

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

**THIRTY-FOURTH 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

Tuesday, May 27, 2008

The House of Representatives was called to order at 4:00 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

**PRESENT**

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

Foil	Lorusso	Wooton
Franklin	Marchand	
Gallot	McVea	
Total - 103		

ABSENT

Smith, J.  
Total - 1

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

**Prayer**

Prayer was offered by Dr. Ken Ward.

**Pledge of Allegiance**

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

Ms. Valonda Mack sang *The National Anthem*.

**Reading of the Journal**

On motion of Rep. Billiot, the reading of the Journal was dispensed with.

On motion of Rep. Billiot, the Journal of May 22, 2008, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 27, 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. 25  
Returned without amendments

House Concurrent Resolution No. 60  
Returned without amendments

Respectfully submitted,  
**GLENN A. KOEPP**  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

May 27, 2008

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

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

Senate Concurrent Resolution No. 83

Respectfully submitted,  
**GLENN A. KOEPP**  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

May 27, 2008

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

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 729, 749, and 811

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Senate Bills and Joint Resolutions  
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

**SENATE BILL NO. 729—**  
BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 27:93(A)(11), relative to gaming; to authorize the governing authority of East Baton Rouge Parish to levy a fee not to exceed six percent of the monthly net gaming proceeds from each riverboat located within its jurisdiction; and to provide for related matters.

Read by title.

**SENATE BILL NO. 749—**  
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 15:902.3(A), 905(A), (B), (C), and (D), 921(C), 1097.1(A)(5), and 1106.1(A)(2)(i), R.S. 17:100.1(A)(1) and (C) and 419.2(A), R.S. 24:933(B)(8), R.S. 28:621(A), R.S. 36:401(C)(1)(b)(iii), 405(D)(3) and (6), 407(B), 408(H)(1) and (2)(b), (c), (d), and (f), R.S. 39:1482(F)(1)(introductory paragraph), and R.S. 46:2404(B)(3)(c), 2605(B)(19), 2605.3(A)(4), 2755(B)(3) and 2757(B) and to enact R.S. 15:902.4 and R.S. 46:2755(B)(4) and (C)(6), relative to the Juvenile Justice Reform Act Implementation Commission; to provide for membership, powers, duties, and functions of the Juvenile Justice Reform Act Implementation Commission; to provide for the office of youth development; to provide for the closure of Jetson Youth Center-East Baton Rouge Parish Unit; and to provide for related matters.

Read by title.

**SENATE BILL NO. 811 (Substitute of Senate Bill No. 621 by Senator Cravins) —**  
BY SENATOR CRAVINS

AN ACT

To enact Chapter 13-J of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.151 and 4720.161, relative to local redevelopment, to create certain parish redevelopment authorities; to create the North Lafayette and Downtown Redevelopment Authority; to provide for the formation of a program or programs for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings needed to address the influx of displaced persons due to the effects of hurricanes Katrina and

Rita; to provide for the governing body of such authorities; to provide for the powers, duties, functions, and liabilities of redevelopment authorities; to authorize public bodies to furnish funds, series, facilities, and property in aid of redevelopment projects; to authorize the authorities to initiate expedited quiet title and foreclosure actions; and to provide for related matters.

Read by title.

**Introduction of Resolutions,  
House and House Concurrent**

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

**HOUSE RESOLUTION NO. 78—**  
BY REPRESENTATIVE ARNOLD  
A RESOLUTION

To urge and request the legislative auditor to conduct a performance audit of the four state retirement systems to ascertain whether and to what extent such systems are in compliance with R.S. 11:266.1, which requires such systems to direct a certain percentage of trades of certain investments to Louisiana broker-dealers.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 156—**  
BY REPRESENTATIVE CARTER  
A CONCURRENT RESOLUTION

To recognize May 2008 as National Skin Cancer Awareness Month in Louisiana.

Read by title.

On motion of Rep. Carter, 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 CONCURRENT RESOLUTION NO. 154—**  
BY REPRESENTATIVE HENRY AND SENATOR ALARIO  
A CONCURRENT RESOLUTION

To direct the Louisiana Board of Pharmacy to convene its Regulation Revisions Committee to consider changes to the rules and regulations of the board to expressly prohibit a pharmacist from interchanging an anti-epileptic drug or a formulation of an anti-epileptic drug for the treatment of epilepsy without the prior notification of both the prescribing physician and the patient.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 155—**  
BY REPRESENTATIVE MILLS  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the development and implementation of civil commitment procedures for the treatment of sexually violent predators and child sexual predators.

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. 7—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:1992, relative to ad valorem property tax; to provide for procedures and time periods in Orleans Parish related to inspection of assessment lists, review and complaints concerning assessments, certifications of such lists, and hearings of appeals of assessments; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 51—**  
BY SENATORS MCPHERSON, ERDEY, B. GAUTREAUX, LAFLEUR AND SHAW

AN ACT

To enact R.S. 32:292.1, relative to motor vehicles; to authorize the transportation and storage of lawfully possessed firearms in privately owned motor vehicles; to provide exceptions; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 109—**  
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 39:128(B)(1) and (2), relative to certain higher education capital outlay projects; to increase the threshold for exclusion of certain higher education projects from the capital outlay budget; to increase the exemption threshold for professional service contracts which are related to certain higher education capital outlay projects; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 196—**  
BY SENATOR HEBERT AND REPRESENTATIVE CHAMPAGNE

AN ACT

To enact R.S. 30:2159, relative to landfill sites; to provide for siting restrictions on certain landfills; to provide for certain terms, conditions and requirements; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 224—**  
BY SENATOR SHEPHERD

AN ACT

To enact R.S. 40:531(E), (F) and (G), relative to commissioners for local housing authorities; to provide for the appointment of tenant commissioners to local housing authorities; to prohibit certain persons from serving as a commissioner; to authorize the payment of per diem to commissioners; 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 Municipal, Parochial and Cultural Affairs.

**SENATE BILL NO. 329—**  
BY SENATOR ADLEY

AN ACT

To enact R.S. 47:337.101, relative to the Uniform Local Sales Tax Code; to provide for procedures to determine whether a law, rule, regulation, policy, or interpretation of local sales and use tax law, ordinance, rules, or regulations violates the requirement of uniformity of interpretation; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 337—**  
BY SENATORS MICHOT, WALSWORTH AND THOMPSON

AN ACT

To amend and reenact R.S. 46:2761(A), relative to uncompensated care payments; to provide for the type of data to be reported; to provide for reporting; to provide for legislative audits; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 448—**  
BY SENATOR SHEPHERD

AN ACT

To amend and reenact R.S. 40:1149(A) and (C) and to enact R.S. 40:1149(D), relative to water supply and sewerage systems; to provide for certified operators; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 461—**  
BY SENATOR GRAY

AN ACT

To amend and reenact Code of Criminal Procedure Art. 795, relative to challenges in jury trials; to provide relative to time for challenges and method; to provide relative to peremptory challenges based on race or gender and restrictions; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 465—**  
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 17:270(A) and 271, and R.S. 32:402.1(A)(1), and (C), and 407(A)(3) and (5), and to enact R.S. 32:402.1(D), relative to driver education programs; to increase the number of hours of driving experience required in a driver education program; to provide for the requirements to obtain a Class "E" learner's license and intermediate license; to require certain applicants with suspended licenses to complete driver education courses under certain circumstances; to provide for effectiveness; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 520—**  
BY SENATOR MORRISH

AN ACT

To enact R.S. 9:1149.4(C), relative to the immobilization of manufactured homes; to prohibit certain actions to collect tax on the purchase of certain manufactured homes used as residences; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 788—**  
BY SENATOR WALSWORTH

AN ACT

To enact R.S. 29:723(7), (8), (9), (10), (11) and (12) and 725.3 through 725.6, relative to the Governor's Office of Homeland Security and Emergency Preparedness; to provide for definitions; to provide for the creation of the office of interoperability; to provide for an assistant deputy director of interoperability; to establish the interoperability subcommittee, regional parish office of emergency preparedness directors committee, and first responders committee under the Unified Command Group to design, construct, administer, and maintain a statewide communications interoperability plan for first responders and to design, construct, administer, and maintain a statewide interoperability plan; and to provide for related matters.

Read by title.

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

**House and House Concurrent Resolutions  
Reported by Committee**

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

**HOUSE RESOLUTION NO. 53—**  
BY REPRESENTATIVES GEYMANN, 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.

Reported favorably by the Committee on Health and Welfare.

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

**HOUSE CONCURRENT RESOLUTION NO. 42—**  
BY REPRESENTATIVE HARDY AND SENATOR CRAVINS  
A CONCURRENT RESOLUTION

To designate the city of Opelousas as the Zydeco Capital of the World.

Read by title.

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

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

**HOUSE CONCURRENT RESOLUTION NO. 107—**  
BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To urge and request the Board of Regents, in consultation with the public postsecondary education management boards, to study current policies and practices relative to the accessibility of textbooks and other instructional materials for use by blind students at public postsecondary educational institutions and to submit a written report of study findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the convening of the 2009 Regular Session.

Read by title.

Reported favorably by the Committee on Education.

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

**HOUSE CONCURRENT RESOLUTION NO. 110—**  
BY REPRESENTATIVES JANE SMITH, HENRY BURNS, EDWARDS, HOFFMANN, AND TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment Program testing schedule to provide for the administration of the tests required pursuant to the program to begin no earlier than the second week of April for the 2009-2010 school year and no earlier than the first week of May for the 2010-2011 school year and thereafter, and to adopt a policy prohibiting any public elementary or secondary school from starting the school year prior to the last week of August.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Concurrent Resolution No. 110 by Representative Jane Smith

AMENDMENT NO. 1

On page 1, line 5, after "April" and before "and" change "each year," to "for the 2009-2010 school year and no earlier than the first week of May for the 2010-2011 school year and thereafter,"

AMENDMENT NO. 2

On page 2, line 1, after "to the" and before "would" change "middle of April" to "end of the school year"

AMENDMENT NO. 3

On page 2, line 29, after "April" and before "the" delete the comma "," and change "beginning with" to "for"

AMENDMENT NO. 4

On page 2, line 29, after "year" delete the remainder of the line

AMENDMENT NO. 5

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

"BE IT FURTHER RESOLVED that in revising the LEAP testing schedule, the board shall provide for the administration of the tests, beginning with the 2010-2011 school year and thereafter, to begin no earlier than the first week of May."

