corporate seal and bylaws.

(3) To receive and expend funds collected pursuant to Subsection F of this Section and in accordance with a budget adopted as provided by Subsection G of this Section.

(4) To enter into contracts with individuals or entities, private or public, to provide or enhance security patrols in the district.

(5) To purchase items and supplies which the board deems instrumental to achieving the purposes of the district.

(6) To perform or have performed any other function or activity necessary for the achievement of the purposes of the district.

(7) To select from among themselves a president and such other officers as they deem appropriate. The terms and responsibilities of officers shall be as provided in the bylaws of the board.

(8) All members of the board, including the officers of the board, shall be voting members.

(9) To procure and maintain liability insurance against any personal or legal liability of a board member that may be asserted or incurred based upon his or her service as a member of the board or that may arise as a result of his or her actions taken within the scope and discharge of his or her duties as a member of the board.

F. Parcel fee. (1) The governing authority of the city of New Orleans is hereby authorized to impose and collect a parcel fee within the district, subject to and in accordance with the provisions of this Subsection.

(2) The amount of the fee shall be as requested by duly adopted resolution of the board. The fee shall be a flat fee per parcel of land not to exceed five hundred dollars per year for each parcel.

(3)(a) The fee shall be imposed on each parcel located within the district except as provided in Paragraph (5) of this Subsection.

(b) For purposes of this Section, "parcel" means a lot, a subdivided portion of ground, an individual tract, or a "condominium parcel" as defined in R.S. 9:1121.103.

(c) The owner of each parcel shall be responsible for payment of the fee.

(4)(a) A fee shall be imposed only after the question of its imposition has been approved by a majority of registered voters of the district voting on the proposition at an election held for that purpose in accordance with the Louisiana Election Code at the same time as a regularly scheduled primary or general election. No other election shall be required except as provided by this Paragraph.

(b) The fee shall expire at the time provided in the proposition authorizing the fee, not to exceed five years from its initial imposition, but the fee may be renewed as provided in Subparagraph (a) of this Paragraph. Any election to authorize the renewal of the fee shall be held only at the same time as the mayoral primary election for the city of New Orleans. If renewed, the term of the imposition of the fee shall be provided in the proposition authorizing such renewal, not to exceed eight years.

(5) No fee shall be imposed upon any parcel whose owner qualifies under the Louisiana Special Assessment Level pursuant to Article VII, Section 18(G)(1) of the Constitution of Louisiana.

(6)(a) The fee shall be collected in the same manner and at the same time as ad valorem taxes on property subject to taxation by the city are levied and collected.

(b) Any fee which is unpaid shall be added to the tax rolls of the city and shall be enforced with the same authority and subject to the same penalties and procedures as unpaid ad valorem taxes.

(7) The proceeds of such fee shall be used solely and exclusively for the purpose and the benefit of the district; however, the city may retain one percent of the amount collected as a collection fee.

G. Budget. (1) The board shall adopt an annual budget in accordance with the Local Government Budget Act, R.S. 39:1301 et seq.

(2) The district shall be subject to audit by the legislative auditor pursuant to R.S. 24:513.

H. Miscellaneous provisions. It is the purpose and intent of this Section that any additional security patrols, public or private, provided by the district shall be supplemental to and not in lieu of personnel and services provided in the district by the New Orleans Police Department."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	McVea
Anders	Greene	Mills
Armes	Guillory, E.	Monica
Arnold	Guillory, M.	Montoucet
Aubert	Guinn	Morrell
Badon, A.	Hardy	Norton
Badon, B.	Harrison	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	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
Total - 99		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Richmond
Dove	Morris	
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.

HOUSE BILL NO. 1032—
BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 33:9091.12, relative to Orleans Parish; to create the Mid-City Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition and collection of a parcel fee and for the use thereof; and to provide for related matters.

Read by title.

Rep. Lorusso moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Gallot	McVea	
Gisclair	Mills	
Total - 100		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann
Dove	Morris
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lorusso 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. 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.

Motion

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

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.

