

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

THIRTY-SEVENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, June 2, 2008

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

Morning Hour

ROLL CALL

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

PRESENT

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

Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Gallot	McVea	
Total - 104		

ABSENT

Total - 0

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

Prayer

Prayer was offered by Dr. Ken Ward.

Pledge of Allegiance

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

Suspension of the Rules

On motion of Rep. Hutter, the rules were suspended in order to allow the Committee on Ways and Means to meet while the House was in session.

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 29, 2008, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 2, 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. 70

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 2, 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. 286, 615, and 726

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. 286—
BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 17:24.10(B)(2), (D), (H)(2), and (I)(1)(a)(i) and (5) and to enact R.S. 17:24.10(I)(1)(a)(iii), relative to early childhood education; to provide relative to universal access to the Cecil J. Picard LA 4 Early Childhood Education Program; to provide for timelines and eligibility requirements; to provide for participation by non-school system providers; to provide for local school system duties and responsibilities; to provide for reporting requirements; to provide relative to funding; and to provide for related matters.

Read by title.

SENATE BILL NO. 615—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2604(A) through (D) and to enact R.S. 46:2604(G), relative to the Children's Cabinet; to provide with respect to the preparation and submission of the budget; and to provide for related matters.

Read by title.

SENATE BILL NO. 726—
BY SENATORS JACKSON, CHEEK AND WALSWORTH

AN ACT

To enact R.S. 17:1517.1, relative to Louisiana State University Health Sciences Center at Shreveport; to provide for utilization of hospital revenues; to provide for an effective date; and to provide for related matters.

Read by title.

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

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

HOUSE RESOLUTION NO. 90—
BY REPRESENTATIVE TUCKER

A RESOLUTION

To commend the University of New Orleans and to recognize Monday, June 2, 2008, as UNO Day at the Louisiana House of Representatives.

Read by title.

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

HOUSE RESOLUTION NO. 91—
BY REPRESENTATIVE GALLOT

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Dr. Chester Lee Jordan.

Read by title.

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

HOUSE RESOLUTION NO. 92—
BY REPRESENTATIVE WILLIAMS

A RESOLUTION

To commend Zaveon Stinson of Shreveport for his outstanding accomplishments.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 167—
BY REPRESENTATIVE JOHNSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development and the governing authorities of municipalities and parishes to conference on the minimum insurance requirements relative to the hauling of surplus aggregate.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 168—
BY REPRESENTATIVE TRAHAN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the extent to which there is collaboration among the various early childhood education programs provided to children in Louisiana, to determine if such collaborative efforts are sufficient in providing the most effective and efficient delivery of services offered to children, and to report study findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the 2009 Regular Session.

Read by title.

On motion of Rep. Trahan, and under a suspension of the rules, the above resolution was referred to the Committee on Education, under the rules.

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. 165—
BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study the financial burdens facing physicians in St. Tammany Parish and to recommend ways to recruit and retain health care professionals in the region.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 42—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To approve the establishment of a learning center in St. Tammany Parish, pursuant to the provisions of R.S. 17:3228, by the Louisiana Board of Regents in cooperation with the parish of St. Tammany and existing institutions of postsecondary education.

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

SENATE BILL NO. 6—

BY SENATOR MURRAY

AN ACT

To enact R.S. 49:170.15, relative to state symbols; to designate the Sazerac as the official cocktail of the city of New Orleans; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 106—

BY SENATOR MORRISH

AN ACT

To enact R.S. 39:51.1, relative to the General Appropriation Bill and other appropriation bills; to provide a procedure for the submission of certain information by certain nongovernmental entities; 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 House and Governmental Affairs.

SENATE BILL NO. 308—

BY SENATOR DONAHUE

AN ACT

To amend and reenact Code of Civil Procedure Article 1425(C) and to enact Code of Civil Procedure Article 1425(F), relative to discovery and experts; to extend the deadline for filing expert witness disclosures; to provide for a pre-trial hearing regarding the qualifications and admissibility of testimony of an expert witness; to provide procedures for conducting the hearing and appealing the decision of the judge; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 341—

BY SENATORS ERDEY, MARIONNEAUX, MCPHERSON, MOUNT AND SHAW

AN ACT

To enact R.S. 32:83, relative to traffic regulations; to prohibit certain trucks from using the far left lane on certain highways; to provide for exceptions; to provide for penalties; 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. 398—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 27:391(A) and to enact R.S. 27:391(D) and 392(B)(3)(e), relative to proceeds derived from slot machine gaming conducted at eligible live horse racing facilities; to provide for the distribution of proceeds derived from the taxes levied by the local governing authority of Iberville Parish on taxable net slot machine proceeds operated in Iberville Parish; to create the Iberville Parish Excellence Fund and require certain deposits to the fund; to provide for the operation of the fund; 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. 499—

BY SENATORS CROWE, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 24:51(2), (3), (4), (5), (6), and (7), 52, and 56(F) and (G) and R.S. 49:72, 73, and 78.1 and to enact R.S. 24:51(8) and (9) and 56(G)(2) and R.S. 49:72(11) and 78.1(2), relative to lobbying; to clarify the definition of lobbyist; to provide exception to the requirement of certain individuals to register as lobbyists; to clarify the definition of lobbyist; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 611—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:4720.56(19), 4720.59(A),(B)(1),(C),(D), and (E)(1),(4),(5), and (6), and 4720.60.1 and to enact R.S. 33:4720.56(20) and R.S. 33:4720.59(E)(7), relative to the New Orleans Redevelopment Authority; to provide authorization for the transfer of adjudicated properties from the city of New Orleans to the authority; to provide authorization for the purchase of properties by the authority at tax sales; to provide for the purchase of properties by the authority at code lien enforcement proceedings; to amend relative to the authority of the New Orleans Redevelopment Authority to conduct expedited quiet title and foreclosure proceedings; to provide for the removal of abandoned property; to provide of 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. 689—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 27:391(A) and 392(C)(3) and (5) and to enact R.S. 27:391(D), relative to proceeds derived from slot machine gaming conducted at eligible live horse racing facilities; to provide for the distribution of proceeds derived from taxable net slot machine proceeds operating in Orleans Parish; 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. 718—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 42:1124.2(A), 1124.3(A), and 1124.4(A)(1), (C)(3), and (F), and to enact 42:1124.6, relative to financial disclosure; to require certain disclosures by appointed members of boards and commissions; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 812 (Substitute of Senate Bill No. 438 by Senator Jackson)—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 46:2601(A)(1), 2603(A)(3) through (6), 2605(A) and (B)(3), (5), (28), and (39) and (E), and 2607, to enact R.S. 46:2602(B)(13), and to repeal R.S. 46:2602(D), (E), and (F), 2603(A)(7) through (13), 2605(B)(22), and 2605.1 through 2605.3, relative to the Children's Cabinet; to provide with respect to the powers and duties of the cabinet; to provide with respect to the advisory board; to extend the sunset date for the Cabinet; to repeal the Children's Cabinet Research Council and the Louisiana Juvenile Justice Planning and Coordinating Board; 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. 813 (Substitute of Senate Bill No. 587 by Senator Broome)—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 6:1081, 1082, 1084, 1086(A), 1088(C)(1)(introductory paragraph), (D), (E)(1) and (3), and (F)(1), 1089(A), 1090(B)(1), 1091(A), (B)(1) and (C), and 1092(A)(introductory paragraph), and to enact R.S. 6:1083(13) and (14), relative to residential mortgages; to provide for licensure and certification of residential mortgage servicers; to provide for purposes; to provide for prohibitions; to provide for requirements; to provide for application and issuance of licenses; to provide for changes; to provide for recordkeeping; to provide for suspension and revocation of licenses; 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 Commerce.

Motion

On motion of Rep. Gallot, the Committee on House and Governmental Affairs was discharged from further consideration of Senate Bill No. 591.

SENATE BILL NO. 591—
BY SENATOR ADLEY

AN ACT

To enact R.S. 39:1405.4, relative to the State Bond Commission; to require certain issuers of bonds to report the costs of issuance and post closing costs to the State Bond Commission; to provide for the contents of the costs of issuance reports; to provide for the report to be filed with the issuer; to provide for a penalty for the violation of the reporting requirements; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Gallot, the bill was referred to the Legislative Bureau.

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

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

HOUSE CONCURRENT RESOLUTION NO. 129—
BY REPRESENTATIVES LAFONTA AND GIROD JACKSON
A CONCURRENT RESOLUTION

To direct the attorney general to investigate the design and construction defects in the foundations of homes built adjacent to canals in the Woodmere subdivision in Marrero, Louisiana.

Read by title.

Reported favorably by the Committee on Judiciary.

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

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to institute mandatory continuing legal education for judges on the family law topics of child custody and child support guidelines.

Read by title.

Reported favorably by the Committee on Judiciary.

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

HOUSE CONCURRENT RESOLUTION NO. 149—
BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To urge and request the Louisiana Attorney Disciplinary Board to discipline prosecutors who violate the Rules of Professional Conduct as adopted by the Supreme Court of Louisiana.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Concurrent Resolution No. 149 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 2, change "Louisiana State Bar Association" to "Louisiana Attorney Disciplinary Board"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert in lieu thereof "violate the Rules of Professional Conduct as adopted by the Supreme Court of Louisiana."

AMENDMENT NO. 3

On page 1, line 7, change "Louisianastrive" to "Louisiana strive"

AMENDMENT NO. 4

On page 1, line 12, after "the Louisiana" delete the remainder of the line in its entirety and insert in lieu thereof "Supreme Court's Rules of Professional Conduct;"

AMENDMENT NO. 5

On page 1, line 20, change "Louisiana State Bar Association" to "Louisiana Attorney Disciplinary Board"

AMENDMENT NO. 6

On page 1, line 21, after "who" delete the remainder of the line in its entirety and insert in lieu thereof "violate the Rules of Professional Conduct and, particularly, violate Rule 3.8 thereof."

AMENDMENT NO. 7

On page 2, line 2, change "State Bar Association" to "Attorney Disciplinary Board"

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

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

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 5—

BY REPRESENTATIVES LAFONTA, ABRAMSON, HINES, LEGER, LORUSSO, AND RICHMOND
AN ACT

To enact R.S. 1:58.4, relative to Hurricane Katrina and Hurricane Rita; to provide for a day of remembrance; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 5 by Representative LaFonta

AMENDMENT NO. 1

On page 1, delete lines 2 through 5 in their entirety and insert the following:

"To enact R.S. 1:58.4, relative to Hurricane Katrina and Hurricane Rita; to provide for a day of remembrance; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 7, change "1:55(B)(1)(a) is hereby amended and reenacted" to "1:58.4 is hereby enacted"

AMENDMENT NO. 3

On page 1, delete lines 8 through 20 in their entirety and insert the following:

"§58.4. A day of remembrance; Hurricane Katrina and Hurricane Rita

The first Sunday after the commencement of hurricane season of every year shall be recognized as a day of remembrance for the victims of Hurricane Katrina and Hurricane Rita. Hurricane Katrina and Hurricane Rita Day shall be observed as a memorial of one of the greatest tragedies in the state of Louisiana."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 187—

BY REPRESENTATIVE KATZ
AN ACT

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

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 187 by Representative Katz

AMENDMENT NO. 1

On page 1, at the end of line 19, change the period "." to a comma "," and insert the following:

"that, as of June 1, 2008, collects detailed information regarding vaccines and immunization dates electronically."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 338—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 23:1203(D), relative to expenses incurred by an injured employee; to provide with respect to benefits; to provide with respect to expenditures for mileage traveled by an employee; to provide for the restriction of recovery of

expenditures for mileage related to medical services in Louisiana when the employee is an out-of-state resident and comparable treatment is available in the employee's home state; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 338 by Representative Henry

AMENDMENT NO. 1

On page 1, line 5, after "mileage" delete "traveled out of state;" and insert "related to medical services in Louisiana when the employee is an out-of-state resident and comparable treatment is available in the employee's home state;"

AMENDMENT NO. 2

On page 1, line 17, after "mileage" delete the remainder of the line and delete lines 18 and 19 in their entirety

AMENDMENT NO. 3

On page 1, at the beginning of line 20, delete "within the state," and insert "related to medical services in Louisiana if the employee resides out of state and comparable medical services are available in the area of the employee's out-of-state residence."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 522—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:1195.1(A) and to enact R.S. 11:1195.2, relative to the Louisiana School Employees' Retirement System; to provide with respect to the unfunded accrued liability; to provide for payment by certain employers in cases where certain positions are eliminated; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

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

HOUSE BILL NO. 535—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 23:1232, relative to workers' compensation death benefits; to provide for the equal allocation of payments to dependents of injured workers; to provide for the schedule of payments; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 547—
BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 23:1310.11, relative to workers' compensation; to provide relative to a time and procedure for the submission of filing fees; to provide for an application for waiver of costs; to require payment of a filing fee to the office of workers' compensation administration within five days of the date of denial of the waiver of costs; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 547 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 23:1310.11" delete "(A)"

AMENDMENT NO. 2

On page 1, line 4, after "costs;" insert "to require payment of a filing fee to the office of workers' compensation administration within five days of the date of denial of the waiver of costs;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 23:1310.11" delete "(A)"

AMENDMENT NO. 4

On page 1, line 9, after "which" insert "such fee shall be taxed as costs to be paid by the"

AMENDMENT NO. 5

On page 1, at the beginning of line 10, insert "party against whom any award becomes final. Such fee"

AMENDMENT NO. 6

On page 1, delete line 16 in its entirety and insert the following:

"B. When a request for waiver of costs is denied by the office of workers' compensation administration, the party shall submit the filing fee to the office of workers' compensation administration within five days of the date of denial. If the party fails to comply with this requirement, the original filing of the pleading shall be deemed to have no force or effect.

B.C. All fees collected under the provisions of this Section shall be deposited to the credit of the Workers' Compensation Administration Fund."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 554—

BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 23:1171.1(C)(1), relative to discontinuance of business; to provide for penalties and fines for employers out of compliance; to provide for procedures for employers out of compliance; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 554 by Representative Patricia Smith

AMENDMENT NO. 1

On page 1, line 11, delete "the workers' compensation judge will" and in lieu thereof insert "shall order the employer to secure workers' compensation insurance and file evidence of coverage within ninety days of the order. Should the employer fail to file such evidence, the workers' compensation judge shall"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 613—

BY REPRESENTATIVE TUCKER
AN ACT

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

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 613 by Representative Tucker

AMENDMENT NO. 1

On page 2, line 4, after "per day" delete "for 2008-2009." and insert a period "."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 745—

BY REPRESENTATIVE FRANKLIN
AN ACT

To enact R.S. 33:2740.69, relative to Calcasieu Parish; to create and provide for the Lake Charles North Economic Development District within such parish; to provide for the governance, plans, boundaries, and powers and duties of the district; 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. 745 by Representative Franklin

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "District" and at the beginning of line 3, delete "Thirty-Four" and insert "Lake Charles North"

AMENDMENT NO. 2

On page 1, line 4, after "plans," and before "and powers" insert "boundaries,"

AMENDMENT NO. 3

On page 1, line 4, after "district;" delete the remainder of the line and on line 5, delete "levy taxes for purposes of funding the district;"

AMENDMENT NO. 4

On page 1, line 11, after "§2740.69." delete the remainder of the line and insert the following:

"Lake Charles North Economic Development District"

AMENDMENT NO. 5

On page 1, line 12, after "A. Creation." delete the remainder of the line and insert the following:

"The Lake Charles North Economic Development District."

AMENDMENT NO. 6

On page 1, line 18, after "within" delete the remainder of the line and insert the following:

"the following perimeter: Ryan Street (interior side only), Broad Street (interior side only), Bunker Road (interior side only), and the Calcasieu River."

AMENDMENT NO. 7

On page 2, line 1, between "least" and "years" change "ten" to "five"

AMENDMENT NO. 8

On page 2, delete line 2 in its entirety and insert "shall be a resident of the district. The members of the"

Page 8 HOUSE

37th Day's Proceedings - June 2, 2008

AMENDMENT NO. 9

On page 4, at the end of line 3, after "include" delete the colon ":" and at the beginning of line 4, change "(a) An" to "an"

AMENDMENT NO. 10

On page 4, delete lines 6 through 29 in their entirety

AMENDMENT NO. 11

On page 5, at the beginning of line 1, before "Services" change "G." to "F."

AMENDMENT NO. 12

On page 5, at the beginning of line 14, before "Budget." change "H." to "G."

AMENDMENT NO. 13

On page 5, between lines 17 and 18, insert:

"H. Debts of former district. Upon the creation of the district, the district shall satisfy all outstanding debts and liens of the former North Lake Charles Economic Development District."

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. 914—

BY REPRESENTATIVE FANNIN
AN ACT

To amend and reenact R.S. 39:100.61(C), relative to state funds; to provide for use of monies in the New Opportunities Waiver Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 918—

BY REPRESENTATIVE HENRY
AN ACT

To enact R.S. 38:2212.7 and R.S. 39:1496.2 and 1594.3, relative to procurement; to prohibit bids or proposals for public contracts by certain contract consultants; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1033—

BY REPRESENTATIVE GEYMANN
AN ACT

To enact R.S. 11:1644 and to repeal R.S. 11:1639 through 1643, relative to the District Attorneys' Retirement System; to create a back-deferred retirement option plan (Back-DROP) applicable

to current and former DROP participants; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for rescission of participation in the Deferred Retirement Option Plan; to provide for effective dates; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

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

HOUSE BILL NO. 1092—

BY REPRESENTATIVE SAM JONES
AN ACT

To enact Chapter 21-B of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:931 through 943, and R.S. 36:209(R), relative to cemeteries in the state of Louisiana; to establish the Louisiana Historic Cemetery Preservation Program within the Department of Culture, Recreation and Tourism, office of cultural development, division of archaeology; to provide for program requirements and exemptions; to provide for unlawful acts and penalties for violations; to authorize the department to institute civil proceedings for violations of program requirements; to create the Louisiana Historic Cemetery Trust Fund in the state treasury and to provide for the use of the proceeds thereof; to create an advisory board to oversee the fund; 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. 1092 by Representative Sam Jones

AMENDMENT NO. 1

On page 1, line 3, after "943," and before "relative" insert "and R.S. 36:209(R),"

AMENDMENT NO. 2

On page 1, line 6, after "exemptions;" and before "to" insert "to provide for unlawful acts and penalties for violations;"

AMENDMENT NO. 3

On page 1, at the beginning of line 9, delete "department of" and insert "state"

AMENDMENT NO. 4

On page 1, line 19, delete "that"

AMENDMENT NO. 5

On page 2, line 8, change "draw" to "attraction"

AMENDMENT NO. 6

On page 2, at the beginning of line 10, change "topologists." to "taphologists."

AMENDMENT NO. 7

On page 2, line 13, change "Section" to "Chapter"

AMENDMENT NO. 8

On page 4, at the end of line 13, change "retrain" to "restrain"

AMENDMENT NO. 9

On page 4, line 23, after "such time as the" and before "has adopted" change "department is staffed and" to "program is staffed and the department"

AMENDMENT NO. 10

On page 6, line 8, change "R.S. 8:689." to "R.S. 25:937."

AMENDMENT NO. 11

On page 7, line 27, after "created" delete the comma "," and delete "as"

AMENDMENT NO. 12

On page 7, line 27, after "treasury" delete the comma ","

AMENDMENT NO. 13

On page 8, line 25, after "education" insert a comma ","

AMENDMENT NO. 14

On page 9, line 1, after "Thereafter," change "members" to "each member"

AMENDMENT NO. 15

On page 9, line 5, change "they might deem" to "the board deems"

AMENDMENT NO. 16

On page 10, between lines 19 and 20, insert:

"Section 2. R.S. 36:209(R) is hereby enacted to read as follows:

§209. Transfer of boards, commissions, departments, and agencies to Department of Culture, Recreation and Tourism

* * *

R. The advisory board to the Louisiana Historic Cemetery Trust Fund (R.S. 25:940-943) shall be placed within the Department of Culture, Recreation and Tourism as provided for agencies transferred in accordance with R.S. 36:802.

* * *

AMENDMENT NO. 17

On page 10, line 20, change "Section 2." to "Section 3."

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. 1182—

BY REPRESENTATIVE SCHRODER
AN ACT

To enact R.S. 24:653(K) and R.S. 39:345.1, relative to the expenditure of public funds; to provide with respect to the approval by the Joint Legislative Committee on the Budget of

budgets of certain public entities or salaries of certain public officials; to authorize the committee to direct by resolution the withholding of certain warrants of monies from the state treasury under certain circumstances; to designate certain expenditures as prohibited donations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1266—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 46:440.1(C) and to enact R.S. 46:440.1(D) through (F), relative to the Medical Assistance Programs Fraud Detection Fund; to allocate monies collected; to provide for the reversion of appropriated funds left unspent; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1266 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 2, after "46:440.1(C)" delete the remainder of the line and insert

"and to enact R.S. 46:440.1(D) through (F)"

AMENDMENT NO. 2

On page 1, line 7, after "46:440.1(C)" delete "and (D)"

AMENDMENT NO. 3

On page 1, line 8, at the beginning of the line delete "46:440.1(E) and (F) is" and insert "46:440.1(D) through (F) are"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1385 (Substitute for House Bill No. 875 by Representative Jackson)—

BY REPRESENTATIVES MICHAEL JACKSON AND ABRAMSON
AN ACT

To enact Part II of Chapter 58 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2745 through 2749, relative to reimbursement for mental health services; to create the Mental Health Access Committee; to provide for the membership, functions, and duties of the committee; to provide for the study of a revised reimbursement methodology and standards of participation for community mental health clinics;

to provide for the promulgation of rules and regulations; to provide for Medicare-certified community mental health centers and community mental health clinics; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1386 (Substitute for House Bill No. 758 by Representative Ponti)—
BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact Code of Civil Procedure Article 151(A) and (B), relative to the recusation of judges in civil matters; to provide for mandatory grounds for recusal; to provide for permissive grounds for recusal; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1387 (Substitute for House Bill No. 1083 by Representative Patricia Smith)—
BY REPRESENTATIVE PATRICIA SMITH

AN ACT

To enact Part II-A of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 23:931 through 934, relative to the classification of employees; to provide for definitions; to provide relative to the duty to classify employees; to provide with respect to penalties for failure to classify; to provide for restitution; to provide with respect to investigation and prosecution; to provide for suspension of all professional licenses; to provide with respect to civil actions; to provide for penalties for evading detection; to require the Department of Labor to promulgate rules; to provide for subpoena power; to require employers to maintain certain records; and to provide for related matters.