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

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

**HOUSE CONCURRENT RESOLUTION NO. 126—**  
BY REPRESENTATIVE LABRUZZO

**A CONCURRENT RESOLUTION**

To urge and request the legislative auditor to conduct an audit of the Greater New Orleans Expressway Commission.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Concurrent Resolution No. 126 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 4, change "Louisiana Revised Statute" to "R.S."

AMENDMENT NO. 2

On page 1, line 8, change "Louisiana Revised Statute" to "R.S."

AMENDMENT NO. 3

On page 1, line 17, after "between" delete the remainder of the line and insert "6:00 a.m. and 10:00 p.m.; and"

AMENDMENT NO. 4

On page 1, line 18, after "from" delete the comma "," and the remainder of the line and at the beginning of line 19, delete "to," and insert "persons using the expressway, particularly"

AMENDMENT NO. 5

On page 2, line 1, change "citizens have" to "public has"

AMENDMENT NO. 6

On page 2, line 1, after "how" delete "their"

AMENDMENT NO. 7

On page 2, at the beginning of line 7, delete "state"

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

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

**HOUSE CONCURRENT RESOLUTION NO. 132—**

BY REPRESENTATIVE JANE SMITH

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study and review recommended best practices relative to the use of additional safety devices not currently required by law to alert motor vehicle drivers when a school bus is preparing to stop or is stopped on a roadway for the loading or unloading of riders or is stopped for other reasons as required by law; to provide for the board to make certain determinations relative to establishing a pilot program to be implemented during the 2009-2010 school year for the purpose of evaluating benefits to the safety of students, other bus riders, and bus operators of requiring school buses to be equipped with such

additional devices; to provide study guidelines; and to require submission of a report on study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2009 Regular Session of the Legislature.

Read by title.

Reported favorably by the Committee on Education.

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

**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. 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.

Reported favorably by the Committee on Health and Welfare.

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

**House Bills and Joint Resolutions on  
Second Reading Reported by Committee**

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

**HOUSE BILL NO. 326—**

BY REPRESENTATIVE ARNOLD

**AN ACT**

To amend and reenact R.S. 9:2447, 3410, and 3432(C), R.S. 12:23(G)(2)(b), 171(A)(introductory paragraph) and (B), 205.1(B), 263(A)(introductory paragraph) and (B), 316(A)(introductory paragraph) and (B), 419(A), 469(A)(introductory paragraph) and (B), and 1364, R.S. 14:325(A), R.S. 49:222, and R.S. 51:214(D) and (E), 216(A)(1), and 217(B), relative to fees charged by the secretary of state; to provide relative to the authority of the secretary of state to determine and to collect certain fees; to provide for certain fees charged by the secretary of state; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 326 by Representative Arnold

Page 6 HOUSE

34th Day's Proceedings - May 27, 2008

AMENDMENT NO. 1

On page 1, delete lines 2 through 7 and insert the following:

"To amend and reenact R.S. 9:2447, 3410, and 3432(C), R.S. 12:23(G)(2)(b), 171(A)(introductory paragraph) and (B), 205.1(B), 263(A)(introductory paragraph) and (B), 316(A)(introductory paragraph) and (B), 419(A), 469(A)(introductory paragraph) and (B), and 1364, R.S. 14:325(A), R.S. 49:222, and R.S. 51:214(D) and (E), 216(A)(1), and 217(B), relative to fees charged by the secretary of state; to provide relative to the authority of the secretary of state to determine and to collect certain fees; to provide for certain fees charged by the secretary of state; and to"

AMENDMENT NO. 2

On page 1, delete line 10 and insert the following:

"Section 1. R.S. 9:2447, 3410, and 3432(C) are hereby amended and reenacted to read as follows:

§2447. Fees

The following fees shall be paid to the secretary of state as provided in R.S. 49:222 for the following:

(1) For registering information regarding a will, a charge of ten dollars.

(2) For furnishing information regarding a will, a charge of ten dollars.

\* \* \*

§3410. Filing and copying fees

A. The secretary of state shall be paid the following fees as provided in R.S. 49:222 in advance, for the use and benefit of the state, by every registered partnership:

(1) A total of seventy-five dollars for filing a contract of partnership.

(2) A total of two dollars plus one dollar per page for certified copies.

(3) A total of ten dollars for additional certificates.

(4) A total of twenty-five dollars for filing an annual report.

B. The secretary of state shall be paid the following fees as provided in R.S. 49:222 in advance, for the use and benefit of the state, by every registered foreign partnership:

(1) A total of one hundred twenty-five dollars for filing of partnership registration statements and amended registration statements.

(2) A total of one hundred twenty-five dollars for termination of registration.

(3) A total of twenty-five dollars for filing an annual report.

\* \* \*

AMENDMENT NO. 3

On page 1, at the beginning of line 14, insert "as provided in R.S. 49:222"

AMENDMENT NO. 4

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

"Section 2. R.S. 12:23(G)(2)(b), 171(A)(introductory paragraph) and (B), 205.1(B), 263(A)(introductory paragraph) and

(B), 316(A)(introductory paragraph) and (B), 419(A), 469(A)(introductory paragraph) and (B), and 1364 are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 5

On page 2, at the beginning of line 4, insert "as provided in R.S. 49:222"

AMENDMENT NO. 6

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

"§171. Fees

A. A total of fifty dollars fee as provided in R.S. 49:222 shall be paid in advance to the secretary of state, for the use and benefit of the state, by every corporation:

\* \* \*

B.(1) This fee shall include all certificates and certified copies which are required for filing with the clerk of court. Additional copies, certified or otherwise, of documents or a certificate shall be furnished upon request at a cost of ten dollars or a certificate only for five dollars for a fee as provided in R.S. 49:222, which shall be paid in advance.

(2) For The secretary of state is authorized to charge a fee as provided in R.S. 49:222 for making, issuing, and sealing any other certificate required or permitted by this Chapter, the fee shall be five dollars, except that the fee for resignation of a registered agent or officer, appointment of a registered agent, change of a registered office, and appointment of officers and directors, shall be ten dollars and the secretary of state is authorized to charge a fee and for annual reports of up to twelve dollars.

\* \* \*

AMENDMENT NO. 7

On page 2, line 8, between "filing fee" and "at the" insert "as provided in R.S. 49:222"

AMENDMENT NO. 8

On page 2, between lines 10 and 11, insert the following:

"§263. Fees

A. A total fee of fifty dollars fee as provided in R.S. 49:222 shall be paid in advance to the secretary of state, for the use and benefit of the state, by every corporation:

\* \* \*

B.(1) This fee shall include all certificates and certified copies which are required for filing with the clerks of court. Additional copies, certified or otherwise, of documents or a certificate shall be furnished upon request at a cost of ten dollars or a certificate only for five dollars for a fee as provided in R.S. 49:222, which shall be paid in advance.

(2) For The secretary of state is authorized to charge a fee as provided in R.S. 49:222 for making, issuing, and sealing any other certificates required or permitted by this Chapter, the fee shall be five dollars, except that the fee for resignation of a registered agent or officer, appointment of a registered agent, change of a registered office, and appointment of officers and directors shall be ten dollars.

\* \* \*

AMENDMENT NO. 9

On page 2, line 12, between "fee" and "shall be" insert "as provided in R.S. 49:222"

AMENDMENT NO. 10

On page 2, line 17, after "for a fee" insert "as provided in R.S. 49:222."

AMENDMENT NO. 11

On page 2, line 18, between "charge a fee" and "for making," insert "as provided in R.S. 49:222"

AMENDMENT NO. 12

On page 3, line 2, after "payment" insert "of a fee as provided in R.S. 49:222"

AMENDMENT NO. 13

On page 3, between lines 6 and 7, insert the following:

"§469. Filing fees

A. A total fee of thirty-five dollars fee as provided in R.S. 49:222 shall be paid in advance to the secretary of state, for the use and benefit of the state, by every corporation:

\* \* \*

B. Additional certified copies of documents and certificates will be furnished upon request or a certificate at a cost of ten dollars, or a certificate only for five dollars, for a fee as provided in R.S. 49:222, which shall be paid in advance.

\* \* \*

§1364. Filing, service, and copying fees

A. The secretary of state shall be paid fees as provided in R.S. 49:222 in advance for the following, fees in advance, for the use and benefit of the state, by every domestic limited liability company:

(1) A total of sixty dollars for For filing and recording articles of organization, amended articles of organization, articles of dissolution, reinstatement proceedings, merger proceedings for domestic limited liability companies, and certificates of correction.

(2) A total of ten dollars for For additional certified copies, additional certificates, and issuing and sealing any other certificate required or permitted by this Chapter.

(3) A total of twenty dollars for For supplemental initial reports, certified copies with amendments, copies with amendments, agent resignation, appointment of registered agent, appointment of new agent, change of agent or address, or reservation of limited liability company name.

(4) A total of twenty-five dollars for For filing an annual report.

B. The secretary of state shall be paid fees as provided in R.S. 49:222 in advance for the following, fees in advance, for the use and benefit of the state, by every foreign limited liability company:

(1) A total of one hundred dollars for For filing and recording certificates of authority, amended certificates, withdrawal proceedings, termination of withdrawal proceedings, reinstatement proceedings, certificates of correction, and merger proceedings for foreign corporations.

(2) A total of ten dollars for For additional certified copies, additional certificates, and issuing and sealing any other certificate required or permitted by this Chapter.

(3) A total of twenty dollars for For certified copies with amendments, agent resignations, appointments of registered agents, changes of domicile, appointments of new agents, or changes of agent, or address.

(4) A total of twenty-five dollars for For filing an annual report."

AMENDMENT NO. 14

On page 3, at the beginning of line 23, insert "as provided in R.S. 49:222"

AMENDMENT NO. 15

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

"Section 4. R.S. 49:222 is hereby amended and reenacted to read as follows:

§222. Fees chargeable by secretary of state

A. The secretary of state shall determine and collect, in accordance with the Administrative Procedure Act, such fees, other than the fees provided in Subsection B of this Section and other than fees for elections, or annual report fees for nonprofit corporations, as are reasonably necessary to carry out the duties of the office. The secretary of state shall publish a listing of such fees annually in the official journal of the state.