Rep. LaFonta moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	McVea
Anders	Greene	Mills
Armes	Guillory, E.	Monica
Arnold	Guillory, M.	Montoucet
Aubert	Guinn	Morrell
Badon, A.	Hardy	Norton
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Pearson
Barras	Henderson	Perry
Barrow	Henry	Peterson
Billiot	Hill	Ponti

Page 24 HOUSE

26th Day's Proceedings - May 12, 2008

Burford	Hines	Pope
Burns, H.	Hoffmann	Pugh
Burns, T.	Honey	Richard
Burrell	Howard	Richardson
Carmody	Hutter	Richmond
Carter	Jackson G.	Ritchie
Champagne	Jackson M.	Robideaux
Chandler	Johnson	Roy
Chaney	Jones, R.	Schroder
Connick	Jones, S.	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

Total - 99

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Simon
Dove	Morris	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFonta 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. 1247—
BY REPRESENTATIVE RICHARDSON
AN ACT

To enact R.S. 17:221.4, relative to the placement in public elementary school classrooms of children born at the same birth event; to provide relative to parental requests for such placement; to provide guidelines, timelines, and procedures for such requests; to provide for review of initial placement decisions; to provide limitations; to provide definitions; to provide effectiveness, to provide an effective date; and to provide for related matters.

Read by title.

Rep. Richardson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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
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
Gallot	McVea	Wooton
Geymann	Mills	

Total - 101

NAYS

Total - 0

ABSENT

Mr. Speaker	Dove	Jackson M.
-------------	------	------------

Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richardson 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. 1299—
BY REPRESENTATIVE BILLIOT
AN ACT

To enact R.S. 33:9066, to create the Waggaman Community Improvement District within Jefferson Parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition and collection of a tax on solid waste disposed of at landfills in the district; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Billiot gave notice of his intention to call House Bill No. 1299 from the calendar during the week of May 19, 2008.

Suspension of the Rules

On motion of Rep. Billiot, 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

May 12, 2008

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 118
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 12, 2008

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 67, 68, and 69

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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. 56— BY REPRESENTATIVE JANE SMITH A RESOLUTION

To commend the Parkway High School golf team upon winning its fourth consecutive Class 4A state championship.

Read by title.

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

HOUSE RESOLUTION NO. 57— BY REPRESENTATIVES ROY AND ARMES A RESOLUTION

To express sincere and heartfelt condolences upon the death of Sergeant Marcus Cale Mathes, United States Army, of Zephyrhills, Florida, who was killed in action in Iraq.

Read by title.

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

HOUSE RESOLUTION NO. 58— BY REPRESENTATIVES ROY AND ARMES A RESOLUTION

To express sincere and heartfelt condolences upon the death of Sergeant Mark Allen Stone, United States Army, of Buchanan Dam, Texas, who was killed in action in Iraq.

Read by title.

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

HOUSE RESOLUTION NO. 59— BY REPRESENTATIVE PONTI A RESOLUTION

To commend the Parkview Baptist High School baseball team upon winning the 2008 Class 3A state championship.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 123— BY REPRESENTATIVE FOIL AND SENATOR ERDEY A CONCURRENT RESOLUTION

To memorialize the United States Congress to enact legislation limiting certain increases in health insurance premiums, deductibles, copayments, and other charges of military retirees for their military health benefits being proposed by the Department of Defense.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 124— BY REPRESENTATIVE TUCKER A CONCURRENT RESOLUTION

To express support for the people of Cuba and to strongly urge the Cuban government to allow its citizens to enjoy the internationally recognized civil, political, and economic rights and freedoms enshrined in the Universal Declaration of Rights and the International Covenant on Civil and Political Rights.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 12, 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. 2, by Greene
Reported with amendments. (21-0) (Regular)

Page 26 HOUSE

26th Day's Proceedings - May 12, 2008

House Bill No. 948, by St. Germain
Reported by substitute. (20-0) (Regular)

House Bill No. 1018, by Tucker
Reported with amendments. (19-0) (Regular)