Read by title.

On motion of Rep. Honey, 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. 17—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:1430.11(A) and (D), relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to eligibility and application for coverage by the corporation; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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. 17 by Senator Cravins

AMENDMENT NO. 1

On page 1, line 6, following "amended" and before "to read" insert "and reenacted"

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

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

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

SENATE BILL NO. 43—
BY SENATOR MOUNT

AN ACT

To enact R.S. 40:2199.1, relative to health care facilities; to provide for alternative remedies against health care facilities for violations; to provide for rules and regulations; to provide for enforcement; 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. 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.

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. 51 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 14, after "liable" and before "in" insert "unless grossly negligent"

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. 58—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 18:192(A) and (B), and 193(A) and (B), relative to the annual canvass of the registrants in all precincts in a parish; to require the provision by the Department of State of corrected addresses to registrars; to provide for the funding of the provision of new voter identification cards; to provide regarding challenges to voter registrations; to provide relative to the inactive voter list; 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 Reengrossed Senate Bill No. 58 by Senator Kostelka

AMENDMENT NO. 1

On page 2, line 15, before "change" delete "such" and insert "a"

AMENDMENT NO. 2

On page 5, line 27, after "2009" delete the semicolon ";" and the remainder of the line and delete lines 28 and 29 and insert a period "."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 63—
BY SENATOR KOSTELKA

AN ACT

To enact R.S. 18:154(G), relative to voter registration records; to prohibit disclosure of any voter registration data received from another state pursuant to a cooperative agreement and any geographical coding of addresses of registered voters; 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 Senate Bill No. 63 by Senator Kostelka

AMENDMENT NO. 1

On page 1, line 12, delete "registration data" and insert "information of a type exempted from disclosure pursuant to any other Subsection of this Section"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 96—
BY SENATOR BROOME

AN ACT

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

Read by title.

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. 154—
BY SENATORS CRAVINS AND THOMPSON

AN ACT

To enact Part XII-C of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:2037.1 through 2037.11, relative to discount medical plans; to provide for definitions; to provide for regulation by the commissioner of insurance, including the requirement for registration by discount medical plan organizations; to provide for application for registration; to provide for expiration and renewal of registration; to provide for denial, nonrenewal, suspension, or revocation of registration; to provide for penalties; to provide for marketers; to provide for the powers of the commissioner of insurance, including the authority to adopt reasonable regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 154 by Senator Cravins

AMENDMENT NO. 1

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

"I. Nothing in this Part shall be construed to apply to a customer discount or membership card issued by a store or buying club for use at the store or buying club exclusively."

AMENDMENT NO. 2

On page 7, at the beginning of line 2, change "I." to "J."

Reported with amendments by the Legislative Bureau.

Page 12 HOUSE

37th Day's Proceedings - June 2, 2008

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 154 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 7, following "that" and before "directly" insert ";

AMENDMENT NO. 2

On page 3, line 1, following "plan" delete the remainder of the line and insert "and"

AMENDMENT NO. 3

On page 4, line 17, following "hundred" and before "fifty" delete "and"

AMENDMENT NO. 4

On page 6, line 15, following "violation" and before "a copy" delete ";

AMENDMENT NO. 5

On page 10, line 6, following "(a)" and before "prospective" change "Each" to "To each"

AMENDMENT NO. 6

On page 10, line 10, following "(b)" and before "new" change "Each" to "To each"

AMENDMENT NO. 7

On page 10, line 12, following "under" and before "(1)(b)" change "Paragraph" to "Subparagraph"

AMENDMENT NO. 8

On page 11, line 16, before "Internet" change "and/or" to "or"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 155—

BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:3071(1), (6), (8) and (17) through (32) and to enact R.S. 22:3071(33) and (34) and 3093, relative to medical necessity review organizations; to provide for definitions; to provide for applications; to provide for notifications; to provide for review of experimental or investigational determinations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 155 by Senator Cravins

AMENDMENT NO. 1

On page 9, delete lines 2 through 6 in their entirety and insert the following:

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

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. 155 by Senator Cravins

AMENDMENT NO. 1

On page 4, line 15, following "Excerpta" and before "(EMBASE)" change "Medicus" to "Medica"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 210—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 24:14(G) and to enact R.S. 24:14(K), relative to Senate confirmations; to require that appointees to boards and commissions, who are subject to Senate confirmation, be reconfirmed at the beginning of each legislative term; 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 Senate Bill No. 210 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, delete lines 3 and 4 and insert "confirmations; to require certain appointees to be reconfirmed during each legislative term; and"

AMENDMENT NO. 2

On page 2, line 7, after "confirmation" delete the remainder of the line and delete line 8 and insert "no later than eighteen months after the beginning of the appointing official's term of office."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 240—
BY SENATOR CRAVINS

AN ACT

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

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Engrossed Senate Bill No. 240 by Senator Cravins

AMENDMENT NO. 1

On page 2, line 4, delete "per claim, subject to a maximum limit of ~~three~~ six hundred thousand dollars" and on line 5, delete "per accident or occurrence," and insert "combined single limits."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 241—
BY SENATOR CRAVINS

AN ACT

To amend and reenact R.S. 22:230.1(A), relative to coverage for rehabilitative physical therapy, occupational therapy, and speech and language pathology therapy; to provide for the inclusion of standard benefits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 258—
BY SENATOR N. GAUTREUX

AN ACT

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

Read by title.

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 Reengrossed Senate Bill No. 258 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 3, line 11, after "regulations" delete the comma "," and the remainder of the line and at the beginning of line 12, delete "enforcement services."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 312—

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

AN ACT

To amend and reenact R.S. 40:5.11(B) and (G) relative to the water fluoridation program; to provide for funding; to provide for reporting; to provide for exemptions; 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 Reengrossed Senate Bill No. 312 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, after "(G)" insert a comma ","

AMENDMENT NO. 2

On page 1, at the beginning of line 3, insert "to require certain public water systems to maintain the level of fluoride in its water within an optimal range as established in rules and regulations;"

AMENDMENT NO. 3

On page 1, line 13, between "are" and "established" delete "less than the minimum" and insert "outside the optimal range"

AMENDMENT NO. 4

On page 1, line 16, change "optimum" to "optimal"

AMENDMENT NO. 5

On page 2, line 3, between "levels" and "established" delete "lower than the minimum" and insert "outside the optimal range"

AMENDMENT NO. 6

On page 2, at the beginning of line 5, change "department" to "Department of Health and Hospitals"

Page 14 HOUSE

37th Day's Proceedings - June 2, 2008

AMENDMENT NO. 7

On page 2, line 7, change "optimum" to "optimal"

AMENDMENT NO. 8

On page 2, at the beginning of line 11, before "(1)" delete "B"

AMENDMENT NO. 9

On page 2, at the end of line 17, delete "less"

AMENDMENT NO. 10

On page 2, at the beginning of line 18, delete "than the minimum" and insert "outside the range"

AMENDMENT NO. 11

On page 2, line 20, between "Paragraph" and "(1)" delete "B"

AMENDMENT NO. 12

On page 2, at the end of line 22, change "thirty" to "fifteen"

AMENDMENT NO. 13

On page 3, line 11, after "limited to" delete the remainder of the line and insert "maintaining"

AMENDMENT NO. 14

On page 3, line 12, between "fluoride" and "in" delete "required" and after "systems" and before the period "." insert "within the optimal range for the purpose of protecting the oral health of the citizens of this state"

AMENDMENT NO. 15

On page 3, line 13, delete the set of asterisks

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. 312 by Senator Mount

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Health and Welfare to Reengrossed Senate Bill No. 312 by Senator Mount, on line 5, change "its" to "their"

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.

SENATE BILL NO. 332— BY SENATOR THOMPSON

AN ACT

To enact R.S. 40:1299.96.1, relative to health care information; to provide for the creation of the Health Care Information Technology and Infrastructure Advisory Collaborative; to provide for membership; to provide for powers, duties, and function; 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 Engrossed Senate Bill No. 332 by Senator Thompson

AMENDMENT NO. 1

On page 3, lines 2 and 4, following "January" and before "of" change "30th" to "thirtieth"

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. 343— BY SENATOR DUPLESSIS

AN ACT

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

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 363— BY SENATOR NEVERS

AN ACT

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

Read by title.

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 Reengrossed Senate Bill No. 363 by Senator Nevers

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and insert "enact R.S. 24:973.1(B)(3)(e) and (f) and"

AMENDMENT NO. 2

On page 2, delete lines 6 through 12 and insert the following:

"G. Confidentiality. Other than the name of an applicant, information contained in the application form of any person under the age of eighteen applying for membership on the council shall be confidential and shall not be subject to disclosure. However, the commission may use the information on application forms to develop summary or statistical data which contains no personally identifiable information. The summary or statistical data containing no personally identifiable information shall be subject to disclosure in the manner provided for public records in R.S. 44:1 et seq."

AMENDMENT NO. 3

On page 2, line 13, after "Section 2." delete the remainder of the line and insert "R.S. 44:4(43)"

AMENDMENT NO. 4

On page 2, delete lines 22 through 29 and on page 3, delete lines 1 through 3

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 366—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 17:3396.4(A), relative to the Research Park Corporation; to revise the membership of the Research Park Corporation's board of directors; 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. 367—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 49:213.1(D), 213.2(9), (10), and (11), 213.3(C), 213.4(A)(1), (2), (4), (7), (B)(1), (2), (4), (5), (6), (8), (9), (C)(1), (2), (4), and (D), 213.5(A)(11), and 213.6(A)(1) and to enact R.S. 49:213.2(12), 213.4(E), 213.7(C)(3), and 213.13, relative to Louisiana Coastal Protection, Conservation, Restoration, and Management; to provide relative to the Coastal Protection and Restoration Authority; to provide for the powers and duties; to provide definitions, terms and conditions; to provide for membership of the authority; to provide for a three-year projection in the required annual plan; to provide for dedication of funding; to provide for employment of outside legal counsel; 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 Reengrossed Senate Bill No. 367 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "R.S. 38:351 and"

AMENDMENT NO. 2

On page 1, line 3, after "213.5(A)" change "(11)" to "(10), (11), (12), and (13),"

AMENDMENT NO. 3

On page 1, delete line 4 in its entirety and insert in lieu thereof the following:

"213.6(A)(1) and 213.11 and to enact R.S. 38:251 and R.S. 49:213.2(12), 213.4(A)(8) and (E), 213.5(A)(14), and 213.7(C)(3),"

AMENDMENT NO. 4

On page 1, line 10, delete "outside"

AMENDMENT NO. 5

On page 1, line 13, after "213.5(A)" change "(11) and" to "(10), (11), (12), and (13)," and after "213.6(A)(1)" add "and 213.11"

AMENDMENT NO. 6

On page 1, line 14, after "reenacted and" delete the remainder of the line and insert in lieu thereof the following:

"R.S. 49:213.2(12), 213.4(A)(8) and (E), 213.5(A)(14), and 213.7(C)(3)"

AMENDMENT NO. 7

On page 3, delete lines 1 through 3, and insert

"that serve a critical public purpose and are consistent with the priorities stated in the master plan and the eligible uses of the Gulf of Mexico Energy Security Act of 2006. The term shall not include levee, hurricane protection, or coastal restoration systems."

AMENDMENT NO. 8

On page 3, line 15, after "C." insert "(1)"

AMENDMENT NO. 9

On page 3, line 20, after "Subpart." insert the following:

"Such contracting authority shall include design-build where appropriate.

(2)(a)"

AMENDMENT NO. 10

On page 3, line 24, after "law." insert

"(b) The executive assistant shall commission a study to determine the appropriate education, experience, compensation, background, and credentials necessary for a person to serve as the

Page 16 HOUSE

37th Day's Proceedings - June 2, 2008

director of engineering and science. Based on the findings of that study, the executive assistant shall employ a staff person or utilize the services of a person from a state department or agency to function as the director of engineering and science. The executive assistant shall ensure that the person has the respect of the scientific and engineering communities and the appropriate capabilities to serve in such position.

(c)"

AMENDMENT NO. 11

On page 4, line 25, after "restoration" insert a comma "," and "and mitigation projects related to wetlands in the coastal zone."

AMENDMENT NO. 12

On page 5, between lines 13 and 14, insert the following:

"(8) Have the power and authority to maximize the use of non-federal funds and in-kind donations to provide for the costs associated with non-federal cost-share requirements associated with coastal protection and restoration projects."

AMENDMENT NO. 13

On page 5, line 17, after "restoration" insert a comma "," and "including mitigation projects related to wetlands in the coastal zone."

AMENDMENT NO. 14

On page 5, lines 21, 25, and 29, after "restoration" delete the period "." and insert a comma "," and "and mitigation projects related to wetlands in the coastal zone."

AMENDMENT NO. 15

On page 7, delete lines 18 through 24 in their entirety and insert in lieu thereof the following:

"(10) Four members selected from among and by the presidents of the following levee districts in the Louisiana coastal zone grouped in four regions as follows: Region 1 - Southeast Louisiana Flood Protection Authority-East. Region 2 - The Southeast Louisiana Flood Protection Authority-West Bank. Region 3 - Pontchartrain Levee District, Atchafalaya Levee District, Lafourche Basin Levee District, North Lafourche Conservation, Levee and Drainage District. Region 4 - Terrebonne Levee and Conservation District, South Lafourche Levee District, Grand Isle Independent Levee District, and the Plaquemines Parish Government. The member from each region shall serve as a member for a term of one year. The members serving under the provisions of this Paragraph may designate a person to serve as a proxy.

(11) Two members selected by the executive board of directors of the Police Jury Association of Louisiana from the governing authorities of parishes located in the coastal zone in which there are no levee districts. One member shall be from a parish west of the Atchafalaya River and one member shall be from a parish east of the Atchafalaya River. The two members shall not reside in the same parish. The members serving under the provisions of this Paragraph may designate a person to serve as a proxy.

Seven members who shall be appointed by the governor, in consultation with the Police Jury Association of Louisiana, from nominations submitted by levee districts located in whole or in part in the Coastal Zone, from legislators who represent districts in the Coastal Zone which are not included in a levee district, and from police juries of the parishes located in the Coastal Zone. The appointees shall be residents of the Coastal Zone and shall be

appointed on a proportional basis in such a manner as to reflect the population and land area of the parishes located in the Coastal Zone. However, there shall be at least one appointee who resides in the area of the Coastal Zone located west of the Atchafalaya River.

~~(12)~~ (11) The chair of the Governor's Advisory Commission on Coastal Protection, Restoration, and Conservation or his designee.

~~(13)~~ (12) The director of the Governor's Office of Homeland Security and Emergency Preparedness or his designee.

(13) The Speaker of the House of Representatives, or his designee, who shall serve as an ex-officio member who shall not have the authority to vote and who shall not be counted for purposes of a quorum.

(14) The President of the Senate, or his designee, who shall serve as an ex-officio member who shall not have the authority to vote and who shall not be counted for purposes of a quorum."

AMENDMENT NO. 16

On page 7, line 27, after "A.(1)" insert "(a)"

AMENDMENT NO. 17

On page 8, line 6, after "Section." insert

"In addition, the authority, in accordance with the procedures set forth herein including legislative approval, shall review, revise and amend the master plan when necessary or, at a minimum, every five years.

(b)"

AMENDMENT NO. 18

On page 8, between lines 21 and 22, insert the following:

"§213.11. Legal representation of the Authority; attorney general

The attorney general or his designee, who shall be a full-time assistant attorney general, shall be the legal advisor to the authority, shall counsel and advise the authority, and shall represent the authority in all legal proceedings.

Section 2. R.S. 38:351 is hereby amended and reenacted and R.S. 38:251 is hereby enacted to read as follows:"

AMENDMENT NO. 19

On page 8, line 22, change "§213.13." to "§251."

AMENDMENT NO. 20

On page 8, line 23, after "infrastructure" insert "project"

AMENDMENT NO. 21

On page 8, line 24, change "agency" to "political subdivision"

AMENDMENT NO. 22

On page 9, delete line 8 in its entirety and insert in lieu thereof the following:

"(d) Description of how the project is consistent with the priorities of the master plan and how the project will address mitigation issues."

AMENDMENT NO. 23

On page 9, line 13, after "which" insert the following:

"shall hold no less than three public hearings in separate locations within the Coastal Zone for the purpose of receiving public testimony and comment from requesting authorities and citizens regarding the proposed infrastructure projects. The department"

AMENDMENT NO. 24

On page 9, after line 18, add the following:

"* * *

§351. Authority to expropriate and acquire property prior to judgment

Notwithstanding any other law to the contrary, and in addition to the methods and procedures for acquisition or utilization of servitudes for levee and related purposes by levee districts and levee and drainage districts, whenever any levee district or levee and drainage district cannot appropriate or amicably acquire immovable property needed for levee purposes, including but not limited to flooding and hurricane protection purposes, integrated coastal protection projects, the levee district or levee and drainage district may acquire the property by expropriation prior to judgment in accordance with the provisions of this Part. The method of expropriation provided by this Part shall be authorized for corporeal property and servitudes and for both riparian and nonriparian property."

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. 367 by Senator Dupre

AMENDMENT NO. 1

In House Committee Amendment No. 24 proposed by the House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 367, between lines 13 and 14 insert: "* * *

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. 383—

BY SENATOR HEBERT

AN ACT

To enact R.S. 30:2159, relative to landfill sites in certain parishes; to provide for certain restrictions; 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. 383 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 12, after "facility" and before "within" insert a comma ","

Reported without amendments by the Legislative Bureau.

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. 411—

BY SENATOR MCPHERSON

AN ACT

To enact Part III of Chapter 2 of Title 56 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 56:901, relative to the creation of the Coastal Land Stewardship Authority; to provide for the establishment of the authority in the Department of Wildlife and Fisheries; to provide for the powers, duties, and functions of the board of directors of the authority; to provide for composition of the authority; to provide procedures, 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. 414—

BY SENATOR MURRAY

AN ACT

To enact R.S. 40:1149(D), relative to certified operators; to provide for exceptions for municipal and public works contractors; 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. 440—

BY SENATOR DUPLESSIS

AN ACT

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

Read by title.

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. 473—

BY SENATOR JACKSON

AN ACT

To enact R.S. 17:1206.2, relative to extended sick leave for employees; to permit employees of every parish and city school board to take up to ninety days of extended sick leave in each six-year period of employment; to provide for definitions; to provide relative to physician statements; 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. 474—

BY SENATOR GRAY

AN ACT

To amend and reenact Code of Criminal Procedure Article 648(A)(introductory paragraph), (A)(2), and (B)(3)(introductory paragraph) and to repeal Code of Criminal Procedure Article 648(B)(2), relative to mental capacity to proceed to trial in criminal cases; to provide for procedure after determination of mental capacity; to require that certain criteria be satisfied; 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. 474 by Senator Gray

AMENDMENT NO. 1

On page 1, at the end of line 2, delete the comma ","

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert "and (B)(3)(introductory paragraph), to enact Code of Criminal Procedure Article 648(A)(2)(c), and to repeal Code of Criminal Procedure"

AMENDMENT NO. 3

On page 1, between lines 4 and 5, insert "to provide with respect to the burden of proof regarding mental capacity determinations;"

AMENDMENT NO. 4

On page 1, line 6, after "satisfied;" and before "and" insert "to repeal provisions authorizing the release of a defendant on probation;"

AMENDMENT NO. 5

On page 1, at the end of line 8, delete the comma "," and "(A)(2),"

AMENDMENT NO. 6

On page 1, line 9, after "reenacted" and before "to" insert "and Code of Criminal Article 648(A)(2)(c) is hereby enacted"

AMENDMENT NO. 7

On page 1, delete line 17 in its entirety

AMENDMENT NO. 8

On page 2, delete lines 1 through 20 in their 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. 474 by Senator Gray

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 474 by Senator Gray, on line 16 after "Criminal" and before "Article" insert "Procedure"

AMENDMENT NO. 2

In House Committee Amendment No. 7 proposed by the House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 474 by Senator Gray, on line 19 after "entirety" insert "and insert '(2) * * *'"

AMENDMENT NO. 3

On page 2, line 23, following "in" and before ", the court" change "Paragraph (b)" to "Item (b) of this Subparagraph"

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. 517—

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

AN ACT

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

Read by title.

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. 517 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before the comma, change "R.S. 15:544(A), (B)(1) and (D)(1) and (2)" to "R.S. 15:541(1)(d) through (k) and 544(A), (B), (C), and (D)(3) and to enact R.S. 15:541(1)(l) and (m) and 544(E)"

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "to provide" and at the beginning of line 4, delete "for procedure;" and insert in lieu thereof "to provide for the duration of registration and notification requirements; to provide for a procedure to extend the duration of registration and notification requirements; to provide with respect to the definition of an "aggravated offense";

AMENDMENT NO. 3

On page 1, line 6, after "Section 1." delete the remainder of the line and insert "R.S. 15:541(1)(d) through (k) and 544(A), (B), (C), and (D)(3) are hereby amended and reenacted and R.S. 15:541(1)(l) and (m) and 544(E) are hereby enacted"

AMENDMENT NO. 4

On page 1, at the beginning of line 7, delete "reenacted"

AMENDMENT NO. 5

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

"§541. Definitions

For the purposes of this Chapter, the definitions of terms in this Section shall apply:

(1) "Aggravated offense" means a conviction for the perpetration or attempted perpetration of, or conspiracy to commit, any of the following:

* * *

(d) Sexual battery prosecuted under the provisions of R.S. 14:43.1(C)(2).