B. The secretary of state is authorized to collect the following fees:

(1) Domestic corporations and limited liability companies. (a) Twenty-five dollars for reserving a corporate name or limited liability company name.

(b) Sixty dollars for filing and recording articles of incorporation, amended articles of incorporation, dissolution proceedings, termination of dissolution proceedings, reinstatement proceedings, merger proceedings, and certificates of correction.

(c) Seventy-five dollars for filing and recording articles of organization, amended articles of organization, dissolution proceedings, termination of dissolution proceedings, reinstatement proceedings, merger proceedings, and certificates of correction.

(d) Twenty dollars for issuing and sealing any other certificate required or permitted by the Louisiana business corporation law (R.S. 12:1 et seq.) or the Limited Liability Company Law.

(e) Twenty-five dollars for the resignation of an agent or officer; appointment of a registered agent; change of domicile; appointment of new officers, directors, members, or managers; and change of address for agents, officers, directors, members, or managers.

(f) Twenty-five dollars for a supplemental initial report.

(g) Twenty-five dollars for annual reports.

(2) Nonprofit corporations. (a) Sixty dollars for filing and recording articles of incorporation, amended articles of incorporation, dissolution proceedings, termination of dissolution proceedings, reinstatement proceedings, merger proceedings, and certificates of correction.

(b) Twenty dollars for issuing and sealing any other certificate required or permitted by the Louisiana nonprofit corporation law (R.S. 12:201 et seq.).

# Page 8 HOUSE

34th Day's Proceedings - May 27, 2008

(c) Twenty-five dollars for the resignation of an agent or officer; appointment of a registered agent; change of domicile; appointment of new officers or directors; and change of address for agents, officers, or directors.

(d) Five dollars for annual reports.

(3) Foreign corporations and limited liability companies. (a) One hundred dollars for filing and recording applications for authority on corporations, amended applications, withdrawal proceedings, termination of withdrawal proceedings, reinstatement proceedings, merger proceedings, and certificates of correction.

(b) One hundred twenty-five dollars for filing and recording applications for authority on limited liability companies, amended applications, withdrawal proceedings, termination of withdrawal proceedings, reinstatement proceedings, merger proceedings, and certificates of correction.

(c) Twenty dollars for issuing and sealing any other certificate required or permitted by the Louisiana foreign corporation law (R.S. 12:301 et seq.) or the Limited Liability Company Law.

(d) Twenty-five dollars for the resignation of an agent or officer; appointment of a registered agent; change of domicile; appointment of new officers, directors, members, or managers; and change of address for agents, officers, directors, members, or managers.

(e) Twenty-five dollars for annual reports.

(4) Partnerships and registered limited liability partnerships. (a) One hundred fifty dollars for filing of partnership forms and filing of amendments of a foreign partnership.

(b) One hundred fifty dollars for the termination of the registration of a foreign partnership.

(c)(i) For partnerships, one hundred dollars for filing a contract of partnership, amendment and termination of a domestic partnership or original or renewal forms, and merger or consolidation of a registered limited liability partnership.

(ii) For registered limited liability partnerships, one hundred twenty-five dollars for filing a contract of partnership, amendment and termination of a domestic partnership or original or renewal forms, and merger or consolidation of a registered limited liability partnership.

(d) Two dollars plus one dollar per page for certification of partnerships or certified copies for registered limited liability partnerships.

(e) Twenty dollars for additional certificates for partnerships or additional certificates for registered limited liability partnerships.

(f) Twenty-five dollars for annual reports for partnerships.

(5) Trade names, trademarks, and service marks. (a) Twenty-five dollars for a trade name, trademark, or service mark reservation.

(b) Fifty dollars for registering a trade name, trademark, or service mark.

(c) Fifteen dollars for issuing a copy of any trade name, trademark, or service mark document.

(d) Fifteen dollars for sealing and certifying to correctness of a trade name, trademark, or service mark document on file.

(e) Twenty dollars for additional certificates.

(f) Fifty dollars for renewal of a registered trade name, trademark, or service mark.

(g) Fifty dollars for assignment of a registered trade name, trademark, or service mark.

(h) Fifty dollars for cancellation of a trade name, trademark, or service mark.

(6) Business entity conversions. (a) Seventy-five dollars for conversion from or to a limited liability company.

(b) One hundred dollars for conversion from or to a partnership.

(c) Seventy-five dollars for conversion of a corporation to or from a limited liability company.

(d) One hundred dollars for conversion of a corporation to or from a partnership.

(7) Twenty-five dollars for collection of agency registration.

(8) Five dollars for registration of conductors of public opinion polls.

(9) Ten dollars for registering information regarding a will or for furnishing information regarding a will.

(10) Sea food marketing associations. (a) Thirty-five dollars for filing and recording articles of association, amended articles of association, dissolution proceedings, and merger proceedings.

(b) Ten dollars for additional certified copies of documents and certificates.

(c) Five dollars for a certified copy of a certificate only.

(11) General Fees. (a) Fifteen dollars for additional certified copies.

(b) Twenty dollars for additional certificates.

(c) Twenty-five dollars for certified copies with amendments.

(d) Twenty-five dollars for copies with amendments.

(11) Special fees. (a) Requests for information, including without limitation requests for a correct corporate name, agent for service of process, and officer's names, which require a written response, shall be answered by mailing a letter listing the information. There shall be a one dollar processing fee for each corporate, partnership, limited liability company, or trade name letter.

(b) There shall be a fifty dollar fee for expedited "while you wait" service.

(c) There shall be a thirty dollar fee for expedited twenty-four hour service.

(d) There shall be a twenty-five dollar fee for receipt of service of process or other instruments.

D. Any fee increase under this Section shall be subject to the Administrative Procedure Act and shall reasonably reflect the cost of providing the service for which the fee is being charged.

E. Any fees assessed in accordance with the provisions of Subsection A of this Section shall not exceed the following:



~~(1) Sixty dollars for the filing of any proceeding relative to domestic corporations:~~

~~(2) One hundred dollars for the filing of any proceeding relative to foreign corporations:~~

~~(3) Twenty-five dollars for filing annual reports by domestic and foreign corporations:~~

~~(4) Twenty-five dollars for receipt of service of process or other instruments."~~

AMENDMENT NO. 16

On page 3, at the beginning of line 25, change "Section 4." to "Section 5."

AMENDMENT NO. 17

On page 4, at the beginning of line 2, insert "as provided in R.S. 49:222"

AMENDMENT NO. 18

On page 4, line 4, after "a fee" insert "as provided in R.S. 49:222"

AMENDMENT NO. 19

On page 4, line 6, after "a fee" insert "as provided in R.S. 49:222"

AMENDMENT NO. 20

On page 4, line 14, after "A renewal fee" insert "as provided in R.S. 49:222"

AMENDMENT NO. 21

On page 4, line 21, after "upon the payment of a fee" insert "as provided in R.S. 49:222"

AMENDMENT NO. 22

On page 4, delete lines 28 and 29

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 588—**  
BY REPRESENTATIVE GREENE  
AN ACT

To amend and reenact R.S. 47:1901, relative to the Orleans Parish assessor; to provide relative to the term of the assessor; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 588 by Representative Greene

AMENDMENT NO. 1

On page 1, line 2, after "1901" delete "(B)," and insert a comma ","

AMENDMENT NO. 2

On page 1, line 3, delete "to provide for an effective date;"

AMENDMENT NO. 3

On page 1, line 9, after "1901" delete "(B)"

AMENDMENT NO. 4

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

"A. ~~At~~ Except as otherwise provided in Subsection B of this Section, at the general state election held every four years, there shall be elected in each parish by the qualified voters thereof one tax assessor, who shall hold office for four years from and after the thirty-first day of December of the year in which he is elected."

AMENDMENT NO. 5

On page 1, delete lines 14 and 15 and insert "hold office for four years ~~from and after the thirty-first day of December beginning on the first Monday in May~~ of the year in which he is elected."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 677—**  
BY REPRESENTATIVE PATRICIA SMITH  
AN ACT

To enact R.S. 17:3351.13, to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to impose an increase in the operational fee for full-time undergraduate and graduate students; to provide for the amount of such increase; to provide for effectiveness; to provide for the fee increase amount to be applied proportionally to part-time students and summer sessions; to provide for limitations; to provide for waivers in cases of financial hardship; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 677 by Representative Patricia Smith

AMENDMENT NO. 1

On page 1, line 19, after "~~of~~" and before "dollars" change "two hundred fifty" to "one hundred twenty-five"

AMENDMENT NO. 2

On page 2, line 1, after "~~the~~" delete the remainder of the line and delete line 2 and insert "2008-2009 and 2009-2010 academic years."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 936—**  
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 39:1311(D) and to enact R.S. 39:1305(F), relative to the Louisiana Local Government Budget Act; to provide for inclusion of certain judgments and settlement agreements as expenditures in budgets of certain municipalities; to provide for escrowing of revenue sharing funds when such judgments and agreements constitute more than a certain portion of total expenditures; to provide relative to the payment of judgments and agreements; to provide relative to borrowing by certain municipalities for capital purposes; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 936 by Representative Leger

AMENDMENT NO. 1

On page 1, line 4, after "budgets of" delete the remainder of the line and insert "certain municipalities; to provide for escrowing of revenue sharing funds when such judgments and agreements constitute more than a certain portion of total expenditures; to provide relative to the payment of judgments and agreements; to"

AMENDMENT NO. 2

On page 1, line 5, after "borrowing by" delete the remainder of the line and at the beginning of line 6, delete "expenditures are not being paid timely;" and insert "certain municipalities for capital purposes;"

AMENDMENT NO. 3

On page 1, line 16, after "governing authority" and before "shall include" insert "of any municipality with a population in excess of four hundred seventy-five thousand persons according to the latest federal decennial census"

AMENDMENT NO. 4

On page 2, line 4, after "such governing authority" delete the remainder of the line and delete line 5 and insert "shall have its total revenue sharing allocation from the state of Louisiana placed in escrow until a legally binding agreement for payment of such judgments and settlement agreements approved by all parties is filed into the records of the courts. Excess"

AMENDMENT NO. 5

On page 2, line 17, after "governing authority" and before "shall borrow" insert "of any municipality with a population in excess of four hundred seventy-five thousand persons according to the latest federal decennial census"

AMENDMENT NO. 6

On page 2, line 18, after "if" delete the remainder of the line and insert in lieu thereof "judgments and agreements as provided for in R.S. 39:1305(F) constitute in excess of fifteen percent of the total expenditures of the governing authority and a legally binding payment agreement relative to such judgments and agreements, approved by all parties, is not filed in the records of the courts."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1232—**  
BY REPRESENTATIVE RICHARD

AN ACT

To amend and reenact R.S. 44:4.1(B)(29) and R.S. 47:2106, relative to the postponement of the payment of ad valorem taxes; to provide for an exception to the laws relative to public records; to provide for the postponement of the payment of ad valorem taxes; to provide for definitions; to provide conditions and requirements under which postponement may be permitted; to provide for the application and reapplication process and to provide forms; to provide time limits; to provide for notification to political subdivisions; to provide for an objection to postponement and a review process; to provide for an effective date; to provide for notice to the tax debtor of the right to have the payment of ad valorem taxes postponed; to provide for the payment of the postponed taxes in installments; to provide for a tax sale if an installment is not timely paid; to provide for the tax collector to compile a list of all persons whose taxes were postponed; to provide for the remission of the postponed taxes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Bill No. 1232 by Representative Richard

AMENDMENT NO. 1

On page 1, at the end of line 3, delete "Public Records" and at the beginning of line 4, delete "Law;" and insert "laws relative to public records;"

AMENDMENT NO. 2

On page 4, delete line 27 and insert "Constitution of Louisiana."