House Bill No. 1201, by Perry
Reported favorably. (22-0) (Regular)

JAMES R. "JIM" FANNIN
Chairman

Report of the Committee on Civil Law and Procedure

May 12, 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. 420, by Gallot (Joint Resolution)
Reported with amendments. (12-0) (Regular)

House Bill No. 759, by Harrison
Reported with amendments. (11-0) (Regular)

House Bill No. 1219, by Lorusso
Reported with amendments. (11-0) (Regular)

House Bill No. 1321, by Pearson
Reported by substitute. (11-0) (Regular)

Senate Concurrent Resolution No. 27, by Marionneaux
Reported favorably. (11-0)

Senate Bill No. 37, by Dupre
Reported favorably. (11-0) (Local & Consent)

Senate Bill No. 54, by Murray (Joint Resolution)
Reported with amendments. (11-0) (Regular)

Senate Bill No. 138, by Quinn
Reported favorably. (13-0) (Regular)

Senate Bill No. 182, by Gray
Reported with amendments. (10-0) (Regular)

Senate Bill No. 265, by Quinn
Reported with amendments. (11-0) (Regular)

Senate Bill No. 285, by Duplessis
Reported with amendments. (12-0) (Regular)

Senate Bill No. 353, by Gautreaux, N.
Reported with amendments. (13-0) (Regular)

Senate Bill No. 543, by Quinn
Reported with amendments. (10-0) (Regular)

TIMOTHY G. "TIM" BURNS
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Report of the Committee on Commerce

May 12, 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. 500, by Arnold
Reported with amendments. (16-0) (Regular)

House Bill No. 819, by Abramson
Reported by substitute. (17-0) (Regular)

House Bill No. 1176, by Richmond
Reported favorably. (16-0) (Regular)

House Bill No. 1191, by Tucker
Reported by substitute. (14-0) (Regular)

House Bill No. 1262, by Danahay
Reported favorably. (17-0) (Regular)

Senate Bill No. 123, by Dupre
Reported with amendments. (17-0) (Regular)

Senate Bill No. 130, by Duplessis
Reported favorably. (16-0) (Local & Consent)

Senate Bill No. 172, by Duplessis
Reported with amendments. (16-0) (Regular)

Senate Bill No. 190, by Duplessis
Reported with amendments. (13-0) (Regular)

Senate Bill No. 327, by Michot
Reported favorably. (15-0) (Local & Consent)

Senate Bill No. 359, by Gautreaux, N.
Reported favorably. (18-0) (Local & Consent)

Senate Bill No. 426, by Duplessis
Reported with amendments. (13-0) (Regular)

JEFFERY "JEFF" J. ARNOLD
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

Report of the Committee on Transportation, Highways, and Public Works

May 12, 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 Concurrent Resolution No. 82, by Gisclair
Reported favorably. (15-0)

House Bill No. 451, by Hardy
Reported by substitute. (15-0) (Regular)

House Bill No. 558, by Downs
Reported with amendments. (15-0) (Regular)

House Bill No. 563, by Downs
Reported with amendments. (15-0) (Regular)

House Bill No. 1021, by Hines
Reported with amendments. (16-0) (Regular)

House Bill No. 1155, by Morrell
Reported favorably. (14-0) (Local & Consent)

House Bill No. 1248, by Johnson
Reported with amendments. (12-0) (Regular)

House Bill No. 1272, by Tucker
Reported with amendments. (12-0) (Regular)

Senate Concurrent Resolution No. 24, by Dupre
Reported favorably, with recommendation that it be recommitted to
the Committee on Natural Resource. (14-0)

HOLLIS DOWNS
Vice Chairman

Suspension of the Rules

On motion of Rep. Downs, the rules were suspended in order to
take up and consider Senate Concurrent Resolutions Reported by
Committee at this time.

**Senate Concurrent Resolutions
Reported by Committee**

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

SENATE CONCURRENT RESOLUTION NO. 24—
BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE,
ST. GERMAIN AND HUTTER
A CONCURRENT RESOLUTION

To approve the annual Coastal Protection Plan for Fiscal Year 2008-
2009, as adopted by the Coastal Protection and Restoration
Authority.