~~(e)~~ (e) Second degree sexual battery (R.S. 14:43.2)

~~(f)~~ (f) Aggravated kidnapping (R.S. 14:44) of a child who has not attained the age of eighteen years.

~~(g)~~ (g) Second degree kidnapping (R.S. 14:44.1) of a child who has not attained the age of eighteen years.

~~(h)~~ (h) Aggravated kidnapping of child (R.S. 14:44.2).

~~(i)~~ (i) Simple kidnapping (R.S. 14:45) of a child who has not attained the age of eighteen years.

~~(j)~~ (j) Aggravated incest (R.S. 14:78.1) involving sexual intercourse, second degree sexual battery, ~~or~~ oral sexual battery, or when prosecuted under the provisions of R.S. 14:78.1(D)(2).

(k) Molestation of a juvenile prosecuted under the provisions of R.S. 14:81.2(E)(1).

~~(l)~~ (l) Aggravated crime against nature (R.S. 14:89.1).

~~(m)~~ (m) Sexual battery of the infirm (R.S. 14:93.5).

* * *

AMENDMENT NO. 6

On page 1, delete lines 9 through 17 and on page 2, delete lines 1 through 14 in their entirety and insert in lieu thereof:

"A. Except as provided for in Subsection B of this Section, a person required to register and provide notification pursuant to the

provisions of this Chapter shall comply with the requirement for a period of fifteen years from the date of the initial registration, or the duration of the lifetime of the offender as provided in Subsection E of this Section, unless the underlying conviction is reversed, set aside, or vacated. The requirement to register shall apply to an offender who is pardoned.

B.(1) A person required to register pursuant to this Chapter who was convicted of a sexual offense against a victim who is a minor as defined in R.S. 15:541(14.2) shall register and maintain his registration and provide community notification pursuant to the provisions of this Chapter for a period of twenty-five years from the date of initial registration, or the duration of the lifetime of the offender as provided in Subsection E of this Section, unless the underlying conviction is reversed, set aside, or vacated. The requirement to register shall apply to an offender who is pardoned.

~~(2) A person required to register pursuant to this Chapter who was convicted of an aggravated offense as defined in R.S. 15:541(1) or a person with a prior conviction for an offense for which registration is required by the provisions of this Chapter shall register and maintain his registration and provide community notification pursuant to the provisions of this Chapter for the duration of the lifetime of the offender, unless the underlying conviction is reversed, set aside or vacated. The requirement to register shall apply to an offender who is pardoned. Any of the following persons required to register pursuant to this Chapter shall register and provide notification for the duration of their lifetime, even if granted a first offender pardon, unless the underlying conviction is reversed, set aside, or vacated:~~

(a) A person required to register pursuant to this Chapter who was convicted of an aggravated offense as defined in R.S. 15:541;

(b) A juvenile adjudicated for the enumerated offenses in R.S. 15:542(A)(3); or

(c) A person with a prior conviction or adjudication for an offense for which registration is required by the provisions of this Chapter, whether or not the prior offense required registration at the time of commission or conviction, who subsequently is convicted of or adjudicated for an offense which requires registration under the provisions of this Chapter.

C. If an offender begins the period of registration and notification and is subsequently incarcerated ~~for the commission of a subsequent felony or where probation or parole of the offender is revoked, for any reason other than a misdemeanor arrest or a misdemeanor conviction or for a felony arrest which does not result in a conviction~~, then the period of registration and notification shall begin anew on the day the offender is released from incarceration, with no credit for the period of time in which the offender complied with registration and notification requirements prior to his incarceration.

D.

* * *

(3) For purposes of this Subsection, an offender maintains a "clean record" by:

* * *

(d) Successfully completing an appropriate sex offender treatment program certified by this state or by a registered treatment as provided in R.S. 24:936 or an appropriate sex offender treatment program certified by the Attorney General of the United States.

* * *

E.(1) Notwithstanding the provisions of Subsection A or Paragraph (B)(1) of this Section, the court, upon motion of the district attorney, and after a contradictory hearing, shall have the authority to order a person required to register and provide notification pursuant to the provisions of this Chapter to register and notify for the duration of the lifetime of the offender upon a showing by a preponderance of the evidence that the offender poses a substantial risk of committing another offense requiring registration pursuant to this Chapter. The district attorney and the offender may enter into a plea agreement requiring the offender to register and provide notification for the duration of the lifetime of the offender without a contradictory hearing.

(2) Whenever the registration and notification period of a sex offender has been increased to lifetime pursuant to the provisions of Paragraph (1) of this Subsection, upon maintenance of a clean record for the minimum time period applicable to the offense of conviction as provided by the provisions of Subsection A or Paragraph (B)(1) of this Section, the offender may petition the court in the jurisdiction of conviction, or if convicted out of state, in the jurisdiction of the offender's residence, to be relieved of the registration and notification requirements of this Chapter. The district attorney shall be served with the petition and the matter shall be set for contradictory hearing. Upon a finding by clear and convincing evidence that the offender has maintained a "clean record" as defined in this Section and that the offender does not pose a substantial risk of committing another offense requiring registration pursuant to this Chapter, the court may order that the offender be relieved of the obligation to register and notify pursuant to this Chapter."

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. 537—
BY SENATOR NEVERS

AN ACT

To enact R.S. 17:3129.8, relative to education; to provide for the articulation of credits earned in secondary and postsecondary educational institutions; to provide for an effective date; to provide for reporting requirements; 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. 540—

BY SENATORS MOUNT, ADLEY, BROOME, CASSIDY, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAU, HEITMEIER, KOSTELKA, LONG, MURRAY, NEVERS, RISER, SHAW, SMITH AND THOMPSON

AN ACT

To amend and reenact R.S. 40:2183(E), relative to hospices; to provide for the moratorium on the issuance of hospice licenses; to provide for an application process for the issuance of new hospice licenses; 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. 744—
BY SENATOR DUPRE

AN ACT

To amend and reenact R.S. 56:302.9(H) and to enact R.S. 56:302.9(I), relative to charter boat fishing guide licensees; to require licensees to provide landing reports and information to the Department of Wildlife and Fisheries; to provide terms and conditions; 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. 744 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 11, change "shall" to "may"

AMENDMENT NO. 2

On page 2, delete lines 7 and 8 in their entirety

AMENDMENT NO. 3

On page 2, line 9, change "as provided by" to "for"

Reported without amendments by the Legislative Bureau.

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. 775—

BY SENATORS NEVERS AND BROOME
AN ACT

To amend and reenact R.S. 40:967(B)(3), relative to controlled dangerous substance; to provide regarding the production or manufacturing of methamphetamine; to provide for certain criteria; to provide for 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. 781—
BY SENATOR JACKSON

AN ACT

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

Read by title.

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 Reengrossed Senate Bill No. 781 by Senator Jackson

AMENDMENT NO. 1

On page 1, line 2, change "enact" to "amend and reenact"

AMENDMENT NO. 2

On page 1, line 2, change "554" to "551"

AMENDMENT NO. 3

On page 1, line 7, change "554 is hereby enacted" to "551 is hereby amended and reenacted"

AMENDMENT NO. 4

On page 1, delete lines 8 through 13 in their entirety and in lieu thereof insert the following:

"Art. 551. Legislative findings

The legislature finds that society has a responsibility to protect children from abuse and neglect. Provision of independent counsel for abused and neglected children is an essential due process right provided by Louisiana law to ensure sound and fair decision making concerning children's safety, permanency, and well-being. Counsel providing representation in child protection proceedings should have specialized knowledge and skills essential for effective representation, and should participate in multi-disciplinary interaction together with other professionals involved with the child, including interdisciplinary communication, investigation, discovery, meetings, conferences, proceedings, and administrative hearings. Resources to support the provision of legal representation of children should be used efficiently and equitably to assure qualified representation throughout the state."

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.

**Senate Bills on Second Reading
Reported by Committee**

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

SENATE BILL NO. 42—

BY SENATORS B. GAUTREAUX AND NEVERS AND REPRESENTATIVE ROBIDEAUX

AN ACT

To amend and reenact R.S. 11:102(B)(3)(introductory paragraph) and (d)(introductory paragraph), (i), (ii), (iii), and (iv) and to enact R.S. 11:102(B)(3)(d)(viii), relative to employer contributions for the State Police Pension and Retirement System; to provide for the annual amortization payments to the system; to specify that the amortization period for certain changes, gains, and losses shall be thirty years from the year in which the change, gain, or loss occurs; to provide for amortization of outstanding balances of previously established amortization bases; to provide for level dollar payments; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Under the rules, the bill was recommitted to the Committee on Appropriations.

SENATE BILL NO. 612—

BY SENATORS CHAISSON, NEVERS, RISER, THOMPSON AND WALSWORTH AND REPRESENTATIVES HONEY AND TUCKER AND SENATORS ADLEY, ALARIO, BROOME, CASSIDY, CHEEK, CRAVINS, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, GRAY, HEBERT, HEITMEIER, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRISH, MOUNT, MURRAY, QUINN, SHAW, SHEPHERD AND SMITH

AN ACT

To amend and reenact R.S. 23:1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14(A), 15, 16, 71, 72(1), 73(A)(1)(introductory paragraph) and (2), (B), (C), (D), and (E)(2), 74, 75(D), 76(C), 1472(1), 2042, 2043, 2044, 2045, 2046, 2047(A), 2048, 2049(A), (B), (C) and (D), 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2061, 2062, 2063, 2065, 2066, 2067, 2069(A), 2070, 2091(A) (introductory paragraph) and (1), (B)(introductory paragraph) and (8), and (C), 2092, 2100, 2151(A), (B), and (E), 2152, 2153, and 2191, and R.S. 36:3(2), (3), (4), (6), and (7), 4(A)(6) and (B)(14), and 8(E)(1), 301, 302, 303, 304, 305, 306, 307, 308(A) and (D), 309, 310(A), 313, and 805 and R.S. 49:191(3)(g), 968(B)(5) and (21)(b), to enact R.S. 23:18, 19, 20, 21, 33, 34, 72(2.1), 73(A)(1)(d), 75(E), 77, 78, 2191(C), 2193 through 2213 and R.S. 36:8(E)(2)(j), and to repeal R.S. 23:2064, 2068, 2093, 2094, 2095, 2096, 2097, 2098, 2099, and 2192 and R.S. 36:310, 311, 312, relative to the Department of Labor; to change the name of the Department of Labor to the Louisiana Workforce Commission; to provide for the creation of the commission; to provide for the executive director of the commission; to establish the purpose of the commission; to establish the powers and duties of the commission; to provide for employee performance evaluations; to require the integration of certain workforce development programs; to provide for client accessibility; to authorize the executive director to delegate certain functions; to require the design and implementation of a plan for workforce training and services; to provide for the administration of funding; to provide relative to block grants for local workforce development areas; to provide for legislative intent; to provide for definitions; to require the maintenance of a comprehensive labor market information system; to require entities to cooperate with the commission; to provide for the availability of consumer information; to provide with respect to data exchange; to provide for the Occupational Forecasting Conference and its duties; to provide for the development and management of workforce system information resources; to change the name of the Louisiana Workforce Commission to the Louisiana Workforce Investment Council and to provide for a purpose; to provide for the membership of the council; to provide procedures to select the chairman and vice chairman; to provide for the terms of the membership; to authorize the removal of members under certain circumstances; to provide for

designees of the council members; to establish the goals of the council; to require the adoption of a strategic plan; to establish the duties and functions of the council; to establish the organizational structure of the council; to provide for workforce investment boards; to authorize the governor to designate workforce development areas; to authorize the creation of local workforce development boards; to provide for the training for local workforce development board members; to authorize the governor to certify boards; to provide for the membership of boards; to provide for the removal of workforce investment board members; to provide for the responsibilities of the boards; to provide for duties of the boards; to provide for the components of the local workforce development system; to require the adoption of local and regional workforce development plans; to require the adoption of a budget; to require the submission of a report; to require approval of a board's fiscal agent; to provide for contracting service delivery; to provide relative to conflicts of interests; to provide for the eligibility for incentives and waivers; to allow the application for nonprofit status; to authorize the employment of staff; to include the Louisiana Workforce Commission as a department within the executive branch of government; to provide for its officers, duties, and offices; to provide relative to the termination of legislative authority for the existence of statutory entities; to provide relative to agency rules; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Labor and Industrial Relations to Re-Reengrossed Senate Bill No. 612 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 8, delete "and (B)(14)"

AMENDMENT NO. 2

On page 1, line 9, after "309" and before the comma "," insert "(B), (C)(introductory paragraph) and (4), (D), (E), and (F)" and after "310" delete "(A)"

AMENDMENT NO. 3

On page 1, line 13, change "R.S. 36:310" to "R.S. 36:4(B)(14)"

AMENDMENT NO. 4

On page 11, at the beginning of line 12, insert "A."

AMENDMENT NO. 5

On page 11, between lines 15 and 16, insert the following:

"B. If monies are appropriated by the legislature to conduct a workforce facility condition assessment, service market data study/location analysis and master plan, the executive director shall transfer such monies to the Louisiana Community and Technical College System to conduct such workforce facility condition assessment, service market data study/location analysis and master plan to maximize the delivery of workforce training and services throughout the state."

AMENDMENT NO. 6

On page 18, line 10, change "compensation" to "insurance"

AMENDMENT NO. 7

On page 20, line 14, delete "non-public commissioners" and insert "nonpublic council members"

AMENDMENT NO. 8

On page 20, between lines 26 and 27, insert the following:

"(I) One member appointed by the governor who is a member of the Black Economic Development Council."

AMENDMENT NO. 9

On page 28, line 24, after "Corrections" and before the period "." insert a comma "," and "ex officio"

AMENDMENT NO. 10

On page 28, line 25, after "affairs" and before the period "." insert a comma "," and "ex officio"

AMENDMENT NO. 11

On page 30, line 1, after "sector:" insert "Association of Louisiana Electric Cooperatives"

AMENDMENT NO. 12

On page 30, line 6, after "sector:" insert "Louisiana Travel Promotion Association,"

AMENDMENT NO. 13

On page 30, line 16, after "Contractors," insert "Concrete and Aggregates Association of Louisiana"

AMENDMENT NO. 14

On page 32, line 22, change "twenty-seven" to "twenty-eight"

AMENDMENT NO. 15

On page 32, line 23, after "(13)," change "nine" to "ten"

AMENDMENT NO. 16

On page 37, line 20, delete "as an adequate" and insert "and succeed as an"

AMENDMENT NO. 17

On page 37, line 26, delete "associate"

AMENDMENT NO. 18

On page 38, line 12, before "programs" insert "and professional degree"

AMENDMENT NO. 19

On page 38, line 26, delete "insure" and insert "ensure"

AMENDMENT NO. 20

On page 43, delete line 27 in its entirety

AMENDMENT NO. 21

On page 45, delete line 1 in its entirety

AMENDMENT NO. 22

On page 46, delete line 8 in its entirety

AMENDMENT NO. 23

On page 46, delete line 13 in its entirety

AMENDMENT NO. 24

On page 52, line 26, after "including" and before "community" insert "but not limited to"

AMENDMENT NO. 25

On page 59, at the end of line 11, delete "and" and insert a comma ",."

AMENDMENT NO. 26

On page 59, line 12, after "technical" and before "education" insert "and professional"

AMENDMENT NO. 27

On page 62, line 10, after "B." delete "A." and insert in lieu thereof "To the extent possible and pursuant to Workforce Investment Act laws and regulations. a"

AMENDMENT NO. 28

On page 62, line 27, delete "and (B)(14)"

AMENDMENT NO. 29

On page 62, line 28, after "309" and before the comma "," insert "(B), (C)(introductory paragraph) and (4), (D), (E), and (F)" and after "310" delete "(A)"

AMENDMENT NO. 30

On page 64, delete lines 25 through 29 in their entirety

AMENDMENT NO. 31

On page 65, delete line 1 in its entirety

AMENDMENT NO. 32

On page 73, line 22, delete the period "." and insert a colon ":"

AMENDMENT NO. 33

On page 74, line 8, delete "A."

AMENDMENT NO. 34

On page 74, delete line 15 and insert in lieu thereof the following:

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

AMENDMENT NO. 35

On page 76, line 17, change "R.S. 36:310" to "R.S. 36:4(B)(14)"

AMENDMENT NO. 36

On page 76, line 25, after "Commission" and before the period "." insert "or commission where appropriate"

AMENDMENT NO. 37

On page 76, line 25, after "Council" and before the period "." insert "or council where appropriate"

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

Under the rules, the bill, as amended, was recommitted to the Committee on Appropriations.

SENATE BILL NO. 644—

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

AN ACT

To enact R.S.36:784(A)(8), relative to veterans' affairs; to provide for a Louisiana Veterans' Honor Medal Program; to provide that the secretary of veterans affairs shall manage the program; to provide for an advisory committee to assist the secretary of veterans affairs in operating the program; to provide for eligibility of awards; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Under the rules, the bill was recommitted to the Committee on Appropriations.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 638—

BY REPRESENTATIVE LABRUZZO
AN ACT

To enact Subpart K of Part III of Chapter 17 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1646, relative to procurement of certain motor vehicles by state agencies; to require fuel efficiency standards for certain motor vehicles purchased or leased by a state agency; to provide for exemptions; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. LaBruzzo moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Marchand
Abramson	Gallot	McVea
Anders	Geymann	Mills
Armes	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory, E.	Morris
Badon, A.	Guinn	Norton
Baldone	Hardy	Pearson

Barras	Harrison	Perry
Barrow	Hazel	Peterson
Billiot	Henderson	Pope
Burford	Hill	Pugh
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Hutter	Roy
Champagne	Jackson G.	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
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	

Total - 95

NAYS

Total - 0

ABSENT

Badon, B.	Leger	Ponti
Guillory, M.	Morrell	Richard
Henry	Nowlin	Smith, J.

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Acting Speaker Hines in the Chair

**Speaker Tucker in the Chair
Suspension of the Rules**

On motion of Rep. Wooton, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

**House Bills and Joint Resolutions
Returned from the Senate with Amendments**

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

**HOUSE BILL NO. 280—
BY REPRESENTATIVE WOOTON
AN ACT**

To amend and reenact R.S. 4:724(B)(5) and to enact R.S. 4:724(J), (K), and (L), relative to electronic video bingo machines; to provide with respect to the types of games which are played or displayed on electronic video bingo machines; to provide for exceptions; to provide for applicability; to provide for the replacement of certain machines which are destroyed or rendered inoperable; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 280 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 2, change "4:724(J), (K)," to "4:724(J) and (K)" and delete "and (L)"

AMENDMENT NO. 2

On page 1, line 9, change "4:724(J), (K)," to "4:724(J) and (K)"

AMENDMENT NO. 3

On page 1, line 10, delete "and (L)"

AMENDMENT NO. 4

On page 2, line 20, after "machine" delete the remainder of the line

AMENDMENT NO. 5

On page 2, line 21, delete "manufacturer"

AMENDMENT NO. 6

On page 2, delete lines 24 through 29

AMENDMENT NO. 7

On page 3, delete lines 1 through 7

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 280 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 4:724(B)(5)" and before "and" insert "and (I)"

AMENDMENT NO. 2

On page 1, line 9, after "R.S. 4:724(B)(5)" delete "is" and insert "and (I) are"

AMENDMENT NO. 3

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

"I. (1) Nothing in this Section shall be construed to restrict the authority of local governments to restrict or prohibit the conducting of electronic video bingo.

(2) In any parish in which a majority of the electors voted against the continuance of the operation of video draw poker devices in the election authorized in R.S. 18:1300.21, and conducted at the 1996 congressional general election, no license or permit shall be issued or renewed to conduct the operation of electronic bingo machines within the parish boundaries as the parish boundaries were recognized and taxed by the local governing authority of the parish at the time of that election. If electronic bingo machines were, prior to August 15, 2008, authorized, licensed, or permitted, and conducted in any parish in which the voters voted against the continuance of the operation of video draw poker devices, the licensees or permittees for

such electronic bingo machines shall discontinue electronic video bingo activities in that parish upon expiration of their current licenses or upon revocation, suspension, or return thereof if such revocation, suspension, or return occurs prior to the expiration of the license. Electronic bingo machine licenses may be renewed twice following the effective date of this Paragraph provided the licensee or permittee is in compliance with the law and the rules adopted thereunder."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Reengrossed House Bill No. 280 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 4:724" and before "(J)" insert "(B)(10)"

AMENDMENT NO. 2

On page 1, line 9, after "R.S. 4:724" and before "(J)" insert "(B)(10)"

AMENDMENT NO. 3

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

"(10) A machine shall be linked by telecommunication to a central computer system for purposes of monitoring and reading device activities as provided for in R.S. 27:30.6.

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 280 by Representative Wooton

AMENDMENT NO. 1

In the set of seven amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on April 30, 2008, in Amendment No. 1, change "4:724(J) and (K)" to "4:724(J)"

AMENDMENT NO. 2

In the set of seven amendments proposed by the Senate Committee on Judiciary B and adopted by the Senate on April 30, 2008, in Amendment No. 2, change "4:724(J) and (K)" to "4:724(J)"

AMENDMENT NO. 3

On page 2, delete lines 17 through 23

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 280 by Representative Wooton

AMENDMENT NO. 1

On page 2, delete lines 11 through 16 in their entirety and insert the following:

"(2) The licensed distributor has purchased or has a lease agreement approved by the office for electronic video bingo machines and has sent by certified mail an application, which has been received by the office on or prior to August 15, 2008, to have those machines permitted along with proof of a nonrefundable purchase, or a copy of the lease agreement approved by the office for those machines, to be placed at either of the following:

(a) A location which has been approved by the office on or prior to August 15, 2008; or

(b) A location for which a completed application with the appropriate fees for the licensing to conduct charitable gaming at a specific location has been received by the office on or prior to August 15, 2008. However locations which have not been approved by the office prior to August 15, 2008, but for which an application has been timely filed as provided by this Subparagraph, shall receive final approval and be occupied by June 30, 2009 in order to operate electronic video bingo machines which are not in compliance with the provisions of R.S. 4:724(B)(5).