AMENDMENT NO. 3

On page 4, line 28, after "instrumentality" delete the remainder of the line and delete line 29 and insert "of the state or of a political subdivision as defined in Article VI, Section 44 of the Constitution of Louisiana."

AMENDMENT NO. 4

On page 5, delete line 8 and insert "of emergency if the taxes became due after the declaration of emergency."

AMENDMENT NO. 5

On page 5, delete lines 28 and 29 and insert the following:

"application for the postponement of the payment of taxes shall not be subject to the laws relative to public records, R.S. 44:1 et seq., and shall be confidential, except that the financial statement shall be"

AMENDMENT NO. 6

On page 6, at the end of line 1, after "postponement" insert "of the payment"

AMENDMENT NO. 7

On page 6, line 21, before "insert name" delete the period "."

AMENDMENT NO. 8

On page 7, line 39, after "etc" insert a period "."

AMENDMENT NO. 9

On page 8, at the end of line 8, delete "Baton Rouge," and insert "                  "

AMENDMENT NO. 10

On page 8, line 29, after "Concurrently" insert a comma ","

AMENDMENT NO. 11

On page 8, line 31, after "Finally" insert a comma ","

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1235—**

BY REPRESENTATIVES LEGER AND MORRELL  
AN ACT

To amend and reenact R.S. 33:4096(A)(3), relative to the Sewerage and Water Board of New Orleans; to provide relative to water service provided by the board; to authorize the board to terminate water service in certain circumstances; to provide for the removal of water equipment from the premises of a water consumer; to provide relative to board charges for water service after termination; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1264—**

BY REPRESENTATIVE MARCHAND  
AN ACT

To enact R.S. 46:153.6, relative to reimbursement for telemedicine services; to provide for an amendment to the state Medicaid plan which would seek to reimburse certain providers of telemedicine services; to require the state plan amendment to make licensure requirements; to provide for an emergency rule and other rules and regulations; and to provide for related matters.

Read by title.

Reported without action by the Committee on Health and Welfare with recommendation that the bill be recommitted to the Committee on Appropriations.

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

**HOUSE BILL NO. 1268—**

BY REPRESENTATIVE MARCHAND  
AN ACT

To enact R.S. 37:1276.1, relative to the practice of telemedicine; to authorize the practice of interstate telemedicine; to establish certain requirements; to subject physicians to certain state laws and to the jurisdiction of the Louisiana State Board of Medical Examiners and the state court system; to allow the Louisiana State Board of Medical Examiners to promulgate rules and regulations; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Health and Welfare.

The substitute was read by title as follows:

**HOUSE BILL NO. 1384 (Substitute for House Bill No. 1268 by Representative Marchand)—**

BY REPRESENTATIVE MARCHAND  
AN ACT

To amend and reenact R.S. 37:1271 and to enact R.S. 37:1262(4) and 1276.1, relative to the practice of telemedicine; to require a license to practice telemedicine; to make certain requirements of persons practicing telemedicine; to provide for a definition of telemedicine; to require the Louisiana State Board of Medical Examiners to issue a license to practice telemedicine to certain physicians; to require the promulgation of rules; and to provide for related matters.

Read by title.

On motion of Rep. Katz, the substitute was adopted and became House Bill No. 1384 by Rep. Marchand, on behalf of the Committee on Health and Welfare, as a substitute for House Bill No. 1268 by Rep. Marchand.

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

**HOUSE BILL NO. 1297—**

BY REPRESENTATIVE BARROW  
AN ACT

To enact R.S. 33:1236.28, relative to buildings and structures that endanger the public health and welfare; to authorize parish and municipal ordinances, rules, and regulations to require securing or condemnation and demolition or removal or both of such structures and maintenance of property; to provide for notice; to provide for costs and payment of costs and procedures therefor; to authorize national guard assistance in removal and demolition of structures under certain conditions; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 1331—**

BY REPRESENTATIVE PATRICIA SMITH  
AN ACT

To amend and reenact R.S. 17:233(B)(1) and R.S. 32:431(B)(1)(introductory paragraph) and (2), (C)(1)(a)(introductory paragraph), (D), (E), and (F) and to enact R.S. 17:233(C) and (D) and R.S. 32:431(B)(3), relative to school attendance; to provide for the suspension of the driver's licenses of certain truant students; to require notification to the office of motor vehicles relative thereto; to provide for reinstatement of such driver's licenses; to provide for a hearing process and hardship cases; to prohibit employment certificates

from being issued to certain truant students; to provide for the revocation of employment certificates previously issued to certain truant students; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Engrossed House Bill No. 1331 by Representative Patricia Smith

**AMENDMENT NO. 1**

On page 2, line 6, after "notify" and before "the" insert "in writing"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1383 (Substitute for House Bill No. 1281 by Representative Wooton)—**  
BY REPRESENTATIVE WOOTON

**AN ACT**

To enact R.S. 36:610(L) and R.S. 56:433.1, relative to taking oysters from the public seed grounds; to provide for an oyster seed ground vessel permit; to provide for eligibility for such permit; to provide for the terms and conditions of such permit; to establish the oyster seed ground vessel permit appeals board; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**Senate Instruments on Second Reading Returned from the Legislative Bureau**

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

**SENATE BILL NO. 4—**  
BY SENATOR SHEPHERD

**AN ACT**

To enact R.S. 14:67.16.1, relative to the registration of persons convicted of identity theft; to require registration of persons convicted of identity theft; to provide penalties for violations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 4 by Senator Shepherd

**AMENDMENT NO. 1**

On page 6, line 11, after "for" delete the remainder of the line and add "not more than ten years." and delete line 12 in its entirety

**AMENDMENT NO. 2**

On page 6, line 15, after "for" delete the remainder of the line and add "not more than twenty years." and delete line 16 in its entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 4 by Senator Shepherd

**AMENDMENT NO. 1**

On page 2, line 4, following "facility of" and before "identity" change "their" to "his"

**AMENDMENT NO. 2**

On page 2, line 17, following "organization" and before "which" delete "2"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 36—**  
BY SENATOR DUPRE

**AN ACT**

To amend and reenact R.S. 40:1300.143(7)(a)(ii), relative to the definition of rural hospital; to provide for the definition of "rural hospital"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

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

**AN ACT**

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

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 75—**  
BY SENATOR GRAY

AN ACT

To amend and reenact R.S. 40:2116(J)(1), relative to facility need review; to provide for facility need review approvals for nursing homes and intermediate care facilities for people with developmental disabilities that were located in an area affected by executive order or proclamation of emergency or disaster; to provide for extension of such facility need review approvals; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

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

AN ACT

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

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

**SENATE BILL NO. 126—**  
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 17:170(A)(1), relative to education; to provide relative to immunization records requirements; to provide for review of student immunization records; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

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

AN ACT

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

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 127 by Senator Nevers

AMENDMENT NO. 1

On page 1, at the end of line 3, after "from" delete the remainder of the line and at the beginning of line 4, delete "period to a period of up to" and insert "ten-year periods to periods of not less than three nor more than"

AMENDMENT NO. 2

On page 1, at the end of line 12, add "of not less than three nor more than ten years"

AMENDMENT NO. 3

On page 1, at the beginning of line 13, delete "of up to ten years"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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

AN ACT

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

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 144 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "offenses;" delete the remainder of the line and delete line 3 in its entirety and insert "to authorize the administration of medroxyprogesterone acetate for persons convicted of certain sex offenses; to require the administration of medroxyprogesterone acetate for persons convicted of more than one sex offense; to provide for a determination by a medical expert; to provide for criminal"

AMENDMENT NO. 2

On page 1, delete lines 10 through 13 in their entirety and insert "a first conviction of R.S. 14:42 (aggravated rape), R.S. 14:42.1 (forcible rape), R.S. 14:43.2 (second degree sexual battery), R.S. 14:78.1 (aggravated incest), R.S. 14:81.2(E) (molestation of a juvenile when the victim is under the age of thirteen), and R.S. 14:89.1 (aggravated crime against nature), the court"

# Page 14 HOUSE

34th Day's Proceedings - May 27, 2008

## AMENDMENT NO. 3

On page 2, delete lines 1 through 4 and insert "a second or subsequent conviction of R.S. 14:42 (aggravated rape), R.S. 14:42.1 (forcible rape), R.S. 14:43.2 (second degree sexual battery), R.S. 14:78.1 (aggravated incest), R.S. 14:81.2(E) (molestation of a juvenile when the victim is under the age of thirteen), and R.S. 14:89.1 (aggravated crime against nature), the court"

## AMENDMENT NO. 4

On page 3, delete lines 3 through 6 in their entirety

## AMENDMENT NO. 5

On page 3, at the beginning of line 7, change "(5)" to "(4)"

## AMENDMENT NO. 6

On page 3, at the beginning of line 16, change "(6)" to "(5)"

## AMENDMENT NO. 7

On page 3, line 11, after "be" delete the remainder of the line and delete lines 12 through 14 in their entirety and insert "charged with a violation of the provisions of this Section. Upon conviction, the offender shall be imprisoned, with or without hard labor, for not less than three years nor more than five years without benefit of probation, parole, or suspension of sentence."