Read by title.

Reported favorably by the Committee on Transportation,
Highways and Public Works with recommendation that the resolution
be recommitted to the Committee on Natural Resources and
Environment.

On motion of Rep. Downs, the above resolution was
recommitted to the Committee on Natural Resources and
Environment.

**Report of the Committee on
Ways and Means**

May 12, 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. 312, by Arnold
Reported favorably. (14-0) (Local & Consent)

House Bill No. 592, by Arnold
Reported favorably. (16-0) (Local & Consent)

House Bill No. 1169, by Ritchie
Reported favorably. (15-0) (Regular)

House Bill No. 1188, by Greene
Reported favorably. (16-0) (Regular)

House Bill No. 1232, by Richard
Reported with amendments. (16-0) (Regular)

Senate Bill No. 188, by Marionneaux
Reported favorably. (15-0) (Regular)

Senate Bill No. 206, by Marionneaux
Reported favorably. (16-0) (Regular)

HUNTER V. GREENE
Chairman

The above Senate Bills reported favorably or with amendments
were referred to the Legislative Bureau.

**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. Peterson, the Committee on Ways and Means
was discharged from further consideration of House Bill No. 1251.

HOUSE BILL NO. 1251—
BY REPRESENTATIVE PETERSON
AN ACT

To amend and reenact R.S. 40:600.64(A), relative to The Road Home
Corporation; to increase the membership of the board of
directors; and to provide for related matters.

Read by title.

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

Speaker Tucker in the Chair

Privileged Report of the Legislative Bureau

May 11, 2008

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following
report:

Senate Bill No. 52
Reported without amendments.

Senate Bill No. 57
Reported with amendments.

Senate Bill No. 71
Reported without amendments.

Senate Bill No. 81
Reported without amendments.

Senate Bill No. 237
Reported without amendments.

Senate Bill No. 249
Reported without amendments.

Senate Bill No. 263
Reported without amendments.

Respectfully submitted,
WAYNE WADDELL
Chairman

Privileged Report of the Legislative Bureau

May 12, 2008

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 336
Reported without amendments.

Senate Bill No. 590
Reported with amendments.

Senate Bill No. 697
Reported with amendments.

Respectfully submitted,
WAYNE WADDELL
Chairman

Privileged Report of the Committee on Enrollment

May 12, 2008

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 50—
BY REPRESENTATIVES SIMON AND HOFFMANN
A RESOLUTION

To commend Abita Springs Elementary School in Abita Springs and Riser Elementary School in West Monroe upon their selection as the two schools in the state to receive national recognition as Title I Distinguished Schools in 2007.

HOUSE RESOLUTION NO. 51—
BY REPRESENTATIVES ARMES AND ROY
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Specialist Jeffrey F. Nichols, United States Army, of Granite Shoals, Texas, who was killed in action in Iraq.

HOUSE RESOLUTION NO. 52—
BY REPRESENTATIVE DOWNS
A RESOLUTION

To commend Reverend Fred B. Wideman for his years of service to Trinity United Methodist Church.

HOUSE RESOLUTION NO. 54—
BY REPRESENTATIVE JANE SMITH
A RESOLUTION

To recognize Thursday, May 15, 2008, as Louisiana Legislators Go Red for Women Day and to encourage citizens to show their support for women and the fight against cardiovascular diseases.

Respectfully submitted,
WAYNE WADDELL
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Trahan, the rules were suspended to permit the Committee on Education to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution Nos. 114 and 115

Suspension of the Rules

On motion of Rep. Dove, the rules were suspended to permit the Committee on Natural Resources and Environment to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Concurrent Resolution No. 24

Adjournment

On motion of Rep. Trahan, at 5:00 P.M., the House agreed to adjourn until Tuesday, May 13, 2008, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, May 13, 2008.

ALFRED W. SPEER
Clerk of the House