(3) The machines and locations which are applied for on or prior to August 15, 2008 shall be authorized only for the location specified in the application provided for in this Subsection. If a licensed distributor does not place video bingo machines at the specified location applied for as authorized by the provisions of this Subsection, the licensed distributor shall not be authorized to place those video bingo machines at another location."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 280 by Representative Wooton

AMENDMENT NO. 1

In Senate Floor Amendment No. 1 proposed by Senator Dupre and adopted by the Senate on May 14, 2008, on page 1, line 3, after "purchased" insert "or has invested a minimum of twenty-five percent"

Rep. Wooton moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 26 HOUSE

37th Day's Proceedings - June 2, 2008

Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Total - 93		
	NAYS	
Total - 0		
	ABSENT	
Dove	Leger	Ponti
Jackson M.	Lorusso	Schroder
Kleckley	Morrell	Smith, P.
LaBruzzo	Peterson	
Total - 11		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 80—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 42:1111(E)(2), relative to the Code of Governmental Ethics; to provide relative to the rendering of certain assistance by elected officials; to provide relative to disclosure requirements regarding such assistance; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 80 by Representative Lopinto
AMENDMENT NO. 1

On page 2, line 9, following "shall" and before "be made" delete "only"

AMENDMENT NO. 2

On page 2, line 10, following "public" and before "in" insert "only"

AMENDMENT NO. 3

On page 2, line 13, delete "****"

Rep. Lopinto moved that the amendments proposed by the Senate be concurred in.

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	Pope
Billiot	Henry	Pugh
Burford	Hill	Richard

Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Hutter	Roy
Champagne	Jackson G.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Trahan
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	
Franklin	Marchand	
Total - 100		

NAYS

Total - 0

ABSENT

Jackson M.	Ponti
Morrell	Smith, P.
Total - 4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 332—
BY REPRESENTATIVE PERRY
AN ACT

To enact R.S. 14:118(D), (E), and (F), relative to forfeiture proceedings; to provide with respect to the forfeiture of property given, offered, or accepted during the commission of the crime of public bribery; to provide for a forfeiture procedure; to provide for the disposition of the property; to provide for the return of the property to the owner if the case is dismissed or the accused is acquitted; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 332 by Representative Perry

AMENDMENT NO. 1

On page 2, line 13, change "Fifteen" to "Twenty-five"

AMENDMENT NO. 2

On page 2, line 14, change "Fifteen" to "Five"

Rep. Perry moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Baldone	Jackson M.	Ponti
Cromer	Montoucet	St. Germain
Honey	Morrell	

Total - 8

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 377—

BY REPRESENTATIVES LEGER, ABRAMSON, ARNOLD, AUSTIN BADON, BOBBY BADON, BARROW, BILLIOT, HENRY BURNS, CHANDLER, CROMER, EDWARDS, ELLINGTON, GISCLAIR, GREENE, HARDY, HAZEL, HENDERSON, HENRY, HINES, HONEY, HOWARD, GIROD JACKSON, ROSALIND JONES, SAM JONES, LABRUZZO, LAFONTA, LIGI, MARCHAND, MONICA, MONToucET, MORRIS, NORTON, PETERSON, PONTI, RICHARDSON, RICHMOND, RITCHIE, ROY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, WADDELL, AND WOOTON AND SENATORS AMEDEE, CROWE, DORSEY, AND DUPLESSIS

AN ACT

To amend and reenact R.S. 15:542(C)(1)(m) and to enact R.S. 15:541(23) through (26) and 542.1.5(G), relative to sex offender registration and notification; to require the Bureau of Criminal Identification and Information to provide for the capability of allowing social networking web sites to compare its users to online identifiers on the State Sex Offender and Child Predator Registry; to require entities operating social networking web sites to provide information to the bureau; to provide for the screening of its registered users; to provide for a defense to claims of liability; to provide for definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 475—

BY REPRESENTATIVES ST. GERMAIN AND GISCLAIR
AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 475 by Representative St. Germain

AMENDMENT NO. 1

On page 3, delete lines 2 through 8, and insert

"crab shipping licenses, ten percent shall be deposited to the Conservation Fund, and ninety percent shall be deposited to the Crab Promotion and Marketing Account of the Seafood Promotion and Marketing Fund, R.S. 56:10(B)(1)(e)."

AMENDMENT NO. 2

On page 3, delete line 28, and insert "shipping licenses, ten"

AMENDMENT NO. 3

On page 3, line 29, change "eighty" to "ninety"

AMENDMENT NO. 4

On page 4, line 2, after "R.S. 56:10(B)(1)(e)." delete the remainder of the line

AMENDMENT NO. 5

On page 4, delete lines 3 through 5

Rep. St. Germain moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Marchand
Abramson	Gisclair	McVea
Anders	Guillory, E.	Mills
Armes	Guillory, M.	Monica
Arnold	Guinn	Montoucet
Aubert	Hardy	Morris
Badon, A.	Harrison	Norton
Badon, B.	Hazel	Nowlin
Baldone	Henry	Pearson
Barras	Hill	Peterson
Barrow	Hines	Pope
Billiot	Hoffmann	Pugh
Burford	Honey	Richard

Burns, H.	Howard	Richardson
Burrell	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Carter	Jackson M.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smiley
Connick	Katz	Smith, G.
Cortez	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Downs	LeBas	Trahan
Edwards	Leger	Waddell
Fannin	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Willmott
Gallot	Lorusso	Wooton
Total - 93		

NAYS

Burns, T.
Total - 1

ABSENT

Cromer	Henderson	Richmond
Dove	Morrell	Smith, J.
Ellington	Perry	
Greene	Ponti	
Total - 10		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

Consent to Correct a Vote Record

Rep. Tim Burns requested the House consent to correct his vote on final passage of House Bill No. 475 from yea to nay, which consent was unanimously granted.

HOUSE BILL NO. 377—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 15:542(C)(1)(m) and to enact R.S. 15:541(23) through (26) and 542.1.5(G), relative to sex offender registration and notification; to require the Bureau of Criminal Identification and Information to provide for the capability of allowing social networking web sites to compare its users to online identifiers on the State Sex Offender and Child Predator Registry; to require entities operating social networking web sites to provide information to the bureau; to provide for the screening of its registered users; to provide for a defense to claims of liability; to provide for definitions; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 377 by Representative Leger

AMENDMENT NO. 1

On page 1, line 11, following "and" and before "and" change "reenact" to "reenacted"

Rep. Leger moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Mills
Abramson	Gisclair	Monica
Anders	Greene	Morrell
Armes	Guillory, E.	Morris
Arnold	Guillory, M.	Norton
Aubert	Guinn	Nowlin
Badon, A.	Hardy	Pearson
Badon, B.	Harrison	Perry
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	Kleckley	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 - 100

NAYS

Total - 0

ABSENT

Chandler	Montoucet
LaBruzzo	Peterson
Total - 4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 643—
BY REPRESENTATIVES SCHRODER AND NORTON
AN ACT

To amend and reenact R.S. 14:98(F)(2), relative to operating a vehicle while intoxicated; to provide with respect to the crime of operating a vehicle while intoxicated; to provide with respect to the ten-year cleansing period for purposes of determining when a person has a prior offense; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed House Bill No. 643 by Representative Schroder

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:98(F)(2)" and before "," insert "and to enact R.S. 14:98(C)(1)(c), (d), (e), (f), and (g)"

AMENDMENT NO. 2

On page 1, line 7, after "reenacted" insert "and R.S. 98(C)(1)(c), (d), (e), (f), and (g) are hereby enacted"

AMENDMENT NO. 3

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

"C.(1) On a conviction of a second offense, notwithstanding any other provision of law to the contrary except as provided in Paragraph (3) of this Subsection, regardless of whether the second offense occurred before or after the first conviction, the offender shall be fined not less than seven hundred fifty dollars, nor more than one thousand dollars, and shall be imprisoned for not less than thirty days nor more than six months. At least forty-eight hours of the sentence imposed shall be served without benefit of parole, probation, or suspension of sentence. ~~Nothing herein shall prohibit a court from sentencing a defendant to home incarceration, if otherwise allowed under the provisions of Article 894.2 of the Code of Criminal Procedure.~~ Imposition or execution of the remainder of the sentence shall not be suspended unless:

* * *

(c) In addition to the requirements set forth in Subparagraphs (a) and (b) of this Paragraph, any offender placed on probation pursuant to the provisions of this Subsection shall be placed in a home incarceration program approved by the division of probation and parole for a period of six months.

(d) If any offender placed on probation pursuant to the provisions of this Subsection fails to complete the substance abuse treatment required by the provisions of this Paragraph or violates any other condition of probation, including conditions of home incarceration, his probation may be revoked, and he may be ordered to serve the balance of the sentence of imprisonment, without credit for time served under home incarceration.

(e) An offender sentenced to home incarceration during probation shall be subject to special conditions to be determined by the court, which shall include but not be limited to the following:

(i) Electronic monitoring.

(ii) Curfew restrictions.

(iii) Home visitation at least once per month by the Department of Public Safety and Corrections.

(f) The court shall also require the offender to obtain employment and to participate in a court-approved driver improvement program at his expense. The activities of the offender outside of his home shall be limited to traveling to and from work, church services, Alcoholics Anonymous meetings, or a court-approved driver improvement program.

(g) Offenders sentenced to home incarceration required pursuant to the provisions of this Section shall be subject to all other applicable provisions of Code of Criminal Procedure Article 894.2.

* * *

Rep. Schroder moved that the amendments proposed by the Senate be rejected.

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
Arnold	Guillory, M.	Morris
Aubert	Norton	Norton
Badon, A.	Hardy	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Peterson
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Champagne	Jackson G.	Robideaux
Chandler	Jackson M.	Roy
Chaney	Johnson	Schroder
Connick	Jones, R.	Simon
Cortez	Jones, S.	Smiley
Cromer	Katz	Smith, G.
Danahay	Kleckley	Smith, J.
Dixon	LaBruzzo	Smith, P.
Doerge	LaFonta	St. Germain
Dove	Lambert	Talbot
Downs	LeBas	Templet
Edwards	Leger	Trahan
Ellington	Ligi	Waddell
Fannin	Little	White
Foil	Lopinto	Williams
Franklin	Lorusso	Willmott
Gallot	Marchand	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Barrow
Total - 2
Morrell

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 801—
BY REPRESENTATIVE ANDERS
AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, line 12, after "mailed" and before "to" insert "or electronically transmitted" and after "grain" and before "shall" insert "within two business days" and between "deemed a" and "contract" insert "signed"

AMENDMENT NO. 2

On page 1, line 13, after "Section" insert "and in Chapter 5 of Title III of Book III of the Louisiana Civil Code"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 801 by Representative Anders

AMENDMENT NO. 1

Delete committee amendment No.1 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to the Reengrossed House Bill on May 6, 2008 and adopted by the Senate on May 7, 2008.

AMENDMENT NO. 2

On page 1, line 12, after "mailed" and before "to" insert "or electronically transmitted" and after "grain" and before "shall" insert "within five business days" and between "deemed a" and "contract" insert "signed"

Rep. Anders moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	Marchand	

Total - 101

NAYS

Total - 0

ABSENT

Greene	Ponti	St. Germain
Total - 3		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1142—

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

AN ACT

To enact R.S. 56:422(E), relative to harvest of oysters; to authorize the Wildlife and Fisheries Commission to promulgate rules and regulations that allow the operation of oyster cargo vessels; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1142 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 10, after "regulations" insert ", including emergency rules,"

AMENDMENT NO. 2

On page 2, line 3, change "Violations" to "A violation"

AMENDMENT NO. 3

On page 2, delete line 4, and insert "Subsection shall be a Class Four violation."

Rep. St. Germain moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	McVea
Anders	Guillory, E.	Mills
Arnold	Guillory, M.	Monica
Aubert	Guinn	Montoucet
Badon, A.	Hardy	Morrell
Badon, B.	Harrison	Morris
Baldone	Hazel	Norton
Barras	Henderson	Perry

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

Total - 91

NAYS

Mr. Speaker	Leger	Talbot
Burns, T.	Pearson	
Connick	Schroder	

Total - 7

ABSENT

Armes	Greene	Ponti
Cromer	Nowlin	Smith, P.

Total - 6

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

Consent to Correct a Vote Record

Rep. Tim Burns requested the House consent to correct his vote on final passage of Hosue Bill No. 1142 from yea to nay, which consent was unanimously granted.

HOUSE BILL NO. 380—

BY REPRESENTATIVE ARNOLD

AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 380 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 21, following "12" ad before "Sections" change "U.S.C.A. Sections" to "U.S.C."

AMENDMENT NO. 2

On page 4, line 2, following "December" and before "in" change "31" to "thirty-first"

AMENDMENT NO. 3

On page 4, line 28, following "in" and before "if" change "R.S. 51:704(B)" to "Subsection B of this Section"

AMENDMENT NO. 4

On page 5, line 18, following "in" and before "," change "R.S. 51:704(A)" to "Subsection A of this Section"

Rep. Arnold moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Doerge
Total - 1

ABSENT

Mr. Speaker	Greene	Ponti
Cromer	Morrell	Roy

Total - 6

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 584—

BY REPRESENTATIVE DOWNS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 14(B) of the Constitution of Louisiana, to authorize certain investments for political subdivisions with respect to monies reserved for post-employment benefits; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schroder to Engrossed House Bill No. 199 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 3, change "R.S. 14:95.2(C)(9) and (H)" to "R.S. 14:95.2(C)(9), (H), and (I)"

AMENDMENT NO. 2

On page 1, line 13, change "R.S. 14:95.2(C)(9) and (H)" to "R.S. 14:95.2(C)(9), (H), and (I)"

AMENDMENT NO. 3

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

"I. The governing body of a college or university or postsecondary vocational-technical school shall have the authority to establish rules or regulations which require that each person issued a concealed handgun permit pursuant to R.S. 40:1379.1 or 1379.3 who intends to carry their handgun on campus to notify the law enforcement agency for the educational institution as soon as they enter the campus and provide their name, address, and concealed handgun permit number."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 584 by Representative Downs

AMENDMENT NO. 1

On page 2, line 7, following "as a" delete "501(c)(3) or 501 (c)(4)"

AMENDMENT NO. 2

On page 2, line 8, following "organization" and before "and" insert "under Section 501(c)(3) or 501 (c)(4) of the Internal Revenue Code"

Rep. Downs moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	McVea
Abramson	Gisclair	Mills

Anders	Greene	Monica
Armes	Guillory, M.	Montoucet
Arnold	Guinn	Morrell
Badon, A.	Hardy	Morris
Badon, B.	Harrison	Norton
Baldone	Hazel	Nowlin
Barras	Henderson	Pearson
Barrow	Henry	Perry
Billiot	Hill	Peterson
Burford	Hines	Pope
Burns, H.	Hoffmann	Pugh
Burns, T.	Honey	Richard
Burrell	Howard	Richardson
Carmody	Hutter	Richmond
Carter	Jackson G.	Ritchie
Chandler	Jackson M.	Roy
Chaney	Johnson	Schroder
Connick	Jones, R.	Simon
Cortez	Jones, S.	Smiley
Cromer	Katz	Smith, G.
Danahay	Kleckley	Smith, J.
Dixon	LaBruzzo	Smith, P.
Doerge	LaFonta	St. Germain
Dove	Lambert	Talbot
Downs	LeBas	Templet
Edwards	Leger	Trahan
Ellington	Ligi	Waddell
Fannin	Little	White
Foil	Lopinto	Williams
Franklin	Lorusso	Willmott
Gallot	Marchand	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Aubert	Guillory, E.	Robideaux
Champagne	Ponti	
Total - 5		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 953—

BY REPRESENTATIVE KLECKLEY

AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 953 by Representative Kleckley

AMENDMENT NO. 1

On page 12, line 23, following "Louisiana" and before "Electronic" insert "Uniform"

Rep. Kleckley moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

Champagne	Ligi
Connick	Ponti

Total - 4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 228—

BY REPRESENTATIVES ROBIDEAUX AND DOERGE AND SENATOR B. GAUTREAUX AND REPRESENTATIVES ARNOLD, MONTOUCET, PEARSON, AND POPE AND SENATOR HEBERT

AN ACT

To amend and reenact R.S. 11:2260(A)(5) and (6), relative to the Firefighters' Retirement System; to provide with respect to the quorum and voting requirements of the board of trustees; to provide relative to the oath taken by trustees; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 228 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 15 change "~~appointment or~~" to "appointment or"

AMENDMENT NO. 2

On page 2, line 4 change "must" to "~~must~~ shall"

Rep. Robideaux moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 101

NAYS

Total - 0

ABSENT

Greene	Guillory, M.	Ponti
--------	--------------	-------

Total - 3

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 360—

BY REPRESENTATIVES MONTUCET, BOBBY BADON, BALDONE, BARROW, BILLIOT, CHAMPAGNE, CORTEZ, CROMER, FRANKLIN, GALLOT, GISCLAIR, HARDY, HENDERSON, SAM JONES, LAMBERT, LEBAS, PERRY, POPE, RICHARD, SMILEY, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, AND WILLIAMS

AN ACT

To amend and reenact R.S. 36:610(I) and R.S. 56:266(A), (B), (C), (D)(1), (E)(3), and (F) and 279(B)(2) and (3), (C)(1), (D)(3), and (E) and to enact R.S. 36:610(L) and R.S. 56:278, relative to alligators; to remove alligators from the jurisdiction of the Fur and Alligator Council; to create the Louisiana Alligator Advisory Council; to provide the council's membership, functions, duties, and responsibilities; to provide relative to funding for the council; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 360 by Representative Montoucet

AMENDMENT NO. 1

On page 1, delete line 3 and insert

", 279(B)(2) and(3), (C)(1), (D)(3) and (E), and 578.2(A) and (C), and to enact R.S. 36:610(L) and R.S."

AMENDMENT NO. 2

On page 1, delete line 7 and insert

"funding for the council; to provide relative to certain appointments to the Louisiana Seafood Promotion and Marketing Board for the alligator industry; and to provide for related matters."

AMENDMENT NO. 3

On page 2, line 6, after "(E)" and before "are" insert "and 578.2(A) and (C)"

AMENDMENT NO. 4

On page 8, after line 17, insert

"* * *

§578.2. Louisiana Seafood Promotion and Marketing Board; creation and organization

A. (1) There is hereby created in the office of the secretary of the Department of Wildlife and Fisheries the Louisiana Seafood Promotion and Marketing Board. The agency shall have its domicile in Baton Rouge and shall be governed by a board of trustees composed of ~~fifteen~~ sixteen members, ~~fourteen~~ fifteen members to be appointed by the governor from persons engaged in the commercial seafood and alligator industry in Louisiana to serve terms concurrent with the governor, and the ~~fifteenth~~ sixteenth member to be the secretary of the Department of Wildlife and Fisheries or his designated representative, who shall serve as an ex officio member.

(2) The appointed members shall be chosen as follows:

(a) One shall be appointed from a list of three names submitted by the American Shrimp Processors Association and the Louisiana Shrimp Association.

(b) One shall be appointed from a list of three names submitted by the Louisiana Oyster Dealers and Growers Association.

(c) One shall be appointed from a list of three names submitted by the Louisiana crawfish industry.

(d) One shall be appointed from a list of three names submitted by the Louisiana Restaurant Association.

(e) Two shall represent the harvesting sector of the shrimp industry, one or more of which shall be appointed from a list of names submitted by shrimp organizations or associations currently active throughout the state.

(3) Of the remaining ~~eight~~ nine members to be appointed:

(a) One member shall be a seafood retailer or wholesaler.

(b) One member shall represent the commercial saltwater finfish industry.

(c) One member shall represent the commercial freshwater finfish industry.

(d) One member shall be a seafood processor.

(e) One member shall represent the crab industry.

(f) One member shall be a home economist.

(g) One member shall represent the wild catfish industry.

(h) One member shall be a marketing specialist.

(i) One member shall represent the alligator industry.

(4) The names of each of the ~~fourteen~~ fifteen members appointed by the governor shall be submitted to the Senate for confirmation.

* * *

C. The presence of ~~eight~~ nine members of the board shall constitute a quorum for the transaction of all business and the carrying out of duties of the board. Each member shall take and subscribe to the oath of office prescribed for state officers. No member shall receive any salary, but each member shall receive the sum of twenty dollars per day for each day spent in actual attendance at meetings of the board or at meetings of duly appointed committees or subcommittees thereof and such allowance for traveling expenses in attending the meetings as is allowed for other state employees for traveling expenses."

Rep. Montoucet moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 99

NAYS

Total - 0

ABSENT

Baldone	Hoffmann	Roy
Hazel	Ponti	

Total - 5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 373—

BY REPRESENTATIVES HAZEL, ARMES, BILLIOT, HENRY BURNS, DIXON, DOERGE, FRANKLIN, GISCLAIR, GUINN, HILL, HOWARD, HUTTER, LITTLE, LORUSSO, MONTOU CET, NORTON, POPE, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:490.19(A), (B), and (D) and to enact R.S. 47:490.19(E) and (F), 490.20, and 490.21, relative to military honor license plates; to provide for the U.S. Army Airborne license plate; to provide for the establishment of a military honor license plate for recipients of the Iraq Campaign Medal; to provide for the establishment of a military honor license plate for the recipients of the Afghanistan Campaign Medal; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 373 by Representative Hazel

AMENDMENT NO. 1

On page 4, line 24, after "finalized" insert ", or January 1, 2009, whichever is earlier"

Rep. Hazel moved that the amendments proposed by the Senate be concurred in.