## AMENDMENT NO. 8

On page 3, line 18, after "court" insert a period "." and delete the remainder of the line.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

### **LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 144 by Senator N. Gautreaux

## AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 144 by Senator N. Gautreaux, on page 1, line 24, change "beginning of line 16" to "beginning of line 15"

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 235—** BY SENATOR NEVERS

### AN ACT

To amend and reenact the introductory paragraph of R.S. 40:2009.4(A)(6), the introductory paragraph of 2109(B)(1)(c), and the introductory paragraph of 2180.2(10) and to enact R.S. 40:2009.4(A)(6)(e), relative to rules, regulations, and minimum standards of certain facilities; authorizes the Department of Health and Hospitals to promulgate rules for facilities located in areas subject to hurricanes, tidal surges, or flooding; to provide for a determination of substantial damage in accordance with the Louisiana State Uniform Construction Code by certain persons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

### **LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 235 by Senator Nevers

## AMENDMENT NO. 1

On page 2, line 20, delete " \* \* \* "

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

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

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

## **SENATE BILL NO. 282—** BY SENATOR CROWE

### AN ACT

To amend and reenact R.S. 40:2116(K), relative to nursing homes; to provide for certain nursing home beds, which were placed in alternate healthcare use, to be re-licensed as nursing home beds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

## **SENATE BILL NO. 384—** BY SENATOR HEBERT

### AN ACT

To amend and reenact R.S. 30:2054(B)(2)(b)(ix), relative to the powers and duties of the secretary of the Department of Environmental Quality; to provide for record keeping requirements for certain persons who discharge toxic air pollutants into the atmosphere of Louisiana; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 384 by Senator Hebert

## AMENDMENT NO. 1

On page 1, line 11, after "duties" delete the remainder of the line and delete line 12 in its entirety and insert a colon ":"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 384 by Senator Hebert

AMENDMENT NO. 1

On page 2, line 5, before "Clean Air Act" delete "Federal"

AMENDMENT NO. 2

On page 2, line 8, before "Clean Air Act" delete "Federal"

AMENDMENT NO. 3

On page 2, line 8, following "Clean Air Act," delete "Subchapter V,"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 410—**  
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 14:329.6(A)(6), relative to the powers of public officials during times of emergency or disaster; to provide that those powers do not authorize the seizure or confiscation of a firearm or weapon from any person if the firearm or weapon is being possessed or used lawfully; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 410 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 7, following "R.S." change "14:329(A)(6)" to "14:329.6(A)(6)"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 415—**  
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 32:391(C) and (D) and to enact R.S. 32:391(E) and Code of Criminal Procedure Article 211.5, relative to arrest; to provide for the issuance of a summons in certain circumstances; to require that certain criteria be satisfied; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 475—**  
BY SENATOR GRAY

AN ACT

To amend and reenact R.S. 17:3991(D), relative to charter schools; to provide relative to reimbursement for transportation services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 475 by Senator Gray

AMENDMENT NO. 1

On page 1, line 3, after "services;" and before "and" insert "to provide guidelines for and limitations on such reimbursement; to provide for certain reports to a charter school;"

AMENDMENT NO. 2

On page 1, at the beginning of line 12, change "(2)(a)" to "(2)(a)(i)"

AMENDMENT NO. 3

On page 1, at the end of line 13, insert "student"

AMENDMENT NO. 4

On page 1, between line 16 and 17, add the following:

"(ii) Providing transportation services pursuant to the provisions of this Paragraph and the amount reimbursed to the local school board by a charter school for such services shall be in accordance with a written agreement entered into for this purpose by the charter school and the local school board prior to any transportation services being provided by the board for students at the charter school.

"(iii) By not later than ninety days following the end of each fiscal year, a charter school shall be provided by the local school board an itemized accounting of the actual cost of transportation services provided to the charter school students."

AMENDMENT NO. 5

On page 2, after line 3, add the following:

"Section 2. This Act shall become effective on July 1, 2008; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2008, or on the day following such approval by the legislature, whichever is later."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 475 by Senator Gray

# Page 16 HOUSE

34th Day's Proceedings - May 27, 2008

## AMENDMENT NO. 1

In House Committee Amendment No. 4 proposed by the House Committee on Education to Reengrossed Senate Bill No. 475 by Senator Gray, on line 17, following "year," delete the remainder of the line and insert "the local school board shall provide the charter school with an"

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 482—**

BY SENATOR CASSIDY

AN ACT

To enact R.S. 17:3137, relative to dual enrollment of students; to provide relative to the participation of certain students in the dual enrollment program established by the Board of Regents; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 482 by Senator Cassidy

#### AMENDMENT NO. 1

On page 1, line 3, after "students" and before "in" insert a comma "," and insert "including students in nonpublic high schools and home school programs;"

#### AMENDMENT NO. 2

On page 1, delete line 16 and insert "B. The"

#### AMENDMENT NO. 3

On page 2, line 3, after "least" and before "years" change "sixteen" to "fifteen"

#### AMENDMENT NO. 4

On page 2, line 10, after "participate" delete the remainder of the line and at the beginning of line 11, delete "coursework," and insert "in the Board of Regents dual enrollment program."

#### AMENDMENT NO. 5

On page 2, line 13, after "However" and before "the" insert a comma ","

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

## **SENATE BILL NO. 500—**

BY SENATORS CROWE AND DORSEY

AN ACT

To amend and reenact R.S. 15:541(12), (13), (14), (15), (16), (17), (18), (19), (20), (21) and (22), 561.2(B), 561.5(2), and (16) and R.S. 51:1425(B) and (D) and to enact R.S. 14:81.3(B)(3), R.S. 15:541(23), (24) and (25), 545.1, 549(H) and (I), 561.5(17), R.S. 17:280 and R.S. 51:1426 and to repeal R.S. 15:541(14.1) and (14.2), relative to the Internet; to provide for certain penalties for persons convicted of computer aided solicitation of a minor; to require certain restrictions on Internet use by registered sex offenders; requires providers of interactive computer service to perform certain duties; requires the Department of Education to develop a curriculum for Internet safety; requires sex offenders who are subject to supervision to agree to certain conditions of parole; provides for certain definitions; to require that certain duties be performed by interactive computer services; to require the Department of Public Safety and Corrections to make certain notifications; to provide for unfair trade practices; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 500 by Senator Crowe

#### AMENDMENT NO. 1

On page 10, line 6, after "provides" and before "consumers" insert "residential"

#### AMENDMENT NO. 2

On page 10, delete line 10, and insert the following:

"spectrum regulated by the Federal Communications Commission pursuant to 47 U.S.C. 301, et seq. Systems"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

### **LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 500 by Senator Crowe

#### AMENDMENT NO. 1

On page 1, line 8, following "offenders;" delete the remainder of the line and on line 9, delete "duties; requires" and insert "to require"

#### AMENDMENT NO. 2

On page 1, line 10, following "safety;" and before "sex" change "requires" to "to require"

#### AMENDMENT NO. 3

On page 1, line 11, following "parole;" and before "for" change "provides" to "to provide"



AMENDMENT NO. 4

On page 1, line 12, following "by" and before "interactive" insert "providers of"

AMENDMENT NO. 5

On page 7, line 19, following "requirements of 42 U.S.C." change "1302." to 13032."

AMENDMENT NO. 6

On page 7, delete lines 22 through 27 in their entirety

AMENDMENT NO. 7

On page 8, line 9, before "or any other" change "Subchapter" to "Chapter"

AMENDMENT NO. 8

On page 10, line 24, following "Subsection A" delete the remainder of the line and on line 25, delete "B"

AMENDMENT NO. 9

On page 11, line 6, following "C." and before "For the" delete "(1)"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 510—**

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

**AN ACT**

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

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 510 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:81.3(A)" delete "and (B)(1)" and insert "(B)(1) and (C) and R.S. 15:537(A)."

AMENDMENT NO. 2

On page 1, line 4, after "crime;" and before "and" insert "to provide with respect to defenses; to provide that a person convicted of computer-aided solicitation of a minor shall be ineligible for diminution of sentence for good behavior;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 14:81.3(A)" and before "are" delete "and (B)(1)" and insert "(B)(1) and (C)"

AMENDMENT NO. 4

On page 1, line 12, after "communication," and before "with" insert "or utilizes such electronic textual communication to establish any other form of communication"

AMENDMENT NO. 5

On page 1, line 14, after "seventeen," and before "for" insert "and who is at least two years younger, or reasonably believed to be at least two years younger"

AMENDMENT NO. 6

On page 1, line 15, after "to" delete the remainder of the line and delete lines 16 and 17 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 and 2 in their entirety and insert the following:

"do any of the following:

(1) Engage ~~engage~~ or participate in sexual conduct.

(2) Engage or participate in ~~or~~ a crime of violence as defined in R.S. 14:2(B).

(3) Engage, ~~or with the intent to engage~~ or participate in sexual conduct in the presence of the person who has not yet attained the age of ~~eighteen~~ seventeen, or the person reasonably believed to have not yet attained the age of ~~eighteen~~ seventeen."

AMENDMENT NO. 8

On page 2, between lines 17 and 18 insert the following:

"C.~~(1)~~ Consent is a defense to a prosecution brought pursuant to this Section if the person under the age of eighteen, or the person reasonably believed to be under the age of eighteen, is at least sixteen years old:

(2) Consent is not a defense to a prosecution brought pursuant to this Section if the person under the age of eighteen, or the person reasonably believed to be under the age of eighteen, is actually under the age of sixteen:

(3) It ~~is~~ shall not constitute a defense to a prosecution brought pursuant to this Section, ~~on the basis of consent or otherwise~~; that the person reasonably believed to be under the age of ~~eighteen~~ seventeen is actually a law enforcement officer or peace officer acting in his official capacity.

\* \* \*

Section 2. R.S. 15:537(A) is hereby amended and reenacted to read as follows:

§537. Sentencing of sexual offenders; serial sexual offenders

A. If a person is convicted of or pleads guilty to, or where adjudication has been deferred or withheld for a violation of R.S. 14:78 (incest), R.S. 14:78.1 (aggravated incest), R.S. 14:80 (felony carnal knowledge of a juvenile), R.S. 14:81 (indecent behavior with juveniles), R.S. 14:81.1 (pornography involving juveniles), R.S.

14:81.2 (molestation of a juvenile), R.S. 14:81.3 (computer-aided solicitation of a minor), R.S. 14:89(A)(1) (crime against nature), R.S. 14:89.1 (aggravated crime against nature), R.S. 14:93.5 (sexual battery of the infirm), or any provision of Subpart C of Part II of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, and is sentenced to imprisonment for a stated number of years or months, the person shall not be eligible for diminution of sentence for good behavior.

\* \* \*

AMENDMENT NO. 9

On page 2, line 18, change "Section 2." to "Section 3."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 514—**

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

AN ACT

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

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 548—**

BY SENATOR NEVERS

AN ACT

To enact R.S. 17:7(27), relative to duties and functions of the State Board of Elementary and Secondary Education; to require the board to develop a teacher exit interview system for school boards; to provide for forms and interview questions; to provide for reporting data; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Engrossed Senate Bill No. 548 by Senator Nevers

AMENDMENT NO. 1

On page 2, delete line 4, and insert "in its system to the State Board of Elementary and Secondary Education in a manner"

AMENDMENT NO. 2

On page 2, at the beginning of line 6, after "The" and before "shall" change "state Department of Education" to "State Board of Elementary and Secondary Education"

AMENDMENT NO. 3

On page 2, at the beginning of line 10, change "September" to "January"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 548 by Senator Nevers

AMENDMENT NO. 1

On page 2, line 12, following line 11, delete "\*\*\*\*"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 632—**

BY SENATORS GRAY AND JACKSON

AN ACT

To enact Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of Louisiana of 1950, to be comprised of R.S. 17:409 through 409.6, and to enact R.S. 36:651(AA), relative to school facilities; to create and provide for the Louisiana Statewide Educational Facilities Authority in the Department of Education; to provide for a board of commissioners and an advisory council and for their membership, powers, duties, and functions; to provide for rules; to provide relative to program participation; to provide relative to ownership and control of public school facilities funded through the authority; to provide relative to implementation and funding; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 632 by Senator Gray

AMENDMENT NO. 1

On page 7 delete line 9 in its entirety and at the beginning of line 10 delete "appropriation of funds for this purpose."

AMENDMENT NO. 2

On page 7, at the end of line 12, add the following:

"Implementation of the provisions of this Part that require the expenditure of funds shall be subject to the availability of public or private funds, or both, for such purposes."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 733 (Substitute of Senate Bill No. 561 by Senator Nevers)—**

BY SENATORS NEVERS, CROWE, RISER AND THOMPSON  
AN ACT

To enact R.S. 17:285.1, relative to curriculum and instruction; to provide relative to the teaching of scientific subjects in public elementary and secondary schools; to promote students' critical thinking skills and open discussion of scientific theories; to provide relative to support and guidance for teachers; to provide relative to textbooks and instructional materials; to provide for rules and regulations; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 733 by Senator Nevers

AMENDMENT NO. 1

On page 2, at the end of line 11, delete the period "." and add "unless otherwise prohibited by the State Board of Elementary and Secondary Education."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 746—**

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 17:46(A)(1), relative to sabbatical leave for teachers employed by the special schools; to provide for eligibility for sabbatical leave for certain other special school employees under certain conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 752—**

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 32:666(B) and (C), to enact R.S. 14:126.4, relative to tests for suspected drunken drivers; to provide relative to electronic signatures of officers; to provide penalties for false certification of arrest documents; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 754—**

BY SENATOR HEBERT

AN ACT

To enact R.S. 30:4(K) and 4.1(K), and R.S. 38:3097.3(E), relative to uses of ground water; to provide for the powers and duties of the assistant secretary and the commissioner of conservation; to prohibit certain uses of ground water; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 763—**

BY SENATOR DONAHUE

AN ACT

To authorize and provide for the transfer of certain state property; to provide for the transfer of state property in St. Tammany Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

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

**SENATE BILL NO. 784—**

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 27:323(B)(1), relative to gaming; to provide with respect to the Video Draw Poker Devices Control Law; to provide with respect to the Video Draw Poker Device Purse Supplement Fund; to provide with respect to purse supplements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

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

**SENATE BILL NO. 786—**  
BY SENATOR GRAY

AN ACT

To amend and reenact R.S. 28:313 and R.S. 46:1941.8(A)(3), relative to the Louisiana Youth Enhanced Services Consortium; to provide for funding; to provide for representation of the consortium on the children and youth services advisory boards; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 786 by Senator Gray

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 46:1941.8(A)(3)" insert "and to enact R.S. 28:311(B)(13)"

AMENDMENT NO. 2

On page 1, line 3, between "Consortium;" and "to" insert "to provide for the membership of the consortium;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 28:311(B)(13) is hereby enacted"

AMENDMENT NO. 4

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

"§311. Creation of the Louisiana Youth Enhanced Services consortium; members

\* \* \*

B. The membership of the consortium shall include but not be limited to the following persons:

\* \* \*

(13) A representative of the Children's Defense Fund.

\* \* \*

AMENDMENT NO. 5

On page 2, line 9, delete ", and" and insert a period "."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**Suspension of the Rules**

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

**Senate Bills and Joint Resolutions on Third Reading and Final Passage**

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

**Local and Consent Calendar**

**SENATE BILL NO. 165—**

BY SENATORS THOMPSON AND ERDEY AND REPRESENTATIVES BOBBY BADON, SCHRODER AND WADDELL

AN ACT

To amend and reenact R.S. 56:103(C)(2), 103.1(B)(2), 104(A)(3) and (4), 104(B)(4), 104.1(A), 116(B) and (C), 302.1(G), 643(B)(2)(a), 646, 649.1(A), 699.8(B) and (D), relative to deer hunting; to authorize the Louisiana Wildlife and Fisheries commission to establish special deer hunting seasons for primitive firearms and crossbows; to authorize the Louisiana Wildlife and Fisheries Commission to define the weapons eligible for use during such special seasons; to authorize special licenses for the use of primitive firearms; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Henry Burns to Reengrossed Senate Bill No. 165 by Senator Thompson

AMENDMENT NO. 1

On page 5, line 29, after "a" and before "member" insert "active"

AMENDMENT NO. 2

On page 6, line 1, after "Guard" and before the comma "," insert "or any reserve component of the United States armed forces"

AMENDMENT NO. 3

On page 6, line 8, after "Guard" and before "and" insert "or any reserve component of the United States armed forces"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Carter	Jackson M.	Schroder
Champagne	Johnson	Simon
Chandler	Jones, R.	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	LeBas	Trahan
Dove	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Fannin	Marchand	Willmott
Foil	McVea	

Total - 86

NAYS

Total - 0

ABSENT

Burns, T.	Hines	Morrell
Carmody	Hutter	Peterson
Cromer	Jackson G.	Richmond
Ellington	LaBruzzo	Roy
Gallot	Leger	Smith, J.
Greene	Lorusso	Wooton

Total - 18

The Chair declared the above bill was finally passed.

Rep. Henry Burns 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.

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

AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the Department of Health and Hospitals to the Department of Transportation and Development; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 270—**  
BY SENATOR MCPHERSON

AN ACT

To authorize and provide for the transfer of certain state property, located in Rapides Parish, from the state of Louisiana, Department of Health and Hospitals to the Department of Transportation and Development; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 283—**  
BY SENATORS CROWE, ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, CHEEK, DONAHUE, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAU, GRAY, HEBERT, HEITMEIER, KOSTELKA, LONG, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON AND WALSWORTH

AN ACT

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

Read by title.

Rep. Pearson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Total - 0

ABSENT

Barras	Hines	Leger
Burns, T.	Hutter	Morrell
Cromer	Jackson G.	Richmond
Greene	Kleckley	Roy
Guinn	LaBruzzo	Smith, J.

Total - 15

The Chair declared the above bill was finally passed.

Rep. Pearson 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.

**SENATE BILL NO. 352—**

BY SENATOR N. GAUTREAU AND REPRESENTATIVE PERRY  
AN ACT

To authorize and provide for the transfer of certain state property in Vermilion Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; 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	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory, E.	Nowlin
Badon, A.	Guillory, M.	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Peterson
Barras	Harrison	Ponti
Barrow	Hazel	Pope
Billiot	Henderson	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burrell	Hoffmann	Ritchie
Carmody	Honey	Robideaux
Carter	Howard	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Trahan
Doerge	LeBas	Waddell
Dove	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	Marchand	

Total - 92

NAYS

Total - 0

ABSENT

Burns, T.	Jackson G.	Morrell
Ellington	LaBruzzo	Richmond
Hines	Leger	Roy
Hutter	McVea	Smith, J.

Total - 12

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 486—**

BY SENATOR MARIONNEAUX

AN ACT

To authorize and provide for the transfer of certain state property in Iberville Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 52—**

BY SENATOR MARTINY

AN ACT

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

provide for the elements of such crime; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Read by title.

Rep. Lopinto moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Total - 0

ABSENT

Burns, T.	Morrell	St. Germain
Hutter	Roy	
Leger	Smith, J.	

Total - 7

The Chair declared the above bill was finally passed.

Rep. Lopinto 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.

**SENATE BILL NO. 263—**

BY SENATOR SMITH

AN ACT

To amend and reenact R.S. 14:110.1(A), relative to the offense of jumping bail; to provide for clarification of failing to appear when ordered by the court; and to provide for related matters.

Read by title.

Rep. Howard moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 94

**NAYS**

Total - 0

**ABSENT**

Burns, T.	Leger	Smith, J.
Cromer	Morrell	Wooton
Hutter	Pugh	
LaBruzzo	Roy	

Total - 10

The Chair declared the above bill was finally passed.

Rep. Howard 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.

**SENATE BILL NO. 37—**  
BY SENATOR DUPRE

**AN ACT**

To amend and reenact R.S. 35:407(A) and (D), relative to ex officio notaries for municipal police departments; to authorize under certain circumstances a mayor to designate persons as ex officio notaries; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 130—**  
BY SENATOR DUPLESSIS

**AN ACT**

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

Read by title.

Rep. Arnold moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 94

**NAYS**

Total - 0

**ABSENT**

Burns, T.	LaBruzzo	Smith, J.
Cromer	Leger	St. Germain
Guillory, M.	Morrell	
Hutter	Roy	

Total - 10

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 327—**  
BY SENATOR MICHOT

**AN ACT**

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

Read by title.