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, M.	Morrell
Aubert	Guinn	Morris
Badon, A.	Hardy	Norton
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Pearson
Barras	Henderson	Perry
Barrow	Henry	Peterson
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.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	LaBruzzo	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Lambert	Talbot
Doerge	LeBas	Templet
Dove	Leger	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton

Total - 99

NAYS

Total - 0

ABSENT

Greene	Kleckley	Roy
Guillory, E.	Ponti	

Total - 5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 439—

BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 30:905(B)(2) and (14), 905.1, 905.3(A) and (D), and 905.4(A)(1)(a) and (c) and (2), (B), (C), (D), (E)(2), (F), (G), (H), and (J)(2) and to repeal R.S. 30:905.2 and 905.4(K), relative to abandoned mine reclamation; to provide for the authority to participate and to promulgate rules and regulations; to provide for funding sources and appropriation for reclamation of mining operations; to provide for an implementation plan; to provide for notice; to provide for exemptions and exclusions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 439 by Representative Dove

AMENDMENT NO. 1

On page 4, line 14, following "C" and before "." insert "of this Section"

Rep. Morris moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Danahay	Harrison	Ponti
Dixon	Hines	Roy
Dove	Lorusso	White
Guillory, E.	McVea	

Total - 11

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 488—
BY REPRESENTATIVE GISCLAIR

AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 488 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 16, following "Louisiana" and before "Marine" change "University" to "Universities"

Rep. Gisclair moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Barras	Greene	Pugh
Connick	Harrison	Roy
Danahay	McVea	
Dove	Ponti	

Total - 10

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 557—
BY REPRESENTATIVE DOVE

AN ACT

To amend and reenact R.S. 30:215(A), to enact R.S. 30:123.1, and to repeal R.S. 30:125(B), relative to mineral lease applications; to provide for information required to be submitted to the State Mineral Board; to provide for liquidated damages; to provide for the determination of the fee for seismic, geophysical, or geological surveying; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 557 by Representative Dove

AMENDMENT NO. 1

On page 2, line 14, following "the" and before "damage" change "liquid" to "liquidated"

Rep. Morris moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr. Speaker	Dove	Roy
Badon, A.	Harrison	St. Germain
Barras	Katz	Trahan
Danahay	Ponti	Williams
Total - 12		

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

HOUSE BILL NO. 581—
BY REPRESENTATIVE TRAHAN
AN ACT

To amend and reenact R.S. 17:170(A)(1) and (D) and to enact R.S. 17:170(A)(4), relative to immunizations; to provide for the enforcement of immunization requirements for students; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 581 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 2, after "(A)(1)" delete the remainder of the line and insert ", relative"

AMENDMENT NO. 2

On page 1, line 6, after "(A)(1)" delete "and (D) are" and insert "is" and at the end of the line delete "and R.S."

AMENDMENT NO. 3

On page 1, at the beginning of line 7, delete "17:170(A)(4) is hereby enacted"

AMENDMENT NO. 4

On page 1, at the end of line 9, insert "for the first time; immunization of persons entering sixth grade"

AMENDMENT NO. 5

On page 1, line 10, after "A.(1)" insert "(a)"

AMENDMENT NO. 6

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

"(b) Beginning with the 2009-2010 school year and thereafter, each person entering the sixth grade in any school within the state shall present satisfactory evidence of immunity to or immunization against vaccine-preventable diseases according to a schedule approved by the office of public health, Department of Health and Hospitals, or shall present evidence of an immunization program in progress."

AMENDMENT NO. 7

On page 1, delete lines 18 and 19 and on page 2, delete lines 1 through 8

Rep. Trahan moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Mills
Abramson	Gisclair	Monica
Anders	Greene	Montoucet
Arnes	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.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	
Franklin	Marchand	
Total - 100		

NAYS

Total - 0

ABSENT

Gallot	Roy
McVea	Williams
Total - 4	

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 590—
BY REPRESENTATIVE HUTTER
AN ACT

To amend and reenact R.S. 34:1708(A), relative to the St. Bernard Port, Harbor, and Terminal District; to provide relative to the authority of the board of commissioners to acquire certain property; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 590 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 15, delete "pipelines" and insert "except those pipelines in operation on May 1, 2008"

Rep. Hutter moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Champagne	Gallot	Morrell
Ellington	Guillory, M.	Williams
Total - 6		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 656—
BY REPRESENTATIVE SIMON AND SENATOR NEVERS
AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 656 by Representative Simon

AMENDMENT NO. 1

On page 1, line 2, after "1805(A)" insert "and (B)"

AMENDMENT NO. 2

On page 1, line 5, after "exceptions;" insert "to provide for term limits;"

AMENDMENT NO. 3

On page 1, line 7, change "is" to "and (B) are"

AMENDMENT NO. 4

On page 1, between lines 19 and 20, insert:

"B.(1) The initial term of members appointed from the parishes of Avoyelles, Pointe Coupee, St. Helena, and Washington shall be one year. The initial term of members appointed from the parishes of East Feliciana, Rapides, Tangipahoa, and West Feliciana shall be two years. All terms after the initial terms shall be for a period of two years. The initial term of each member shall commence on the effective date of that member's appointment. All terms shall end on the thirty-first day of August. All terms other than the initial terms shall commence on the first day of September.

(2) Members of the commission shall not serve more than twelve consecutive years. The provisions of this Paragraph shall not apply to any member who was appointed to the commission prior to the effective date of this Paragraph unless and until that person is re-appointed to the commission following the expiration of his current term."

Rep. Simon moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 100

NAYS

Total - 0

ABSENT

Champagne	Guillory, M.
Gallot	Williams

Total - 4

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 672—
BY REPRESENTATIVE TRAHAN
AN ACT

To amend and reenact R.S. 17:416.18, relative to the rights of teachers; to rename the list of provisions providing for the rights of teachers; to provide for the immunity and legal defense of teachers; to provide for the rights of beginning teachers; to provide for the distribution of such list of rights to schools and to parents and legal guardians; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 672 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 5, between "guardians" and the semicolon ";" insert "and for the posting of same on school and school system websites"

AMENDMENT NO. 2

On page 3, at the end of line 13, insert "Each city, parish, or other local public school board and every school under its jurisdiction that maintains an Internet website shall post on such website a copy of the Teacher Bill of Rights required by this Section."

Rep. Trahan moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

Gallot	Morris
Mills	Williams

Total - 4

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 719—
BY REPRESENTATIVE CARMODY
AN ACT

To enact R.S. 17:437.1, relative to training for certain public school employees; to provide for in-service training for teachers, school counselors, principals, and certain other school administrators in suicide prevention; to provide for the responsibilities of the State Board of Elementary and Secondary Education; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 719 by Representative Carmody

AMENDMENT NO. 1

On page 1, line 5, between "Education;" and "and to" insert "to provide for limitation on liability;"

AMENDMENT NO. 2

On page 1, at the end of line 9, insert "; limitation on liability"

AMENDMENT NO. 3

On page 1, after line 19, insert the following:

"C.(1) No person shall have a cause of action for any loss or damage caused by any act or omission resulting from the implementation of the provisions of this Section or resulting from any training, or lack thereof, required by this Section, unless such loss or damage was caused by willful or wanton misconduct.

(2) The training, or lack thereof, required by the provisions of this Section shall not be construed to impose any specific duty of care.

D. This Section shall be known and may be cited as the "Jason Flatt Act".

Rep. Carmody moved that the amendments proposed by the Senate be concurred in.

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

Total - 102

NAYS

Total - 0

ABSENT

Gallot Williams
Total - 2

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 784—

BY REPRESENTATIVE HUTTER

AN ACT

To amend and reenact R.S. 32:408(A)(8)(introductory paragraph) and (b)(introductory paragraph), (B)(2)(e), and (3)(introductory paragraph) and (d) and to repeal R.S. 32:408(B)(4)(c), relative to the requirements of applicants for certain classes of commercial driver's licenses; to provide for exemptions from the requirements; to provide for the issuance of endorsements; to provide for restrictions to the classes of commercial driver's licenses; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 784 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 3, following "paragraph," and before ", and" change "(B)(2)(e)" to "(B)(2)(introductory paragraph) and (e)"

AMENDMENT NO. 2

On page 1, line 10, following "paragraph)," and before ", and" change "(B)(2)(e)" to "(B)(2)(introductory paragraph) and (e)"

AMENDMENT NO. 3

On page 2, line 15, following "for in" and before ". The" change "R.S. 32:408(B)(2)(e)" to "Subparagraph (e) of this Paragraph"

AMENDMENT NO. 4

On page 3, line 4, following "Part" and before ", Subpart" change "178" to "172"

AMENDMENT NO. 5

On page 3, line 18, following "may" and before "if" change "only be issued" to "be issued only"

Rep. Hutter moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Burns, T.	Honey	Richard
Burrell	Howard	Richardson
Carmody	Hutter	Richmond
Carter	Jackson G.	Ritchie
Champagne	Jackson M.	Robideaux
Chandler	Johnson	Roy
Chaney	Jones, R.	Schroder
Connick	Jones, S.	Simon
Cortez	Katz	Smiley
Cromer	LaBruzzo	Smith, G.
Dixon	LaFonta	Smith, J.
Doerge	Lambert	Smith, P.
Dove	LeBas	St. Germain
Downs	Leger	Talbot
Edwards	Ligi	Templet
Ellington	Little	Trahan
Fannin	Lopinto	Waddell
Foil	Lorusso	White
Franklin	Marchand	Williams
Gallot	McVea	Willmott
Geymann	Mills	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Aubert	Danahay	Kleckley
Burns, H.	Hill	
Total - 5		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1032—

BY REPRESENTATIVE LORUSSO

AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1032 by Representative Lorusso

AMENDMENT NO. 1

On page 5, line 28, following "the" and before "Local" insert "Louisiana"

Rep. Lorusso moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Montoucet

Page 42 HOUSE

37th Day's Proceedings - June 2, 2008

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

Total - 99

NAYS

Total - 0

ABSENT

Burns, H.	Lorusso	Morrell
Leger	McVea	

Total - 5

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1047—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to exchange certain properties in Iberville Parish with First Louisiana Resource, L.L.C.; to provide for property descriptions; to provide for the reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

Read by title.

Motion

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

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

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Engrossed House Bill No. 1081 by Representative Schroder

AMENDMENT NO. 1

On page 1, line 11 after "state" insert ":" and delete the remainder of the line and delete line 12

Rep. Schroder moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Connick	Kleckley	Ponti
Ellington	LeBas	Roy
Greene	Lopinto	
Hoffmann	McVea	

Total - 10

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1119—

BY REPRESENTATIVE CHANEY

AN ACT

To amend and reenact R.S. 40:1843, relative to the Liquefied Petroleum Gas Commission; to increase the per diem for members of the commission; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 1119 by Representative Chaney

AMENDMENT NO. 1

On page 1, line 2, after "1843" insert "and to enact R.S. 40:1841(C)(3)"

AMENDMENT NO. 2

On page 1, line 3, after "commission;" insert "to provide for term limits for members of the commission;"

AMENDMENT NO. 3

On page 1, line 6, after "reenacted" insert "and R.S. 40:1841(C)(3) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 6 and 7, insert:

"§1841. Creation of commission; domicile; membership; terms; officers of commission

* * *

C.

* * *

(3) Appointed members of the commission shall be subject to term limitations in accordance with the provisions of that Act which originated as Senate Bill 233 of the 2008 Regular Session of the Legislature."

Rep. Chaney moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 100

NAYS

Total - 0

ABSENT

Dove	McVea
Lopinto	Roy
Total - 4	

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1047—

BY REPRESENTATIVE ST. GERMAIN

AN ACT

To authorize the secretary of the Department of Public Safety and Corrections to exchange certain properties in Iberville Parish with First Louisiana Resource, L.L.C.; to provide for property descriptions; to provide for the reservation of mineral rights; to provide for terms and conditions; and to provide for related matters.

Called from the calendar.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 1047 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 11, change "fifty" to "fifty-five"

AMENDMENT NO. 2

On page 1, delete lines 13 through 20 and insert

"That certain tract of land containing 177.46 acres shown as Parcel "E" (Hunt North) and that certain tract of land containing 177.90 acres shown as Parcel "F" (Hunt South) on the plat of survey prepared by David L. Patterson, land surveyor, dated April 15, 2008."

Page 44 HOUSE

37th Day's Proceedings - June 2, 2008

AMENDMENT NO. 3

Delete pages 2 through 7

AMENDMENT NO. 4

On page 8, delete lines 1 through 8

AMENDMENT NO. 5

On page 9, at the end of line 11, insert

"The transfer of the property described in this Section shall be without warranty as to title or condition of the property. The contents of all residences located on the property, and all the machinery, equipment, tack and livestock shall be excluded from the transfer. The property shall be subject to the rights if any, of adjoining landowners and third parties, all restrictions, servitudes, rights of ways and other matters affecting or burdening the property, whether or not of record, including without limitation, any mineral servitudes, as well as any servitude that may be imposed upon riparian landowners by any law or ordinance. For a period of ten years following the date of the exchange of the property described in this Section may only be used for pasturage, forestry or agricultural purposes or other related purposes, and this restriction shall constitute a covenant running with the land and shall be binding upon the parties hereto, their heirs, successors and assigns, but this restriction shall expire and become null and void ten years after the date of the exchange."

AMENDMENT NO. 6

On page 9, at the end of line 17, insert

"The mineral reservation to the state shall be subject; however, to the stipulation that there shall be no operations conducted upon the surface of the property without the surface owner's express written consent. All minerals and mineral rights associated with the property described in Section 2 of this Act shall be reserved to First Louisiana Resource, L.L.C., and such reservation shall be imprescriptible to the maximum extent authorized under the provisions of R.S. 31:149, provided, however, that in any drilling or other surface operations, except seismic operations, First Louisiana Resource, L.L.C., its lessees or assigns, shall be limited to one drill site of four and one-half acres with access thereto from the River Road, which drill site may be selected by First Louisiana Resource, L.L.C., its lessees or assigns. First Louisiana Resource, L.L.C., its lessees or assigns may conduct seismic operations on all or any portion of the property described in Section 1 of this Act provided, however, that any permit shall provide for the payment of surface damages to the then owner of the surface of the property. The reservation to First Louisiana Resource, L.L.C., shall be subject to the stipulation that if a well or wells are drilled off of the property described in Section 1 of this Act but in a unit or units that include any portion of the said property, however small, then and in that event operations on any such unit shall constitute a user of the entire mineral servitude herein reserved."

Rep. St. Germain moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Gallot, McVea, Abramson, Geymann, Mills, Anders, Gisclair, Monica, Arnes, Greene, Montoucet, Arnold, Guillory, E., Morrell, Aubert, Guillory, M., Morris, Badon, A., Guinn, Norton

Table with 3 columns of names: Badon, B., Hardy, Nowlin, Baldone, Harrison, Pearson, Barras, Hazel, 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, Hutter, Ritchie, Champagne, Jackson G., Robideaux, Chandler, Johnson, Schroder, Chaney, Jones, R., Smith, J., Connick, Jones, S., Smith, P., Cortez, Katz, St. Germain, Cromer, Kleckley, Talbot, Danahay, LaBruzzo, Temple, Doerge, Lambert, Trahan, Downs, LeBas, Waddell, Edwards, Leger, Williams, Ellington, Ligi, Willmott, Fannin, Little, Wooton, Foil, Lorusso, Franklin, Marchand, Total - 99

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Dove, Lopinto, White, Jackson M., Roy, Total - 5

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1138

BY REPRESENTATIVE GISCLAIR AN ACT

To amend and reenact R.S. 56:495.1(A)(1)(b), relative to trawling vessels; to provide relative to the legal size of trawl doors; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 1138 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 2, after "56:495.1(A)(1)(b)" insert "and (c)"

AMENDMENT NO. 2

On page 1, line 5, delete "is" and insert "and (c) are"

AMENDMENT NO. 3

On page 1, between lines 13 and 14, insert

"(c) Two trawls which shall not exceed twenty-five feet along the corkline, thirty-three feet along the lead line, and have no more than two outer trawl doors no larger than eight feet in length and forty ~~forty-three~~ inches in height and no more than two inner sled doors, and in addition, one test trawl."

AMENDMENT NO. 4

On page 1, after line 14, insert

"Section 2. This Act shall become effective on August 1, 2008."

Rep. Gisclair moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Dove	Leger	Waddell
Greene	Morrell	
Harrison	Roy	
Total - 7		

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1165—

BY REPRESENTATIVES HONEY, ARMES, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BURFORD, HENRY BURNS, BURRELL, CHANEY, DIXON, DOWNS, EDWARDS, GALLOT, GISCLAIR, GREENE, HARRISON, HINES, HOFFMANN, HOWARD, MICHAEL JACKSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, MONTOU CET, MORRELL, MORRIS, NORTON, PERRY, PUGH, RICHARD, RICHARDSON, RITCHIE, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, WADDELL, AND WILLIAMS AND SENATOR SCALISE

AN ACT

To amend and reenact R.S. 23:1474(I), 1592(E), and 1595(A) and to enact R.S. 23:1536(E)(4), relative to unemployment compensation weekly benefit amounts; to provide with respect

to the unemployment trust fund balance; to provide for an increase in the weekly benefit amount paid; to provide for the duration of benefits; to provide for a reduction in contributions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Labor and Industrial Relations to Reengrossed House Bill No. 1165 by Representative Honey

AMENDMENT NO. 1

On page 4, line 5 after "If" insert a comma " , "

AMENDMENT NO. 2

On page 4, delete lines 18 and 19 and insert the following:

"weekly benefit amount as determined pursuant to R.S. 23:1592 (3); or ~~twenty-seven percent of his wages for insured work paid during the base period;~~ provided that such"

Rep. Honey moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Mills
Abramson	Gisclair	Monica
Anders	Greene	Montoucet
Armes	Guillory, E.	Morrell
Arnold	Guillory, M.	Morris
Aubert	Guinn	Norton
Badon, A.	Hardy	Nowlin
Badon, B.	Hazel	Pearson
Baldone	Henderson	Perry
Barras	Henry	Peterson
Barrow	Hill	Ponti
Billiot	Hines	Pope
Burford	Hoffmann	Pugh
Burns, H.	Honey	Richard
Burns, T.	Howard	Richardson
Burrell	Hutter	Richmond
Carmody	Jackson G.	Ritchie
Carter	Jackson M.	Robideaux
Champagne	Johnson	Schroder
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smiley
Connick	Katz	Smith, G.
Cortez	Kleckley	Smith, J.
Cromer	LaBruzzo	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Lambert	Talbot
Doerge	LeBas	Templet
Downs	Leger	Trahan
Edwards	Ligi	Waddell
Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Gallot	McVea	
Total - 101		

Page 46 HOUSE

37th Day's Proceedings - June 2, 2008

NAYS

Total - 0

ABSENT

Dove Harrison Roy
Total - 3

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 1220— BY REPRESENTATIVE HENRY BURNS AN ACT

To enact R.S. 30:209(4)(e), relative to the State Mineral Board; to provide for the authority of the State Mineral Board; to provide for operating agreements for certain underground storage; and to provide for related matters.

Read by title.

Motion

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

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

HOUSE BILL NO. 1243— BY REPRESENTATIVE LAFONTA AN ACT

To enact R.S. 14:67.26, relative to theft; to provide for the crime of theft of copper from a religious building or cemetery or graveyard; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Rep. LaFonta moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Lopinto
Anders Geymann Lorusso
Armes Gisclair Marchand
Arnold Greene McVea
Aubert Guillory, E. Mills
Badon, A. Guillory, M. Monica
Badon, B. Guinn Montoucet
Baldone Hardy Morrell
Barras Hazel Morris
Barrow Henderson Norton
Billiot Henry Nowlin
Burford Hill Pearson

Burns, H. Hines Perry
Burns, T. Hoffmann Peterson
Burrell Honey Ponti
Carmody Howard Pope
Carter Hutter Pugh
Champagne Jackson G. Ritchie
Chandler Jackson M. Schroder
Chaney Johnson Smiley
Connick Jones, R. Smith, G.
Cromer Jones, S. Smith, J.
Danahay Katz Smith, P.
Dixon Kleckley St. Germain
Doerge LaBruzzo Talbot
Downs LaFonta Templet
Edwards Lambert Trahan
Ellington LeBas Waddell
Fannin Leger White
Foil Ligi Williams
Franklin Little Willmott
Total - 93

NAYS

Total - 0

ABSENT

Abramson Richard Roy
Cortez Richardson Simon
Dove Richmond Wooton
Harrison Robideaux
Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow to Engrossed House Bill No. 1297 by Representative Barrow

AMENDMENT NO. 1

On page 2, at the end of line 17, change "R.S. 47:301." to "R.S. 47:301(16)(g)(ii)."

AMENDMENT NO. 2

On page 3, line 13, after "rate of" delete the remainder of the line and on line 14, delete "9:3500(C)," and insert "judicial interest, as provided in R.S. 9:3500(B)(1)."

AMENDMENT NO. 3

On page 3, at the end of line 24, change "will" to "shall"

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

Motion

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

HOUSE BILL NO. 1325—

BY REPRESENTATIVES DIXON, ARMES, CHANDLER, CHANEY, EDWARDS, RICHARDSON, AND RITCHIE
AN ACT

To enact R.S. 17:3312(B), relative to the use of sick leave by unclassified employees at public colleges and universities; to provide relative to the use of sick leave for personal purposes by certain employees; to provide guidelines and limitations; to provide applicability; and to provide for related matters.

Read by title.