Rep. Arnold moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 95

**NAYS**

Total - 0

**ABSENT**

Burns, T.	Hutter	Morrell
Cromer	LaBruzzo	Roy
Ellington	Leger	Smith, J.

Total - 9

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 359—**

BY SENATOR N. GAUTREAUX

**AN ACT**

To amend and reenact R.S. 51:3062(5)(b) and to enact R.S. 51:3063(C), relative to the definition of "net energy metering facility"; to provide relative to generating capacity for commercial or agricultural purposes; to provide relative to commission authority; and to provide for related matters.

Read by title.

**Motion**

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

**SENATE BILL NO. 13—**

BY SENATOR DUPRE

**AN ACT**

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

Read by title.

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

Total - 91

**NAYS**

Total - 0

**ABSENT**

Badon, B.	LaBruzzo	Ponti
Burns, T.	LaFonta	Roy
Cromer	LeBas	Smith, J.
Greene	Leger	
Hutter	Morrell	

Total - 13

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 22—**

BY SENATOR DUPRE AND REPRESENTATIVE ST. GERMAIN

**AN ACT**

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

Read by title.



Rep. St. Germain moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 93

**NAYS**

Total - 0

**ABSENT**

Burns, T.	Jones, R.	Morrell
Cromer	LaBruzzo	Roy
Greene	LeBas	Smith, J.
Hutter	Leger	

Total - 11

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 37—**  
BY SENATOR DUPRE

**AN ACT**

To amend and reenact R.S. 35:407(A) and (D), relative to ex officio notaries for municipal police departments; to authorize under certain circumstances a mayor to designate persons as ex officio notaries; to provide terms and conditions; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gisclair to Engrossed Senate Bill No. 37 by Senator Dupre

**AMENDMENT NO. 1**

On page 1, line 2, delete "(A) and (D)"

**AMENDMENT NO. 2**

On page 1, line 7, delete "(A) and (D) are" and insert "is"

**AMENDMENT NO. 3**

On page 1, delete lines 10 through 17 and insert

"A. Notwithstanding any provisions of the law relative to qualifications of notaries public, any chief of police of a municipal police department may designate officers in his office and any mayor in a municipality with a population of less than five thousand may designate employees in his office, and appoint them as ex officio notaries public. Such designation by a mayor shall be for notarial service to the municipal police department.

B. Each officer or employee so appointed as ex officio notary may exercise, within his respective jurisdictional limits, the functions of a notary public only to administer oaths and execute affidavits, acknowledgments, traffic tickets, and other documents, all limited to matters within the official functions of the municipal police department for the enforcement of the provisions of any statute which provides for criminal penalties and of the municipal ordinances which the police department is charged with enforcing.

C. All acts performed by each ex officio notary public of a police department or office of the mayor authorized by this Section shall be performed without charge or other compensation and without the necessity of giving bond.

D. The chief of police of the police department or mayor may suspend or terminate an appointment made in his office pursuant to this Section at any time and separation from the employ of the police department or office of the mayor shall automatically terminate the powers of the ex officio notary public."

**AMENDMENT NO. 4**

On page 2, delete lines 1 through 4

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Monica
Abramson	Gisclair	Montoucet
Anders	Guillory, E.	Morris
Armes	Guillory, M.	Norton
Arnold	Guinn	Nowlin
Aubert	Hardy	Pearson
Badon, A.	Harrison	Perry
Baldone	Hazel	Peterson
Barras	Henderson	Ponti

Page 26 HOUSE

34th Day's Proceedings - May 27, 2008

Barrow	Henry	Pope
Burford	Hill	Pugh
Burns, H.	Hines	Richard
Burrell	Hoffmann	Richardson
Carmody	Honey	Richmond
Carter	Howard	Ritchie
Champagne	Jackson G.	Robideaux
Chandler	Jackson M.	Schroder
Chaney	Johnson	Simon
Connick	Jones, R.	Smiley
Cortez	Jones, S.	Smith, G.
Cromer	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	McVea	
Gallot	Mills	

Total - 94

NAYS

Total - 0

ABSENT

Badon, B.	Hutter	Roy
Billiot	LaBruzzo	Smith, J.
Burns, T.	Leger	
Greene	Morrell	

Total - 10

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 261—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 40:2803(D), relative to the Interagency Task Force on the Future of Family Medicine; to provide for the effective termination date for all statutory authority for the existence of the Interagency Task Force on the Future of Family Medicine; and to provide for related matters.

Read by title.

Rep. Rosalind Jones moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	McVea
Abramson	Gisclair	Mills
Anders	Greene	Monica
Armes	Guillory, E.	Montoucet
Aubert	Guillory, M.	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barrow	Hazel	Perry
Billiot	Henderson	Peterson
Burford	Henry	Ponti

Burns, H.	Hill	Pope
Burrell	Hines	Pugh
Carmody	Hoffmann	Richard
Carter	Honey	Richardson
Champagne	Howard	Richmond
Chandler	Jackson G.	Ritchie
Chaney	Jackson M.	Robideaux
Connick	Johnson	Schroder
Cortez	Jones, R.	Simon
Cromer	Jones, S.	Smiley
Dixon	Katz	Smith, G.
Doerge	Kleckley	Smith, P.
Dove	LaFonta	St. Germain
Downs	Lambert	Templet
Edwards	LeBas	Trahan
Ellington	Ligi	Waddell
Fannin	Little	White
Foil	Lopinto	Williams
Franklin	Lorusso	Willmott
Gallot	Marchand	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Arnold	Hutter	Roy
Barras	LaBruzzo	Smith, J.
Burns, T.	Leger	Talbot
Danahay	Morrell	

Total - 11

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 401—**  
BY SENATOR CASSIDY

AN ACT

To enact Part LII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.135, relative to Medicaid enrollment guidelines for organ transplant centers; to provide for enrollment guidelines; to provide for rules and regulations; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Anders	Geymann	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Morris
Aubert	Guillory, E.	Norton
Badon, A.	Guillory, M.	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Burford	Hill	Pugh

Burns, H.	Hines	Richard
Burrell	Hoffmann	Richardson
Carmody	Honey	Richmond
Carter	Howard	Ritchie
Champagne	Jackson G.	Robideaux
Chandler	Jackson M.	Schroder
Chaney	Johnson	Simon
Connick	Jones, R.	Smiley
Cortez	Jones, S.	Smith, G.
Cromer	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Burns, T.	LaBruzzo	Roy
Guinn	Leger	Smith, J.
Hutter	Morrell	

Total - 8

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 731—**  
BY SENATORS DUPRE, THOMPSON AND WALSWORTH  
AN ACT

To authorize and provide for the transfer of certain state properties; to provide for transfer of certain state properties in the parish of East Baton Rouge; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Rep. St. Germain 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	Morris
Armes	Guillory, E.	Norton
Arnold	Guillory, M.	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Peterson
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux

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

Total - 94

NAYS

Total - 0

ABSENT

Burns, T.	LaBruzzo	Roy
Doerge	Leger	Smith, J.
Greene	McVea	
Hutter	Morrell	

Total - 10

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 39—**  
BY SENATOR DUPLESSIS  
AN ACT

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

Read by title.

Rep. Arnold 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	Morris
Armes	Guillory, E.	Norton
Arnold	Guillory, M.	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Peterson
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux

Page 28 HOUSE

34th Day's Proceedings - May 27, 2008

Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Trahan
Dove	LeBas	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	Marchand	
Franklin	Mills	
Total - 94		

NAYS

Total - 0

ABSENT

Burns, T.	LaBruzzo	Roy
Doerge	Leger	Smith, J.
Greene	McVea	
Hutter	Morrell	
Total - 10		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 55—**  
BY SENATOR MORRISH

AN ACT

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

Read by title.

Rep. Guinn 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	Greene	Morris
Armes	Guillory, E.	Norton
Arnold	Guillory, M.	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Peterson
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley

Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Trahan
Dove	LeBas	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	Marchand	
Franklin	Mills	
Total - 94		

NAYS

Total - 0

ABSENT

Burns, T.	LaBruzzo	Roy
Doerge	Leger	Smith, J.
Gisclair	McVea	
Hutter	Morrell	
Total - 10		

The Chair declared the above bill was finally passed.

Rep. Guinn 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.

**SENATE BILL NO. 101—**  
BY SENATOR MORRISH

AN ACT

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

Read by title.

Rep. Guinn moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Dixon	Kleckley	Templet
Doerge	LaFonta	Trahan
Dove	Lambert	Waddell
Downs	LeBas	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lorusso	Wooton
Foil	Marchand	
Franklin	McVea	
Total - 94		

NAYS

Total - 0

ABSENT

Burns, H.	Leger	Smith, J.
Burns, T.	Lopinto	St. Germain
Hutter	Morrell	
LaBruzzo	Roy	
Total - 10		

The Chair declared the above bill was finally passed.

Rep. Guinn 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.

**SENATE BILL NO. 406—**

BY SENATOR WALSWORTH

AN ACT

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

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Fannin	Marchand	Wooton
Foil	McVea	
Total - 95		
	NAYS	
Total - 0		
	ABSENT	

Burns, T.	Jackson M.	Morrell
Guinn	LaBruzzo	Roy
Hutter	Leger	Smith, J.
Total - 9		

The Chair declared the above bill was finally passed.

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.

**SENATE BILL NO. 359—**

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 51:3062(5)(b) and to enact R.S. 51:3063(C), relative to the definition of "net energy metering facility"; to provide relative to generating capacity for commercial or agricultural purposes; to provide relative to commission authority; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Perry to Engrossed Senate Bill No. 359 by Senator N. Gautreaux

**AMENDMENT NO. 1**

On page 2, line 5, change "Chapter" to "Section"

**AMENDMENT NO. 2**

On page 2, line 9, change "Chapter" to "Section"

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Smiley gave notice of his intention to call House Bill No. 864 from the calendar during the week of June 2, 2008.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. McVea gave notice of his intention to call House Bill No. 1034 from the calendar during the week of June 2, 2008.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Connick gave notice of his intention to call House Bill No. 1013 from the calendar during the week of June 2, 2008.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Connick gave notice of his intention to call House Bill No. 783 from the calendar during the week of June 2, 2008.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Wooton gave notice of his intention to call House Bill No. 199 from the calendar during the week of June 2, 2008.