Rep. Dixon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Abramson	Henry	Peterson
Dove	Jackson M.	Ritchie
Harrison	LaBruzzo	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Regular Calendar

Acting Speaker Jane Smith in the Chair

HOUSE BILL NO. 734—

BY REPRESENTATIVE TRAHAN
AN ACT

To enact R.S. 17:3351(A)(5)(e), relative to tuition and mandatory attendance fees; to authorize each public postsecondary education management board to establish tuition and mandatory fee amounts for resident students; to provide for adjustments to such amounts; to provide relative to certain guidelines established by the Board of Regents; to provide for waivers; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Reengrossed House Bill No. 734 by Representative Trahan

AMENDMENT NO. 1

On page 2, line 14, after "peers" and before the ":" insert "provided that the increase has been approved by the Joint Legislative Committee on the Budget"

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

Speaker Tucker in the Chair

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edwards	Mills
Abramson	Ellington	Montoucet
Anders	Foil	Norton
Armes	Gallot	Pearson
Arnold	Gisclair	Ponti
Aubert	Guillory, E.	Pope
Badon, B.	Guillory, M.	Pugh
Baldone	Guinn	Richard
Barras	Hardy	Richardson
Barrow	Harrison	Ritchie
Billiot	Hazel	Robideaux
Burns, H.	Hines	Roy
Carmody	Hoffmann	Schroder
Carter	Hutter	Simon
Champagne	Jones, R.	Smith, P.
Chaney	Katz	St. Germain
Connick	Kleckley	Talbot
Cortez	LeBas	Templet
Cromer	Leger	Trahan

Page 48 HOUSE

37th Day's Proceedings - June 2, 2008

Danahay Ligi White
Dixon Lopinto Williams
Doerge Lorusso Wooton
Downs McVea
Total - 68

NAYS

Badon, A. Honey Morris
Burford Howard Nowlin
Burns, T. Jackson G. Perry
Burrell Jackson M. Richmond
Chandler Johnson Smiley
Fannin Jones, S. Smith, G.
Franklin LaFonta Smith, J.
Geymann Lambert Waddell
Greene Little Willmott
Henderson Marchand
Hill Monica
Total - 31

ABSENT

Dove LaBruzzo Peterson
Henry Morrell
Total - 5

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

Motion to reconsider pending.

HOUSE BILL NO. 1135—

BY REPRESENTATIVES ST. GERMAIN, ANDERS, BOBBY BADON, BARRAS, CHAMPAGNE, CORTEZ, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARRISON, HENDERSON, SAM JONES, LAMBERT, LEBAS, LEGER, MILLS, MONTUCET, MORRIS, PERRY, RITCHIE, ROBIDEAUX, AND WHITE AND SENATORS AMEDEE, CRAVINS, B. GAUTREAU, HEBERT, MARIONNEAU, AND MICHOT
AN ACT

To amend and reenact R.S. 30:2000.2, 2000.4(A)(5)(introductory paragraph) and (B)(4), (6), (7), and (9), 2000.5, 2000.8(C), and 2000.9(C), to enact R.S. 30:2000.4(A)(1.1) and (B)(11), 2000.11, and 2000.12, and to repeal R.S. 30:2000.4(B)(8) and 2000.10, relative to the Atchafalaya Basin program; to provide for an annual plan to be submitted to the legislature; to provide relative to the duties of the secretary of the Department of Natural Resources; to provide for the duties of the Atchafalaya Basin Research and Promotion Board; to provide for the duties of the Atchafalaya Basin Advisory Committee; to create the technical advisory group and provide for its chair and responsibilities; to provide relative to an annual plan; to create the Atchafalaya Basin Conservation Fund; to provide for revenues and expenditures for the fund; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 1135 by Representative St. Germain

AMENDMENT NO. 1

On page 6, delete line 10

AMENDMENT NO. 2

On page 9, line 15, following "may" and before "be" delete "only"

AMENDMENT NO. 3

On page 9, line 16, following "used" and before "as" insert "only"

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

Acting Speaker Arnold in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Engrossed House Bill No. 1135 by Representative St. Germain

AMENDMENT NO. 1

On page 9, at the end of line 5, delete "The" and delete lines 6 through 14 in their entirety and insert in lieu thereof the following:

"The source of monies for the fund shall be appropriations, donations, grants, and other monies which may become available for the purposes of the fund."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson Gallot McVea
Anders Geymann Mills
Armes Gisclair Monica
Arnold Greene Montoucet
Aubert Guillory, E. Morrell
Badon, A. Guillory, M. Morris
Badon, B. Hardy Norton
Baldone Harrison Nowlin
Barras Hazel Pearson
Barrow Henderson Perry
Billiot Henry Ponti
Burford Hill Pope
Burns, H. Hines Pugh
Burns, T. Hoffmann Richard
Burrell Honey Richardson
Carmody Howard Richmond
Carter Hutter Robideaux
Champagne Jackson G. Schroder
Chandler Jackson M. Simon
Chaney Johnson Smiley
Connick Jones, R. Smith, G.
Cortez Jones, S. Smith, J.
Danahay Katz Smith, P.
Dixon Kleckley St. Germain
Doerge LaBruzzo Talbot
Dove LaFonta Templet
Downs Lambert Trahan
Edwards LeBas Waddell
Ellington Ligi White
Fannin Little Williams
Foil Lopinto Willmott
Franklin Marchand Wooton
Total - 96

NAYS

Total - 0

ABSENT

Mr. Speaker	Leger	Ritchie
Cromer	Lorusso	Roy
Guinn	Peterson	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Katz to Engrossed House Bill No. 1297 by Representative Barrow

AMENDMENT NO. 1

On page 4, at the end of line 19, insert "The municipality shall reimburse the state for any costs incurred for activation of the national guard and for any expenses incurred by the national guard for accomplishing the purposes of this Subsection."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Montoucet
Anders	Guillory, E.	Morrell
Armes	Guillory, M.	Morris
Aubert	Hardy	Norton
Badon, A.	Harrison	Nowlin
Badon, B.	Hazel	Pearson
Baldone	Henderson	Perry
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Burford	Hoffmann	Richard

Burns, H.	Honey	Richardson
Burns, T.	Howard	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson M.	Roy
Carter	Johnson	Schroder
Champagne	Jones, R.	Simon
Chandler	Jones, S.	Smiley
Chaney	Katz	Smith, G.
Cortez	Kleckley	Smith, J.
Danahay	LaBruzzo	Smith, P.
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	LeBas	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Fannin	Lopinto	Williams
Foil	Marchand	Willmott
Franklin	McVea	Wooton
Gallot	Mills	
Geymann	Monica	

Total - 91

NAYS

Total - 0

ABSENT

Mr. Speaker	Greene	Peterson
Arnold	Guinn	Richmond
Connick	Jackson G.	St. Germain
Cromer	Leger	
Ellington	Lorusso	

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 159—
BY REPRESENTATIVE BOBBY BADON
AN ACT

To amend and reenact R.S. 11:2260(A)(11)(g), relative to the Firefighters' Retirement System and the Firemen's Pension and Relief Fund for the city of Lafayette; to provide relative to mergers between those systems; to provide relative to benefits and cost-of-living adjustments of individuals who have been merged into the Firefighters' Retirement System; to provide for remedies relative to the rights and benefits accruing to such individuals by virtue of such merger; and to provide for related matters.

Read by title.

Rep. Bobby Badon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Morrell
Arnold	Guillory, E.	Morris
Aubert	Guillory, M.	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henry	Ponti
Barrow	Hill	Pope

Page 50 HOUSE

37th Day's Proceedings - June 2, 2008

Billiot	Hines	Pugh
Burford	Honey	Richard
Burns, H.	Howard	Richardson
Burns, T.	Hutter	Ritchie
Burrell	Jackson G.	Roy
Carmody	Jackson M.	Schroder
Carter	Kleckley	Simon
Champagne	Jones, R.	Smiley
Chandler	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.
Connick	Kleckley	Smith, P.
Cortez	LaBruzzo	St. Germain
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	LeBas	Trahan
Dove	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	Marchand	
Gallot	McVea	

Total - 94

NAYS

Total - 0

ABSENT

Mr. Speaker	Henderson	Richmond
Cromer	Hoffmann	Robideaux
Downs	Mills	
Hardy	Peterson	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1068—
BY REPRESENTATIVE KLECKLEY
AN ACT

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

Read by title.

Rep. Kleckley moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Greene	Monica
Anders	Guillory, E.	Montoucet
Arnes	Guillory, M.	Morrell
Arnold	Guinn	Morris
Aubert	Hardy	Norton
Badon, A.	Harrison	Nowlin

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

Total - 100

NAYS

Total - 0

ABSENT

Mr. Speaker	Ellington
Burns, T.	Peterson

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1077—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:620, relative to the Louisiana State Employees' Retirement System; to provide for the transfer of service for members of existing hazardous duty plans to the Hazardous Duty Services Plan; to provide for the transfer of membership thereto; to provide for the purchase of an actuarial upgrade of service credit; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1084—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:62(5)(g) and Subpart D of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 619, relative to the Louisiana State Employees' Retirement System; to provide for the creation of a Hazardous Duty Services Plan; to provide for

the employee contribution rate, eligibility, calculation of benefits, and certification for members of the Hazardous Duty Services Plan; to provide for disability and survivors benefits; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 1084 by Representative Robideaux

AMENDMENT NO. 1

On page 6, line 16, before "if the" change "only payable" to "payable only"

AMENDMENT NO. 2

On page 7, line 1, following "is" delete "only" and on line 2, following "payable" and before "if" insert "only"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Engrossed House Bill No. 1084 by Representative Robideaux

AMENDMENT NO. 1

On page 4, line 12, after "are" and before "P.O.S.T.-certified," insert "in a position required to be"

AMENDMENT NO. 2

On page 4, line 23, after "spouse," delete the remainder of the line and on line 24 delete "to the age of twenty-three who are full-time students," and insert "a minor child as defined in R.S. 11:403,"

AMENDMENT NO. 3

On page 5, line 28, after "service" delete the comma "," and insert "in the Hazardous Duty Services Plan,"

AMENDMENT NO. 4

On page 6, line 2, after "prior to" and before "shall" delete "January 1, 2009," and insert "entering the Hazardous Duty Services Plan"

AMENDMENT NO. 5

On page 7, line 7, after "incapacitated" delete the remainder of the line and on line 8, delete "full-time student, their" and insert "no longer meets the definition of minor child under R.S. 11:403, his"

AMENDMENT NO. 6

On page 7, line 20, after "2008" delete the period "." insert a semicolon ";" and insert the following:

"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."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed House Bill No. 1084 by Representative Robideaux

AMENDMENT NO. 1

On page 3, delete lines 14 through 16 in their entirety and insert in lieu thereof:

"(2)(a) Except as provided in Subparagraph (b) of this Paragraph, "member" or "members" shall include:"

AMENDMENT NO. 2

On page 3, at the beginning of line 17, change "(b)" to "(i)"

AMENDMENT NO. 3

On page 3, at the beginning of line 19, change "(c)" to "(ii)"

AMENDMENT NO. 4

On page 3, at the beginning of line 21, change "(d)" to "(iii)"

AMENDMENT NO. 5

On page 3, at the beginning of line 25, change "(e)" to "(iv)"

AMENDMENT NO. 6

On page 3, at the beginning of line 28, change "(f)" to "(v)"

AMENDMENT NO. 7

On page 4, at the beginning of line 3, change "(g)" to "(vi)"

AMENDMENT NO. 8

On page 4, at the beginning of line 6, change "(h)" to "(vii)"

AMENDMENT NO. 9

On page 4, at the beginning of line 9, change "(i)" to "(viii)"

AMENDMENT NO. 10

On page 4, at the beginning of line 12, change "(j)" to "(ix)"

AMENDMENT NO. 11

On page 4, at the beginning of line 13, change "(k)" to "(x)"

AMENDMENT NO. 12

On page 4, at the beginning of line 16, change "(l)" to "(xi)"

AMENDMENT NO. 13

On page 4, between lines 19 and 20 insert the following:

"(b)(i) "Member" or "members" shall not include wildlife agents of the enforcement division of the Department of Wildlife and Fisheries."

AMENDMENT NO. 14

On page 5, line 2, after "service" delete the comma " ,"

AMENDMENT NO. 15

On page 5, line 3, change "R.S. 11:612(2)." to "R.S. 11:612(2)(a)"

AMENDMENT NO. 16

On page 5, line 21, change "R.S. 11:612(2)." to "R.S. 11:612(2)(a)."

Rep. Gallot moved the adoption of the amendments.

Rep. Robideaux objected.

By a vote of 75 yeas and 22 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Armes to Engrossed House Bill No. 1084 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:62(5)(g)" insert "and (h) and 444(A)(2)(d)"

AMENDMENT NO. 2

On page 1, line 4, after "System;" insert the following:

"to provide relative to certain enforcement personnel who are members of such system; to provide for calculation of benefits; to provide for contributions; to provide for an effective date; "

AMENDMENT NO. 3

On page 1, line 13, after "R.S. 11:62(5)(g)" insert "and (h) and 444(A)(2)(d)"

AMENDMENT NO. 4

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

"(h) Employees eligible for the benefit provided by R.S. 11:444(A)(2)(d) - 9.5%."

AMENDMENT NO. 5

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

"§444. Computation of retirement benefit

A.

* * *

(2)

* * *

(d) Each person employed by the Department of Agriculture and Forestry who is P.O.S.T.-certified and is in a position for which he is required to be P.O.S.T.-certified, who has the power of arrest, who holds a commission from the agency by which he is employed, and who is otherwise a member of the Louisiana State Employees' Retirement System and is not a member of any other retirement system, shall receive a maximum retirement allowance equal to three and one-third percent of average compensation for every year of creditable service earned on or after July 1, 2008.

* * *

Rep. Armes moved the adoption of the amendments.

Rep. Robideaux objected.

By a vote of 51 yeas and 43 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Engrossed House Bill No. 1084 by Representative Robideaux

AMENDMENT NO. 1

On page 3, delete line 14 in its entirety and insert in lieu thereof:

"(2)(a) Except as provided in Subparagraph (b) of this Paragraph, "member" or "members" shall include:"

AMENDMENT NO. 2

On page 3, at the beginning of line 15, change "(a)" to "(i)"

AMENDMENT NO. 3

On page 3, at the beginning of line 17, change "(b)" to "(ii)"

AMENDMENT NO. 4

On page 3, at the beginning of line 19, change "(c)" to "(iii)"

AMENDMENT NO. 5

On page 3, at the beginning of line 21, change "(d)" to "(iv)"

AMENDMENT NO. 6

On page 3, at the beginning of line 25, change "(e)" to "(v)"

AMENDMENT NO. 7

On page 3, at the beginning of line 28, change "(f)" to "(vi)"

AMENDMENT NO. 8

On page 4, at the beginning of line 3, change "(g)" to "(vii)"

AMENDMENT NO. 9

On page 4, at the beginning of line 6, change "(h)" to "(viii)"

AMENDMENT NO. 10

On page 4, at the beginning of line 9, change "(i)" to "(ix)"

AMENDMENT NO. 11

On page 4, at the beginning of line 12, change "(j)" to "(x)"

AMENDMENT NO. 12

On page 4, at the beginning of line 13, change "(k)" to "(xi)"

AMENDMENT NO. 13

On page 4, at the beginning of line 16, change "(l)" to "(xii)"

AMENDMENT NO. 14

On page 4, between lines 19 and 20 insert the following:

"(ii) "Member" shall not include any person who would otherwise be eligible for membership in the Hazardous Duty Services Plan, but whose employer has elected to withdraw from such plan pursuant to this Subparagraph. Any department or agency may elect to withdraw its employees hired after January 1, 2009, from participation in the Hazardous Duty Services Plan by notifying the board of trustees of such election in writing on or before December 31, 2008. However, such department or agency shall be assessed the actuarial cost of the benefits for such employees through a separately defined employer contribution rate. Such cost and such contribution rate shall be determined by the system actuary and shall be approved by the Public Retirement Systems' Actuarial Committee. The election made pursuant to this Subsection shall be made only once."

AMENDMENT NO. 15

On page 5, line 2, after "service" delete the comma ","

AMENDMENT NO. 16

On page 5, line 3, change "R.S. 11:612(2)." to "R.S. 11:612(2)(a)"

AMENDMENT NO. 17

On page 5, line 21, change "R.S. 11:612(2)." to "R.S. 11:612(2)(a)."

Rep. Robideaux moved the adoption of the amendments.

By a vote of 102 yeas and 0 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 100

NAYS

Total - 0

ABSENT

Mr. Speaker	Trahan
Peterson	Waddell
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1077—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact R.S. 11:620, relative to the Louisiana State Employees' Retirement System; to provide for the transfer of service for members of existing hazardous duty plans to the Hazardous Duty Services Plan; to provide for the transfer of membership thereto; to provide for the purchase of an actuarial upgrade of service credit; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 1077 by Representative Robideaux

AMENDMENT NO. 1

On page 3, line 1, following "may" and before "elect" delete "only" and following "of" and before "that" insert "only"

AMENDMENT NO. 2

On page 3, line 7, following "House Bill No." delete "_____" and insert "1084"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Engrossed House Bill No. 1077 by Representative Robideaux

AMENDMENT NO. 1

On page 3, line 7, after "No." and before "of this" insert "1084"

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

Speaker Tucker in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Engrossed House Bill No. 1077 by Representative Robideaux

AMENDMENT NO. 1

On page 1, delete line 14 in its entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Anders, Arnes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Dove, Edwards, Ellington, Fannin, Foil, Franklin, Total - 97; Gallot, Geymann, Gisclair, Greene, Guillory, E., Guillory, M., Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, LaFonta, Lambert, LeBas, Leger, Ligi, Little, Lopinto, Lorusso; Marchand, McVea, Mills, Monica, Montoucet, Morrell, Morris, Nowlin, Pearson, Perry, Ponti, Pope, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Simon, Smith, G., Smith, J., Smith, P., St. Germain, Templet, Trahan, Waddell, White, Williams, Willmott, Wooton

NAYS

Total - 0

ABSENT

Table with 3 columns: Downs, Jackson G., Norton, Total - 7; Peterson, Pugh, Smiley; Talbot

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1259— BY REPRESENTATIVE EDWARDS AN ACT

To enact R.S. 44:9 (A)(4) and (K), relative to expungement of arrest records in misdemeanor and felony cases; to provide that no fee shall be charged if the case was never prosecuted or if there was an acquittal; to require the expungement fees to be imposed in all other cases; to authorize the sheriff to charge a processing fee for expungement of arrest records when ordered to do so by a court; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Elbert Guillory to Engrossed House Bill No. 1259 by Representative Edwards

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 44:9(A)(3)(a) and (b) and to"

AMENDMENT NO. 2

On page 1, line 6, after "court;" and before "and" insert "to increase the processing fees charged by the Bureau of Criminal Identification and Information and the clerk of court in certain circumstances;"

AMENDMENT NO. 3

On page 1, line 9, after "Section 1." and before "R.S. 44:9(A)(4)" insert "R.S. 44:9(A)(3)(a) and (b) are hereby amended and reenacted and"

AMENDMENT NO. 4

On page 1, between lines 13 and 14 insert the following:

"(3)(a) The Bureau of Criminal Identification and Information may charge a processing fee of ~~one hundred twenty-five~~ two hundred fifty dollars for the expungement of any record of arrest when ordered to do so by the court in compliance with the provisions of this Section.

(b) The clerk of court shall collect the processing fee at the time the motion for expungement is filed and may collect a fee of up to ~~ten~~ twenty dollars to cover the clerk's administration costs. If the court finds the mover is entitled to the relief sought, the clerk shall direct the collected processing fee to the Bureau of Criminal Identification

and Information and the processing fee amount shall be deposited immediately upon receipt into the Criminal Identification and Information Fund. If the court does not grant such relief, the clerk of court shall return the fee to the moving party.

* * *

Rep. Elbert Guillory moved the adoption of the amendments.

Rep. Edwards objected.

By a vote of 33 yeas and 59 nays, the amendments were rejected.

Rep. Edwards moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Burns, T.	Hardy	Lorusso
Cromer	Hazel	Roy
Greene	LaBruzzo	
Guillory, E.	LaFonta	

Total - 10

ABSENT

Franklin	Smith, P.
Peterson	St. Germain

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1382 (Substitute for House Bill No. 409 by Representative Arnold)—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 40:1749.14(A) and to enact R.S. 40:1749.12(14), relative to markings on underground utilities and facilities; to provide for guidelines for centers that locate and mark underground facilities or utilities; 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	Marchand
Abramson	Geymann	McVea
Anders	Gisclair	Mills
Armes	Greene	Monica
Arnold	Guillory, E.	Montoucet
Aubert	Guillory, M.	Morrell
Badon, A.	Guinn	Morris
Badon, B.	Hardy	Norton
Baldone	Harrison	Nowlin
Barras	Hazel	Pearson
Barrow	Henderson	Perry
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Champagne	Jackson G.	Roy
Chandler	Jackson M.	Schroder
Chaney	Johnson	Simon
Connick	Jones, R.	Smiley
Cortez	Jones, S.	Smith, G.
Cromer	Katz	Smith, J.
Danahay	Kleckley	Smith, P.
Dixon	LaBruzzo	St. Germain
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	LeBas	Trahan
Edwards	Leger	Waddell
Ellington	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	Lorusso	Wooton

Total - 102

NAYS

Total - 0

ABSENT

Peterson	Robideaux
----------	-----------

Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 326 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 4, following "469" delete "(A)(introductory"

AMENDMENT NO. 2

On page 1, line 5, before ", and" delete "paragraph) and (B)"

AMENDMENT NO. 3

On page 6, line 23, following "agent" and before "or" delete ", "

AMENDMENT NO. 4

On page 7, line 1, following "15" and before "of" change "fifteen" to "fifteenth"

AMENDMENT NO. 5

On page 8, line 6, following "law" and before "or the" change "(R.S. 12:1 et seq.)" to ", R.S. 12:1 et seq.,"

AMENDMENT NO. 6

On page 8, line 7, delete entire line and insert "limited liability companies law, R.S. 12:1301 et seq."

AMENDMENT NO. 7

On page 8, line 19, following "law" change "(R.S. 12:201 et seq.)" to ", R.S. 12:201 et seq."

AMENDMENT NO. 8

On page 9, line 4, following "law" and before "or the" change "(R.S. 12:301 et seq.)" to ", R.S. 12:301 et seq."

AMENDMENT NO. 9

On page 9, line 5, delete entire line and insert "limited liability companies law, R.S. 12:1301 et seq."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 102

NAYS

Total - 0

ABSENT

Jackson M. Peterson
Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Motion

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

Motion

On motion of Rep. Patricia Smith, the bill was returned to the 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed House Bill No. 936 by Representative Leger

AMENDMENT NO. 1

On page 1, delete lines 10 through 12 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 102

NAYS

Total - 0

ABSENT

Peterson

Smith, P.

Total - 2

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Patricia Smith gave notice of her intention to call House Bill No. 677 from the calendar for future action.

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.

Page 58 HOUSE

37th Day's Proceedings - June 2, 2008

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Reengrossed House Bill No. 1232 by Representative Richard

AMENDMENT NO. 1

On page 10, line 20, change "47:2130" to "47:2106"

AMENDMENT NO. 2

On page 10, line 21, change "47:2106" to "47:2130"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richard to Reengrossed House Bill No. 1232 by Representative Richard

AMENDMENT NO. 1

On page 2, line 7, after "\$2106." delete the remainder of the line and insert "Deferment of tax payments Public calamity; postponement of ad valorem tax payments"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for the amendments, including Mr. Speaker, Gallot, Mills, and others.

Table showing roll call results for 'NAYS' and 'ABSENT' votes, listing names like Foil, Franklin, Marchand, and Peterson.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Rep. Leger moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for House Bill No. 1235, including Mr. Speaker, Gallot, and others.

Foil	McVea	Willmott
Franklin	Mills	
Total - 95		
	NAYS	
Total - 0		
	ABSENT	
Aubert	Hill	Katz
Dove	Honey	Peterson
Guillory, M.	Jackson M.	Wooton
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patricia Smith to Reengrossed House Bill No. 1331 by Representative Patricia Smith

AMENDMENT NO. 1

On page 2, line 5, after "a" delete the remainder of the line and insert "local public school system or"

AMENDMENT NO. 2

On page 2, line 7, after "school" and before "who" insert "system"

AMENDMENT NO. 3

On page 2, line 9, after "meet" and before "school attendance" delete "the"

AMENDMENT NO. 4

On page 2, line 29, after "a" delete the remainder of the line and insert "local public school system or his designee"

AMENDMENT NO. 5

On page 3, line 14, after "notice" delete the remainder of the line and at the beginning of line 15, delete "or headmaster," and insert "as specified in Paragraph (B)(1) of this Section,"

AMENDMENT NO. 6

On page 4, at the beginning of line 7, change "principal of the public school" to "chief executive officer or superintendent of a local public school system"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed House Bill No. 1331 by Representative Patricia Smith

AMENDMENT NO. 1

On page 2, at the end of line 7 delete "between the" and at the beginning of line 8 change "ages of fifteen and eighteen" to "fifteen years of age"

Rep. Arnold moved the adoption of the amendments.

Rep. Patricia Smith objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Nowlin
Abramson	Hazel	Pearson
Anders	Henry	Perry
Arnold	Hines	Pope
Barras	Hoffmann	Richard
Burford	Howard	Richardson
Burns, H.	Hutter	Robideaux
Burns, T.	Johnson	Roy
Champagne	Katz	Smiley
Chandler	Kleckley	Smith, J.
Chaney	Lambert	Talbot
Cortez	Ligi	Templet
Doerge	Little	Trahan
Downs	Lopinto	Waddell
Ellington	Lorusso	Williams
Fannin	Marchand	Willmott
Gallot	Mills	Wooton
Geymann	Monica	
Gisclair	Morris	
Total - 55		

NAYS

Armes	Edwards	McVea
Aubert	Franklin	Montoucet
Badon, A.	Guinn	Morrell
Badon, B.	Hardy	Norton
Barrow	Harrison	Ponti
Billiot	Hill	Pugh
Burrell	Honey	Ritchie
Carmody	Jackson G.	Simon
Carter	Jackson M.	Smith, G.
Connick	Jones, R.	Smith, P.
Cromer	Jones, S.	St. Germain
Danahay	LaFonta	White
Dixon	Leger	
Total - 38		

ABSENT

Baldone	Guillory, M.	Peterson
Dove	Henderson	Richmond
Foil	LaBruzzo	Schroder
Guillory, E.	LeBas	
Total - 11		

The amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Marchand
Abramson	Geymann	Mills
Anders	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory, M.	Morrell
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Ponti
Billiot	Henry	Pugh
Burford	Hines	Richard
Burns, H.	Honey	Richmond
Burns, T.	Howard	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Roy
Carter	Jackson M.	Schroder
Champagne	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Talbot
Danahay	Lambert	Temple
Dixon	LeBas	Trahan
Downs	Leger	White
Edwards	Ligi	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	
Total - 83		

NAYS

Armes	Hoffmann	Pope
Chandler	Katz	Richardson
Doerge	LaFonta	Simon
Ellington	Little	Smiley
Gallot	McVea	Waddell
Hill	Morris	Wooton
Total - 18		

ABSENT

Dove	Guillory, E.	Peterson
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Engrossed House Bill No. 1383 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 5, change "oyster seed ground vessel permit appeals board" to "Oyster Seed Ground Vessel Permit Appeals Board"

AMENDMENT NO. 2

On page 1, line 11, change "Appeal" to "Appeals"

AMENDMENT NO. 3

On page 1, line 16, after "permit" add a semi-colon ";" and "Oyster Seed Ground Vessel Permit Appeals Board"

AMENDMENT NO. 4

On page 2, line 6, after "state" delete the period "." and insert "and shall not be sold, exchanged, or otherwise transferred."

AMENDMENT NO. 5

On page 2, line 23, after "can" insert a comma "," and "at the time of application."

AMENDMENT NO. 6

On page 2, line 26, change "owns" to "owned"

AMENDMENT NO. 7

On page 2, line 28, change "their" to "his"

AMENDMENT NO. 8

On page 3, line 6, change "they have" to "he has"

AMENDMENT NO. 9

On page 4, line 11, change "oyster seed ground vessel permit appeal board" to "Oyster Seed Ground Vessel Permit Appeals Board"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barras	Dove	Peterson
Burns, T.	Harrison	
Connick	Jackson M.	
Total - 7		

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Rep. Marchand moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Marchand
Abramson	Geymann	McVea
Anders	Gisclair	Mills
Armes	Greene	Monica
Arnold	Guillory, E.	Montoucet
Aubert	Guillory, M.	Morrell
Badon, A.	Guinn	Morris
Badon, B.	Hardy	Norton
Baldone	Harrison	Nowlin
Barras	Hazel	Pearson
Barrow	Henderson	Perry
Billiot	Henry	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Champagne	Jackson G.	Robideaux
Chandler	Jackson M.	Roy
Chaney	Johnson	Schroder
Connick	Jones, R.	Simon
Cortez	Jones, S.	Smiley
Cromer	Katz	Smith, G.
Danahay	Kleckley	Smith, J.
Dixon	LaBruzzo	St. Germain
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	LeBas	Trahan
Edwards	Leger	Waddell
Ellington	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	Lorusso	Wooton
Total - 102		

NAYS

Total - 0

ABSENT

Peterson	Smith, P.
Total - 2	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 726—
BY REPRESENTATIVE HARDY

AN ACT

To enact R.S. 14:40.5, relative to the public display of a noose for the purpose of intimidation; to create the crime of public display of a noose with the intent to intimidate; to provide for penalties; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hardy to Engrossed House Bill No. 726 by Representative Hardy

AMENDMENT NO. 1

On page 1, line 13, after "which" and before "has" insert "historically"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Marchand to Engrossed House Bill No. 726 by Representative Hardy

AMENDMENT NO. 1

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

"C. The provisions of this Section shall not apply to the display of a hangman's noose at public or nonpublic elementary or secondary school, or at a public or nonpublic post secondary education institution when the display of a hangman's noose has been approved by the school for display at an event which is approved or sponsored by that school."

AMENDMENT NO. 2

On page 1, line 15, change "C." to "D."

On motion of Rep. Marchand, the amendments were withdrawn.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Downs	Leger	Trahan
Edwards	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	Lorusso	Wooton
Gallot	Marchand	
Geymann	McVea	
Total - 97		

NAYS

Total - 0

ABSENT

Carmody	LaBruzzo	Waddell
Dove	Morris	
Ellington	Peterson	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1011—

BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 18:177.1, relative to registration of voters; to require the Department of Public Safety and Corrections to provide certain information concerning registration and reinstatement to certain persons; to require the Department of Public Safety and Corrections to provide certain persons with voter registration applications; and to provide for related matters.

Read by title.

Rep. LaFonta moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Marchand
Abramson	Franklin	Mills
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Morrell
Aubert	Guillory, E.	Morris
Badon, A.	Guillory, M.	Norton
Badon, B.	Hardy	Nowlin
Baldone	Hill	Perry
Barras	Hines	Ponti
Barrow	Honey	Pope
Burford	Howard	Richard
Burns, H.	Hutter	Richardson
Burrell	Jackson G.	Richmond
Carter	Jackson M.	Ritchie
Champagne	Johnson	Robideaux
Chandler	Jones, R.	Schroder
Chaney	Jones, S.	Smiley
Connick	Katz	Smith, G.
Cortez	Kleckley	Smith, J.
Cromer	LaFonta	Smith, P.
Danahay	Lambert	St. Germain
Dixon	LeBas	Trahan
Doerge	Leger	Williams
Downs	Little	Willmott
Edwards		
Fannin		
Total - 75		

NAYS

Billiot	Hazel	Pearson
Burns, T.	Henry	Pugh
Carmody	Hoffmann	Simon
Connick	LaBruzzo	Talbot
Cromer	Ligi	Templet
Greene	Lopinto	Wooton
Harrison	Lorusso	
Total - 20		

ABSENT

Dove	Henderson	Roy
Ellington	McVea	Waddell
Guinn	Peterson	White
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1278—
BY REPRESENTATIVE WADDELL
AN ACT

To enact R.S. 17:3048.1(B)(4), relative to eligible schools for use of a TOPS-Tech Award pursuant to the Tuition Opportunity Program for Students; to include certain schools having a valid and current certificate of registration issued by the State Board of Cosmetology and proprietary schools having a valid and current license issued by the Board of Regents; to provide conditions; to provide relative to award amounts at such schools; to provide limitations; to provide effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell to Engrossed House Bill No. 1278 by Representative Waddell

AMENDMENT NO. 1

On page 2, line 1, after "by" and before "accrediting" change "a regional" to "an"

AMENDMENT NO. 2

On page 2, at the beginning of line 3, change "having" to "that has"

AMENDMENT NO. 3

On page 2, line 4, after "law" and before "Such" delete the period "." and add "and that is accredited by an accrediting organization recognized by the United States Department of Education."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Abramson	Gisclair	Mills
Anders	Greene	Monica
Armes	Guillory, E.	Montoucet
Arnold	Guillory, M.	Morrell
Aubert	Harrison	Morris
Badon, B.	Hazel	Norton
Baldone	Henderson	Nowlin
Barras	Henry	Pearson
Barrow	Hill	Perry
Billiot	Hines	Ponti
Burford	Hoffmann	Pope
Burns, H.	Honey	Richard
Burns, T.	Howard	Richardson
Burrell	Hutter	Richmond
Carmody	Jackson G.	Ritchie
Carter	Jackson M.	Robideaux
Champagne	Johnson	Schroder
Chandler	Jones, R.	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Smith, P.
Cromer	LaBruzzo	St. Germain
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	
Franklin	Marchand	
Total - 94		

NAYS

Badon, A.	Pugh
Hardy	Simon
Total - 4	

ABSENT

Dove	Guinn	Roy
Geymann	Peterson	Trahan
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

June 2, 2008

To the Speaker and Members of the House of Representatives:

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

House Bill No. 550, by Henry
Reported favorably. (16-0) (Regular)

House Bill No. 647, by Baldone
Reported with amendments. (11-6) (Regular)

House Bill No. 934, by Templet
Reported favorably. (13-0) (Regular)

House Bill No. 962, by Peterson
Reported with amendments. (20-0) (Regular)

House Bill No. 1087, by Henderson
Reported by substitute. (19-0) (Regular)

House Bill No. 1109, by Fannin
Reported with amendments. (14-0) (Regular)

House Bill No. 1174, by Fannin
Reported with amendments. (18-0) (Regular)

House Bill No. 1294, by Tucker
Reported favorably. (19-0) (Regular)

JAMES R. "JIM" FANNIN
Chairman

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 550—
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 45:161, 162(2), (5)(a) and (c), (6), (6.1), (7), (10), and (13), 163(A), 164(A) and (E)(1), 167, and 169.1(A)(1) and (C)(1) and (2), to enact R.S. 32:1526, and to repeal R.S. 45:163(D)(3), 163.1, and 194, relative to the Unified Carrier Registration Agreement; to require participation in the Unified Carrier Registration Agreement; to create the Unified Carrier Registration Fund; to give authority to the Department of Public Safety and Corrections; to provide for the deposit of funds into the state treasury; to provide for the use of funds deposited into the state treasury; to provide for the regulation of common carriers operating intrastate; to provide for powers of the Louisiana Public Safety Commission; to provide for definitions; to provide for common carriers' certificates and permits; to provide for the defray of the cost of regulation; to repeal certain provisions pertaining to the regulation of common carriers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

HOUSE BILL NO. 647—

BY REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 39:1484(A)(26) and 1504.1, relative to the state procurement code; to provide for a request for qualification process for professional services; to provide for definitions; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 647 by Representative Baldone

AMENDMENT NO. 1

On page 3, line 8, after "July 1" and the comma "," change "2008;" to "2011."

AMENDMENT NO. 2

On page 3, line 8, after "2008;" delete the remainder of the line and delete lines 9 and 10 in their entirety.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 934—

BY REPRESENTATIVES TEMPLET, BILLIOT, ELLINGTON, GALLOT, TUCKER, AND WOOTON

AN ACT

To amend and reenact Subpart D of Part I of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, formerly comprised of R.S. 33:4761 through 4768, to be comprised of R.S. 33:4761 through 4770, relative to the removal of dangerous structures; to provide relative to the establishment of and procedures for the enforcement of certain liens and privileges; to provide for applicability to parishes and municipalities; to provide relative to funding from the state; to create the Louisiana Blighted Property Reclamation Revolving Loan Fund; to provide for applicability to the Louisiana Housing Finance Agency; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 962—

BY REPRESENTATIVE PETERSON AND SENATOR GRAY AND REPRESENTATIVE LEGER

AN ACT

To enact Subpart P of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.62, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 962 by Representative Peterson

AMENDMENT NO. 1

On page 1, delete line 6 and at the beginning of line 7 delete "fund" and the semicolon ";"

AMENDMENT NO. 2

On page 2, delete lines 1 through 12 in their entirety and insert

"B. The source of monies deposited into the fund shall be any monies appropriated or transferred to the fund by the legislature, including federal monies, donations, gifts, grants, or any other monies which may be provided by law."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1087—
BY REPRESENTATIVE HENDERSON
AN ACT

To amend and reenact R.S. 39:87.6, relative to governmental performance; to provide with respect to the Louisiana Government Performance and Accountability Act; to provide with respect to the operation and elements of Gainsharing Program and requirements thereof; to provide for gainsharing awards; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Appropriations.

The substitute was read by title as follows:

HOUSE BILL NO. 1389 (Substitute for House Bill No. 1087 by Representative Henderson)—
BY REPRESENTATIVES HENDERSON, HARRISON, MORRIS, AND PEARSON
AN ACT

To amend and reenact R.S. 39:87.6, relative to governmental performance; to provide with respect to the operation and requirements of the Gainsharing Program within the Louisiana Governmental Performance and Accountability Act; to provide for the application for and granting of gainsharing authorizations and awards; and to provide for related matters.

Read by title.

On motion of Rep. Fannin, the substitute was adopted and became House Bill No. 1389 by Rep. Henderson, on behalf of the Committee on Appropriations, as a substitute for House Bill No. 1087 by Rep. Henderson.

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

HOUSE BILL NO. 1109—
BY REPRESENTATIVE FANNIN
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1109 by Representative Fannin

AMENDMENT NO. 1

On page 4, between lines 35 and 36, insert the following:

"Payable out of the State General Fund by Interagency Transfers from the Department of Health and Hospitals to the Office of Group Benefits, including seven (7) positions \$ 321,936"

AMENDMENT NO. 2

On page 6, between lines 8 and 9, insert the following:

"Payable out of the State General Fund (Direct) for survivor benefit payments in the Claims Losses and Related Payments Program \$ 3,218,000"

AMENDMENT NO. 3

On page 9, after line 54, insert the following:

"21-814 PATIENT'S COMPENSATION FUND OVERSIGHT BOARD

EXPENDITURES:
Administrative - Authorized Positions (44) \$ 3,759,700

Program Description: Oversees the disbursement of the Patient's Compensation Fund; all funds for operations are provided 100% by surcharges paid by private health care providers.

Objective: To maintain an actuarially sound Patient's Compensation Fund by timely and correctly processing enrollment documentation and surcharge payments to achieve a goal of maintaining a fund balance equal to 30% of case reserves.

Performance Indicators:
Number of enrolled providers 15,000
Amount of collected surcharges (in millions) \$140
Fund balance (in millions) \$400

Objective: To closely monitor all Medical Review Panel proceedings so that panels are formed promptly and decisions are rendered within

the required two years of the date the complaint was filed

Performance Indicators:
 Number of Medical Review Panels closed and opinions rendered 1,350
 Number of requests for a Medical Review Panel 2,000

Objective: To properly and thoroughly investigate claims to evaluate the issues of liability and damages.

Performance Indicators:
 Number of claims evaluated 800
 Amount of claims paid (in millions) \$100

TOTAL EXPENDITURES \$ 3,759,700

MEANS OF FINANCE:

State General Fund by:
 Statutory Dedications:
 Patient's Compensation Fund \$ 3,759,700

TOTAL MEANS OF FINANCING \$ 3,759,700

AMENDMENT NO. 4

On page 8, line 42, change "2010." to "2013."

AMENDMENT NO. 5

On page 8, line 46, change "2010." to "2013."

AMENDMENT NO. 6

On page 10, line 27, change "(10)" to "(0)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1174—
 BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON

AN ACT

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

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 1174 by Representative Fannin

AMENDMENT NO. 1

On page 2, line 56, change "1436" to "2241"

AMENDMENT NO. 2

On page 9, line 4, change "8,400" to "78,400"

AMENDMENT NO. 3

On page 12, between lines 19 and 20, insert the following:

"Section 2. The appropriations, and the allocations of such appropriations, from the State General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total amount of Two Million Four Hundred Thirty-eight Thousand Two Hundred Fifty-one and No/100 (\$2,438,251.00) Dollars, pursuant to a plan adopted by the Judicial Budgetary Control Board or as approved by the Louisiana Supreme Court."

AMENDMENT NO. 4

On page 12, line 20, change "Section 2.A." to "Section 3.A."

AMENDMENT NO. 5

On page 13, line 21, change "Section 3." to "Section 4."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1294—
 BY REPRESENTATIVE TUCKER
 AN ACT

To appropriate funds for Fiscal Year 2008-2009 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

Report of the Committee on Civil Law and Procedure

June 2, 2008

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 1230, by Barras
 Reported with amendments. (13-0) (Regular)

Senate Bill No. 220, by Quinn
 Reported favorably. (11-0) (Local & Consent)

Senate Bill No. 264, by Quinn
 Reported favorably. (13-0) (Local & Consent)

Senate Bill No. 295, by Murray (Joint Resolution)
 Reported with amendments. (13-0) (Regular)

Senate Bill No. 699, by Quinn
 Reported with amendments. (14-0) (Regular)

Senate Bill No. 801, by Nevers
Reported favorably. (11-0) (Local & Consent)

TIMOTHY G. "TIM" BURNS
Chairman

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

Suspension of the Rules

On motion of Rep. Tim Burns, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 1230—
BY REPRESENTATIVE BARRAS
AN ACT

To amend and reenact R.S. 9:4753, relative to the notice of certain privileges against proceeds recovered by injured persons; to provide for notice by facsimile transmission under certain circumstances; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 1230 by Representative Barras

AMENDMENT NO. 1

On page 1, at the beginning of line 8, insert "A," and after "created" and before "shall" change "herein" to "by R.S. 9:4752"

AMENDMENT NO. 2

On page 2, line 1, after "provisions" and before "and" change "hereof" to "of this Section"

AMENDMENT NO. 3

On page 2, line 2, after "given" and before "notice" change "such" to "the required" and at the end of line 2, change "such" to "the"

AMENDMENT NO. 4

On page 2, line 3, after "named" and before the period "." change "herein" to "in this Subsection"

AMENDMENT NO. 5

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

"B. If delivery of the notice required by this Section is made by facsimile transmission, and the sender fails to obtain a signed proof or receipt within seven days, then delivery shall be made by certified mail, return receipt requested, and costs of mailing shall be taxed as court costs."

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

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

Under the rules, placed on the regular calendar.