**Suspension of the Rules**

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

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

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

**HOUSE CONCURRENT RESOLUTION NO. 82—**  
BY REPRESENTATIVE GISCLAIR  
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development and local governing authorities to place appropriate signs and traffic signals in school zones to indicate those zones are no-passing zones should certain legislation pass.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 26—**  
BY REPRESENTATIVE ST. GERMAIN  
A CONCURRENT RESOLUTION

To adopt Joint Rule No. 7 of the Joint Rules of the Senate and House of Representatives, to establish the Atchafalaya Basin Program Oversight Committee to monitor, review, and make recommendations relative to all aspects of the Atchafalaya Basin Program in the Department of Natural Resources.

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Anders	Geymann	Monica
Armes	Gisclair	Montoucet
Arnold	Guillory, E.	Morris
Aubert	Guillory, M.	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Jackson G.	Robideaux
Champagne	Jackson M.	Schroder

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

Total - 95

**NAYS**

Total - 0

**ABSENT**

Barras	Hutter	Ritchie
Greene	Leger	Roy
Hazel	Morrell	Smith, J.

Total - 9

The resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 34—**  
BY REPRESENTATIVE SAM JONES  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to call a convention for the sole purpose of proposing an amendment to the Constitution of the United States relating to the statehood of Puerto Rico and the statehood of the District of Columbia.

Read by title.

Rep. Sam Jones moved the adoption of the resolution.

Rep. Little objected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Armes	Guillory, E.	Montoucet
Aubert	Guillory, M.	Norton
Barrow	Hardy	Ritchie
Billiot	Jones, R.	St. Germain
Burns, H.	Jones, S.	Trahan
Franklin	LaFonta	Williams
Gallot	Marchand	

Total - 20

**NAYS**

Mr. Speaker	Fannin	Morris
Anders	Foil	Nowlin
Badon, A.	Geymann	Pearson
Badon, B.	Gisclair	Perry
Baldone	Guinn	Ponti
Barras	Henry	Pope
Burford	Hill	Pugh
Burns, T.	Hoffmann	Robideaux
Carter	Howard	Schroder
Chandler	Katz	Simon
Chaney	Kleckley	Smiley
Cortez	Lambert	Smith, G.

Cromer	Ligi	Talbot
Danahay	Little	Templet
Doerge	Lopinto	Waddell
Downs	Mills	White
Ellington	Monica	Willmott
Total - 51		

ABSENT

Abramson	Hazel	Lorusso
Arnold	Henderson	McVea
Burrell	Hines	Morrell
Carmody	Honey	Peterson
Champagne	Hutter	Richard
Connick	Jackson G.	Richardson
Dixon	Jackson M.	Richmond
Dove	Johnson	Roy
Edwards	LaBruzzo	Smith, J.
Greene	LeBas	Smith, P.
Harrison	Leger	Wooton
Total - 33		

The resolution was rejected.

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

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

Read by title.

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

Ordered to the Senate.

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

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

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 76—**  
BY REPRESENTATIVE MICKEY GUILLORY  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the effectiveness of the Dolly Parton Imagination Library in improving literacy among Louisiana's preschool children and to submit a written report of its findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 77—**  
BY REPRESENTATIVE MORRIS  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study all aspects of the national board certification processes for teachers and school counselors, including but not limited to all requirements and costs involved for the teachers and school counselors who pursue such national board certification, and to submit a written report of 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.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 100—**  
BY REPRESENTATIVE LAFONTA  
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the negative and positive effects of high-stakes testing, including the Louisiana Educational Assessment Program (LEAP) and the Graduation Exit Examination (GEE), on Louisiana's students, including but not limited to negative impacts on student dropout, retention, and attendance rates, and to submit a written report of study findings to the House Committee on Education and the Senate Committee on Education prior to the beginning of the 2009 Regular Session.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 101—**  
BY REPRESENTATIVE HOFFMANN  
A CONCURRENT RESOLUTION

To urge and request each city, parish, and other local public school board to adopt a policy recommending that classroom doors in certain schools be equipped with single action deadbolt locks that can be bolted from the inside.

Read by title.

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

Ordered to the Senate.

**Suspension of the Rules**

On motion of Rep. Hoffmann, 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 BILLS**

May 27, 2008

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

---

# Page 32 HOUSE

34th Day's Proceedings - May 27, 2008

---

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:

House Bill No. 28  
Returned without amendments

House Bill No. 46  
Returned without amendments

House Bill No. 49  
Returned without amendments

House Bill No. 84  
Returned with amendments

House Bill No. 93  
Returned with amendments

House Bill No. 116  
Returned without amendments

House Bill No. 118  
Returned without amendments

House Bill No. 126  
Returned without amendments

House Bill No. 130  
Returned without amendments

House Bill No. 137  
Returned with amendments

House Bill No. 252  
Returned without amendments

House Bill No. 292  
Returned without amendments

House Bill No. 311  
Returned without amendments

House Bill No. 318  
Returned with amendments

House Bill No. 322  
Returned with amendments

House Bill No. 378  
Returned with amendments

House Bill No. 402  
Returned with amendments

House Bill No. 418  
Returned without amendments

House Bill No. 528  
Returned without amendments

House Bill No. 566  
Returned without amendments

House Bill No. 567  
Returned without amendments

House Bill No. 631  
Returned without amendments

House Bill No. 632  
Returned without amendments

House Bill No. 634  
Returned with amendments

House Bill No. 662  
Returned with amendments

House Bill No. 757  
Returned with amendments

House Bill No. 788  
Returned without amendments

House Bill No. 791  
Returned with amendments

House Bill No. 867  
Returned with amendments

House Bill No. 1120  
Returned with amendments

House Bill No. 1123  
Returned without amendments

House Bill No. 1126  
Returned without amendments

House Bill No. 1146  
Returned without amendments

House Bill No. 1148  
Returned with amendments

House Bill No. 1196  
Returned without amendments

House Bill No. 1352  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

## Message from the Senate

### HOUSE CONCURRENT RESOLUTIONS

May 27, 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. 156  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

## Message from the Senate

### ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 27, 2008

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



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

Senate Concurrent Resolution No. 82

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. 79—

BY REPRESENTATIVE GALLOT

##### A RESOLUTION

To adopt House Rule 7.6(A)(3) of the Rules of Order of the House of Representatives and to repeal House Rule 14.47(7) of the Rules of Order of the House of Representatives to provide for a deadline for request for certain legislative instruments for introduction and to provide for the content of minutes of committee meetings.

Read by title.

Lies over under the rules.

#### HOUSE RESOLUTION NO. 80—

BY REPRESENTATIVE GALLOT

##### A RESOLUTION

To express the condolences of the Louisiana House of Representatives upon the death of William James Alexander Wiley II.

Read by title.

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

#### HOUSE RESOLUTION NO. 81—

BY REPRESENTATIVE ELBERT GUILLORY

##### A RESOLUTION

To commend the Louisiana Alliance of the Boys & Girls Clubs for positively contributing to the lives of young people.

Read by title.

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

#### HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVES WHITE AND RICHARDSON AND SENATORS ERDEY AND MARIONNEAUX

##### A CONCURRENT RESOLUTION

To commend the Central Private School baseball team upon winning the Mississippi Private School Association (MPSA) 2008 Class 2A State Championship.

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. 158—

BY REPRESENTATIVES WHITE AND MCVEA AND SENATOR BROOME

##### A CONCURRENT RESOLUTION

To commend the Zachary High School baseball team upon winning the 2008 Class 4A State Championship.

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. 159—

BY REPRESENTATIVE ANDERS

##### A CONCURRENT RESOLUTION

To suspend until June 30, 2009, the provisions of R.S. 3:551.33(B), relative to the assessment levied on grain sorghum grown within the state.

Read by title.

Lies over under the rules.

### Privileged Report of the Legislative Bureau

May 27, 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. 5  
Reported without amendments.

Senate Bill No. 25  
Reported without amendments.

Senate Bill No. 112  
Reported without amendments.

Senate Bill No. 115  
Reported without amendments.

Senate Bill No. 122  
Reported without amendments.

Senate Bill No. 152  
Reported without amendments.

Senate Bill No. 180  
Reported without amendments.

Senate Bill No. 198  
Reported without amendments.

Senate Bill No. 245  
Reported without amendments.

Senate Bill No. 291  
Reported without amendments.

Senate Bill No. 335  
Reported with amendments.

Senate Bill No. 347  
Reported without amendments.

Senate Bill No. 374  
Reported without amendments.

Senate Bill No. 638  
Reported without amendments.

Senate Bill No. 671  
Reported without amendments.

Senate Bill No. 710  
Reported without amendments.

Respectfully submitted,  
WAYNE WADDELL  
Chairman

**Privileged Report of the Committee on Enrollment**

May 27, 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. 76—**  
BY REPRESENTATIVE RICHMOND  
A RESOLUTION

To commend Debra B. Morton upon her installation as the first female pastor of Greater St. Stephen Full Gospel Baptist Church in New Orleans and to recognize her for a lifetime of dedicated service to the city of New Orleans.

**HOUSE RESOLUTION NO. 77—**  
BY REPRESENTATIVES RICHMOND, ABRAMSON, ARNOLD, AUSTIN, BADON, HENDERSON, HENRY, HINES, LAFONTA, LEGER, MARCHAND, MORRELL, PETERSON, AND TUCKER  
A RESOLUTION

To express the condolences of the House of Representatives upon the tragic death of Tommie Felix, a veteran New Orleans police officer.

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. Wooton, the rules were suspended to permit the Committee on Administration of Criminal Justice to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill Nos. 51 and 461

**Suspension of the Rules**

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

Senate Bill No. 258

**Suspension of the Rules**

On motion of Rep. Morrell, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet on Wednesday, May 28, 2008, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 1300

**Suspension of the Rules**

On motion of Rep. Fannin, the rules were suspended to permit the Committee on Appropriations to meet on Wednesday, May 28, 2008, without giving the notice required by House Rule 14.24(A) and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 187, 384, 613, 870, 878, 914, 918, 1087, 1182, and 1266

**Adjournment**

On motion of Rep. Trahan, at 5:38 P.M., the House agreed to adjourn until Wednesday, May 28, 2008, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 28, 2008.

ALFRED W. SPEER  
Clerk of the House