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

June 2, 2008

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

House Bill No. 1086, by Tucker
Reported by substitute. (18-0-1) (Regular)

Senate Bill No. 657, by McPherson
Reported favorably. (13-0-1) (Local & Consent)

Senate Bill No. 789, by Hebert
Reported favorably. (13-0-1) (Regular)

NITA RUSICH HUTTER
Chairman

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

Suspension of the Rules

On motion of Rep. Hutter, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 1086—
BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 11:154(A)(15), 3681, 3682(16), (17), and (21), 3684(E), 3690(D)(8) and (9), R.S. 13:2571.1(A), R.S. 33:1420.18(C), 2740.23(E)(1)(i), 2929(A)(1), 4530(C), and 4531, R.S. 34:340.6, 941(1) and (2), 942, 943, 944, 945(A), 948, 952, 953, 954, 957, 961, 965, 966(C)(2), 991(A) and (B)(introductory paragraph), 991.1(A)(1) and (B)(1), 996(A), 1001(C)(2), 1042(A), 1043(A), 1044, 1046, 1048, 1073, 1076(G), 1079, 1362, 1703(D) and (E), 1705(B), 2022(C)(2)(introductory paragraph), 2036, 3102(14), 3405(B), 3472(13)(a), and 3474(B)(2)(a), R.S. 37:11, R.S. 38:2233.2(E)(3), R.S. 39:1242(A)(1), R.S. 42:261(D)(1) and 1123(8), R.S. 47:820.2(B)(1)(c) and (D)(1), (2), (3), and (4), R.S. 51:61, 64, 65, and 66, and R.S. 54:321, to enact Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3351 through 3367 and Part 1 of Chapter 45 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3375 through 3380, and to repeal Part 1 of Chapter 1 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1 through 47, Chapter 8 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1351 through 1365, Chapter 14 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:1701 through 1715, Chapter 20 of Title 34 of the Louisiana Revised Statutes of

1950, comprised of R.S. 34:2021 through 2036, R.S. 34:3456(B) and 3472(13)(e) and (f), R.S. 42:1120.1, and R.S. 47:727(B)(1), relative to ports; to abolish the Jefferson Parish Economic Development and Port Authority, the Port of New Orleans, the St. Bernard Port, Harbor and Terminal District, and the Plaquemines Port, Harbor and Terminal District and to create the Lower Mississippi River Port Authority; to repeal all rights, powers, and authority of the Jefferson Parish Economic Development and Port Authority, the Port of New Orleans, the St. Bernard Port, Harbor and Terminal District, and the Plaquemines Port, Harbor and Terminal District; to provide relative to a board of commissioners for the Lower Mississippi River Port Authority; to provide relative to the rights, powers and authority of the board of commissioners for the Lower Mississippi River Port Authority; to provide relative to appointment of commissioners, terms of office, filling of vacancies and compensation of such commissioners; to make technical corrections relative to statutory provisions; and to provide for related matters.

Read by title.

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

The substitute was read by title as follows:

HOUSE BILL NO. 1388 (Substitute for House Bill No. 1086 by Representative Tucker)
BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 34:1(A)(1), (2), and (3), (B)(3)(Introductory Paragraph), (E)(3), (F)(3), (G), (H), and 21(A) and to enact R.S. 34:1(B)(4), (E)(4), and (F)(4), relative to the Board of Commissioners of the Port of New Orleans; to add members representing Plaquemines Parish and St. Bernard Parish; to provide for their appointment and term of office; to provide relative to the territorial jurisdiction of the Port of New Orleans; and to provide for related matters.

Read by title.

On motion of Rep. Hutter, the substitute was adopted and became House Bill No. 1388 by Rep. Tucker, on behalf of the Committee on Transportation, Highways and Public Works, as a substitute for House Bill No. 1086 by Rep. Tucker.

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

Report of the Committee on Ways and Means

June 2, 2008

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 383, by LeBas
Reported with amendments. (13-0) (Regular)

House Bill No. 582, by Tucker
Reported with amendments. (15-0) (Regular)

House Bill No. 1156, by Abramson
Reported with amendments. (11-0) (Regular)

House Bill No. 1209, by Greene
Reported with amendments. (15-0) (Regular)

Senate Bill No. 109, by Morrish
Reported favorably. (16-0) (Regular)

Senate Bill No. 329, by Adley
Reported with amendments. (11-0) (Regular)

Senate Bill No. 520, by Morrish
Reported with amendments. (17-0) (Regular)

Senate Bill No. 569, by Morrish
Reported with amendments. (17-0) (Regular)

Senate Bill No. 796, by McPherson
Reported favorably. (8-6) (Regular)

Senate Bill No. 808, by Marionneaux
Reported favorably. (17-0) (Regular)

HUNTER V. GREENE
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 808, were referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Greene, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 383—
BY REPRESENTATIVE LEBAS
AN ACT

To enact R.S. 47:337.11.1, relative to local sales and use taxes; to provide relative to the collection of local sales taxes on prescription drugs and pharmacist services under certain circumstances; to require health insurance issuers to pay local sales taxes on prescription drugs and pharmacist services under certain circumstances; to provide penalties for violations; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed House Bill No. 383 by Representative LeBas

AMENDMENT NO. 1

On page 1, line 4, after "issuers" insert a comma "," and "members, or insureds"

AMENDMENT NO. 2

On page 1, line 5, after "circumstances;" delete the remainder of the line and from the beginning of line 6, delete "penalties for violations;"

AMENDMENT NO. 3

On page 1, delete lines 12 through 15 in their entirety and insert the following:

"A. Upon the sale of prescription drugs and pharmacist services, a pharmacy or pharmacist shall be responsible for collecting any sales and use tax levied by a local political subdivision of this state and for remitting the amount of such tax to the levying authority. It shall be the responsibility of the health insurance issuer to reimburse the pharmacy or pharmacist the amount of such tax in certain cases in which health insurance coverage for prescription drugs and pharmacist services exists, depending on the terms and conditions of the insured's agreement with its member or insured. All contracts executed by a health"

AMENDMENT NO. 4

On page 1, line 16, change "July 1, 2008" to "January 1, 2009"

AMENDMENT NO. 5

On page 1, line 18, after "issuer" and before "for" insert "or the health insurance issuer's member or insured"

AMENDMENT NO. 6

On page 1, line 19, after "services." insert the following:

"The health insurance issuer or its agent shall notify the pharmacist at the point of sale of prescription drugs or at the time of rendering pharmacist services the total amount of the financial responsibility of the health insurance issuer or the health insurance issuer's member or insured including the total amount of sales taxes that the pharmacist shall collect from the health insurance issuer or the health insurance issuer's member or insured."

AMENDMENT NO. 7

On page 2, delete lines 24 through 29 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 582—

BY REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 39:101(A)(1), (B)(1)(a), (c), and (d), and (F)(1), 102(C), 103(A)(1) and (B)(1), 104(B), 111, 112, 113, 115, 122(B)(1), 124, and 125, to enact R.S. 39:101(F)(3) and (G), and to repeal R.S. 39:105, relative to capital outlay; to provide relative to the priority and funding of projects to be included in the Capital Outlay Bill; to provide relative to the development, enactment, and execution of the capital outlay process; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 582 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 3, change "122(B)(1)," to "122(A) and (B)(1)"

AMENDMENT NO. 2

On page 1, line 10, change "122(B)(1)," to "122(A) and (B)(1)"

AMENDMENT NO. 3

On page 7, delete lines 1 through 29 and on page 8, delete lines 1 through 15 and insert the following:

"E. The Capital Outlay Act shall contain four priorities:

(1) Priority A general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of lines of credit by the State Bond Commission during the fiscal year. Priority A shall include only funding for projects and amounts which were previously authorized by the Capital Outlay Act of the preceding year and which were granted cash lines of credit by the State Bond Commission.

(2) Priority B general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of cash lines of credit by the State Bond Commission during the fiscal year. Priority B shall include only funding for the reauthorization of the portion of the outstanding previous fiscal year Priority D Non-Cash lines of credit for projects which will require cash expenditures in the fiscal year and therefore must be converted to cash lines of credit in the fiscal year.

(3) Priority C general obligation bond projects are for the initiation or completion of plans and specifications, land acquisition, site preparation, or for construction which will begin in the fiscal year and will require the sale of bonds or the granting of lines of credit by the State Bond Commission during the fiscal year. The projects included in this priority shall be limited to the amount of the estimated cash line of credit capacity available after Priority A and Priority B projects have been satisfied, as identified by the office when the bill is filed in the legislature. Of the projects included in this priority, not more than twenty-five percent of the total amount available shall consist of nonstate projects added to the bill by the legislature, of which not more than one-half of the amount shall have been included by the House of Representatives and not more than one-half of the amount shall have been included by the Senate.

(4) Priority D general obligation bond funding shall be for funding the portion of construction contracts which will not require cash expenditures during the fiscal year. These funds, when combined with previously sold bonds or with higher priority bonds on lines of credit, or with funds appropriated from other sources, will provide sufficient appropriated funds to award contracts. Non-cash lines of credit granted by the State Bond Commission shall be required prior to the award of these contracts.

F.(1) General obligation bond funding of nonstate projects shall be limited to no more than twenty-five percent of the cash line of credit capacity for projects in any fiscal year. Nonstate projects are those projects not owned and operated by the state except those projects determined by the commissioner of administration to be a regional economic development initiative or regional health care facility operated in cooperation with the state.

(2) Nonstate entity projects shall require a match of not less than twenty-five percent of the total requested amount of funding except:

Page 70 HOUSE

37th Day's Proceedings - June 2, 2008

(a) A project deemed by the commissioner of administration to be an emergency project.

(b) A project of a nonstate entity which has demonstrated to the Joint Legislative Committee on Capital Outlay its inability to provide a local match. The division of administration shall promulgate rules establishing a needs-based formula for determining the inability of a nonstate entity to provide the required local match. However, such rules shall be approved by the House Committee on Appropriations, the House Committee on Ways and Means, the Senate Committee on Finance, and the Senate Committee on Revenue and Fiscal Affairs before they are promulgated."

AMENDMENT NO. 4

On page 8, at the beginning of line 16, change "F." to "G."

AMENDMENT NO. 5

On page 9, delete line 26 and insert the following:

"A. No work shall commence and no contract shall be entered into for any project contained in the Capital Outlay Act unless and until funds are available from the cash sources indicated in the act or from the sale of bonds or from a line of credit approved by the State Bond Commission, except contracts for Department of Transportation and Development projects which are subject to the provisions of R.S. 48:251(D). All requests for lines of credit shall first be forwarded to the Joint Legislative Committee on Capital Outlay. The State Bond Commission shall not grant a line of credit for any project until the Joint Legislative Committee on Capital Outlay approves the request for a line of credit for the project and forwards the request to the commission."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1156— BY REPRESENTATIVE ABRAMSON AN ACT

To enact Subpart P of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71 through 100.75, relative to state grants; to establish the Grants for Grads Program; to provide for administration and operation of the program by certain agencies of the state; to provide for eligibility and participation in the program; to establish the Grants for Grads Fund as a special treasury fund; to provide for the deposit, use, transfer, and investment of monies in the fund; to provide for the making of grants to certain home buyers; to provide for the deposit of monies into the TOPS Fund; to authorize rulemaking; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1156 by Representative Abramson

AMENDMENT NO. 1

On page 1, at the end of line 3, change "100.76," to "100.75,"

AMENDMENT NO. 2

On page 1, delete lines 8 through 10 and insert "investment of monies in the fund; to"

AMENDMENT NO. 3

On page 1, line 16, after "through" change "100.76" to "100.75"

AMENDMENT NO. 4

On page 2, delete line 18, and insert "(4) "Home" means a residential real property located"

AMENDMENT NO. 5

On page 3, delete line 8, and insert the following:

"received an associate, baccalaureate, masters, or other postgraduate degree, which shall be used by the"

AMENDMENT NO. 6

On page 3, line 9, after "of a" delete "first"

AMENDMENT NO. 7

On page 3, at the end of line 16, delete "or" and insert a comma ","

AMENDMENT NO. 8

On page 3, line 17, between "baccalaureate" and "degree" insert a comma "," and insert "masters, or other postgraduate"

AMENDMENT NO. 9

On page 3, line 21, after "graduation" and before the period "." insert "or completion of a postgraduate degree"

AMENDMENT NO. 10

On page 3, line 25, after "Registration." delete "(1)"

AMENDMENT NO. 11

On page 3, line 27, after "date" and before the period "." insert "or date of completion of their postgraduate degree"

AMENDMENT NO. 12

On page 4, delete lines 3 through 28, and on page 5, delete lines 1 through 3

AMENDMENT NO. 13

On page 5, at the beginning of line 4, change "§100.74." to "§100.73."

AMENDMENT NO. 14

On page 5, line 8, after "Program." delete the remainder of the line and delete lines 9 through 11

AMENDMENT NO. 15

On page 5, at the end of line 14, delete "and the" and at the beginning of line 15, delete "Department of Revenue"

AMENDMENT NO. 16

On page 5, delete lines 19 through 29 and on page 6, delete lines 1 through 6

AMENDMENT NO. 17

On page 6, at the beginning of line 7, change "§100.75." to "§100.74."

AMENDMENT NO. 18

On page 7, line 6, between "complete" and the period "." insert the following:

"and who has been selected as one of one hundred grantees in a random lottery conducted by the agency by January thirty-first of each year. The lottery pool shall include all graduate applicants who have filed applications within the last calendar year. If there are less than one hundred applicants for grant awards in a given calendar year, then the requirement of a lottery shall be dispensed with and all applicants shall be awarded grants"

AMENDMENT NO. 19

On page 7, line 12, after "days" delete "of receipt of an application." and insert "after completion of the lottery."

AMENDMENT NO. 20

On page 7, line 16, between "each" and "grant" insert "awarded"

AMENDMENT NO. 21

On page 7, at the end of line 26, delete "first"

AMENDMENT NO. 22

On page 8, at the beginning of line 1, change "§100.76." to "§100.75."

AMENDMENT NO. 23

On page 8, at the beginning of line 2, delete "A."

AMENDMENT NO. 24

On page 8, delete lines 5 through 10

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

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

HOUSE BILL NO. 1209—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 39:101(A)(1), (B)(1)(a), (c), and (d), and (F)(1), 102(C), 103(A)(1) and (B)(1), 104(B), 111, 112, 113, 115, 122(A) and (B)(1), 124, and 125, to enact R.S. 39:101(F)(3) and (G), and to repeal R.S. 39:105, relative to capital outlay; to provide relative to the priority and funding of projects to be included in the Capital Outlay Bill; to provide relative to the development, enactment, and execution of the capital outlay process; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1209 by Representative Greene

AMENDMENT NO. 1

On page 1, line 3, change "122(B)(1)," to "122(A) and (B)(1)"

AMENDMENT NO. 2

On page 1, line 10, change "122(B)(1)," to "122(A) and (B)(1)"

AMENDMENT NO. 3

On page 7, delete lines 1 through 29 and on page 8, delete lines 1 through 15 and insert the following:

"E. The Capital Outlay Act shall contain four priorities:

(1) Priority A general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of lines of credit by the State Bond Commission during the fiscal year. Priority A shall include only funding for projects and amounts which were previously authorized by the Capital Outlay Act of the preceding year and which were granted cash lines of credit by the State Bond Commission.

(2) Priority B general obligation bond funding shall be for completion of plans and specifications, land acquisition, site preparation, or for construction of projects that will require the sale of bonds or extension of cash lines of credit by the State Bond Commission during the fiscal year. Priority B shall include only funding for the reauthorization of the portion of the outstanding previous fiscal year Priority D Non-Cash lines of credit for projects which will require cash expenditures in the fiscal year and therefore must be converted to cash lines of credit in the fiscal year.

(3) Priority C general obligation bond projects are for the initiation or completion of plans and specifications, land acquisition, site preparation, or for construction which will begin in the fiscal year and will require the sale of bonds or the granting of lines of credit by the State Bond Commission during the fiscal year. The projects included in this priority shall be limited to the amount of the estimated cash line of credit capacity available after Priority A and Priority B projects have been satisfied, as identified by the office when the bill is filed in the legislature. Of the projects included in this priority, not more than twenty-five percent of the total amount available shall consist of nonstate projects added to the bill by the legislature, of which not more than one-half of the amount shall have been included by the House of Representatives and not more than one-half of the amount shall have been included by the Senate.

(4) Priority D general obligation bond funding shall be for funding the portion of construction contracts which will not require cash expenditures during the fiscal year. These funds, when combined with previously sold bonds or with higher priority bonds on lines of credit, or with funds appropriated from other sources, will provide sufficient appropriated funds to award contracts. Non-cash lines of credit granted by the State Bond Commission shall be required prior to the award of these contracts.

F.(1) General obligation bond funding of nonstate projects shall be limited to no more than twenty-five percent of the cash line of credit capacity for projects in any fiscal year. Nonstate projects are those projects not owned and operated by the state except those projects determined by the commissioner of administration to be a regional economic development initiative or regional health care facility operated in cooperation with the state.

(2) Nonstate entity projects shall require a match of not less than twenty-five percent of the total requested amount of funding except:

(a) A project deemed by the commissioner of administration to be an emergency project.

(b) A project of a nonstate entity which has demonstrated to the Joint Legislative Committee on Capital Outlay its inability to provide a local match. The division of administration shall promulgate rules establishing a needs based formula for determining the inability of a nonstate entity to provide the required local match. However, such rules shall be approved by the House Committee on Appropriations, the House Committee on Ways and Means, the Senate Committee on Finance, and the Senate Committee on Revenue and Fiscal Affairs before they are promulgated."

AMENDMENT NO. 4

On page 8, at the beginning of line 16, change "F." to "G."

AMENDMENT NO. 5

On page 9, delete line 26 and insert the following:

"A. No work shall commence and no contract shall be entered into for any project contained in the capital outlay act unless and until funds are available from the cash sources indicated in the act or from the sale of bonds or from a line of credit approved by the State Bond Commission, except contracts for Department of Transportation and Development projects which are subject to the provisions of R.S. 48:251(D). All requests for lines of credit shall first be forwarded to the Joint Legislative Committee on Capital Outlay. The State Bond Commission shall not grant a line of credit for any project until the Joint Legislative Committee on Capital Outlay approves the request for a line of credit for the project and forwards the request to the commission."

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

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

Under the rules, placed on the regular calendar.

Report of the Committee on Commerce

June 2, 2008

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 146, by Foil
Reported favorably. (12-0)

House Concurrent Resolution No. 166, by Barrow
Reported with amendments. (14-0)

Senate Bill No. 192, by Duplessis
Reported favorably. (14-0) (Local & Consent)

Senate Bill No. 405, by Broome
Reported favorably, with recommendation that it be recommitted to the Committee on Appropriations. (15-0)

Senate Bill No. 416, by Murray
Reported with amendments. (14-0) (Regular)

Senate Bill No. 628, by Gautreaux, N.
Reported with amendments. (11-4) (Regular)

JEFFERY "JEFF" J. ARNOLD
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 405, were referred to the Legislative Bureau.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 2, 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. 167
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 2, 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 House Bills:

House Bill No. 38
Returned without amendments

House Bill No. 86
Returned without amendments

House Bill No. 87
Returned without amendments

House Bill No. 88
Returned without amendments

House Bill No. 104
Returned without amendments

House Bill No. 174
Returned without amendments

House Bill No. 200
Returned without amendments

House Bill No. 212
Returned without amendments

House Bill No. 235
Returned without amendments

House Bill No. 273
Returned without amendments

House Bill No. 300
Returned without amendments

House Bill No. 301
Returned with amendments

House Bill No. 352
Returned without amendments

House Bill No. 361
Returned without amendments

House Bill No. 387
Returned without amendments

House Bill No. 514
Returned without amendments

House Bill No. 594
Returned without amendments

House Bill No. 595
Returned without amendments

House Bill No. 597
Returned without amendments

House Bill No. 600
Returned without amendments

House Bill No. 616
Returned without amendments

House Bill No. 671
Returned with amendments

House Bill No. 721
Returned without amendments

House Bill No. 738
Returned with amendments

House Bill No. 772
Returned with amendments

House Bill No. 841
Returned without amendments

House Bill No. 854
Returned with amendments

House Bill No. 1069
Returned with amendments

House Bill No. 1115
Returned with amendments

House Bill No. 1144
Returned without amendments

House Bill No. 1151
Returned without amendments

House Bill No. 1216
Returned without amendments

House Bill No. 1293
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 2, 2008

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

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

Senate Concurrent Resolution Nos. 88, 89, and 90

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. 93—

BY REPRESENTATIVE HARDY

A RESOLUTION

To commend the University of Louisiana at Lafayette softball team for an outstanding performance in the 2008 Women's College World Series and to congratulate its coaches and players on a sensational 2007-2008 season.

Read by title.

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

HOUSE RESOLUTION NO. 94—

BY REPRESENTATIVE BARROW

A RESOLUTION

To urge and request the Department of Health and Hospitals to submit a state plan amendment to the Centers for Medicare and Medicaid Services to allow a home health care recipient to receive more than fifty reimbursable visits in a calendar year and to institute a prior authorization program in an effort to control costs.

Read by title.

On motion of Rep. Barrow, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

HOUSE RESOLUTION NO. 95—

BY REPRESENTATIVE RICHMOND

A RESOLUTION

To commend George Shinn, owner of the New Orleans Hornets, and the team for an outstanding 2007-2008 National Basketball Association (NBA) season and to designate Monday, June 16, 2008, as George Shinn and the New Orleans Hornets Day at the Louisiana House of Representatives.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 169—

BY REPRESENTATIVE ARMES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study emergency medical services in Vernon Parish and the surrounding areas.

Read by title.

On motion of Rep. Armes, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVE MORRELL

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility of giving equal weight to the subjects of science and social studies as is given to English/language arts and mathematics in administering the Louisiana Educational Assessment Program tests 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 2009 Regular Session.

Read by title.

On motion of Rep. Morrell, and under a suspension of the rules, the above resolution was referred to the Committee on Education, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 171—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To amend and readopt Joint Rule No. 14(A) of the Joint Rules of the Senate and House of Representatives and to repeal Joint Rule No. 14(B) of the Joint Rules of the Senate and House of Representatives, to provide for the allocation of space in the Pentagon Barracks.

Read by title.

On motion of Rep. Gallot, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 172—

BY REPRESENTATIVE HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections and the Louisiana Department of Justice to jointly study all aspects of the capital punishment process in Louisiana.

Read by title.

On motion of Rep. Hines, and under a suspension of the rules, the above resolution was referred to the Committee on Administration of Criminal Justice, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 173—

BY REPRESENTATIVE HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to study the need for legislation to impose living restrictions on persons who commit certain crimes in this state.

Read by title.

On motion of Rep. Hines, and under a suspension of the rules, the above resolution was referred to the Committee on Administration of Criminal Justice, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 174—

BY REPRESENTATIVE HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to study issues related to prohibiting the possession of tobacco products by persons under the age of twenty-one and to report its findings to the House and Senate committees on health and welfare no later than April 1, 2009.

Read by title.

On motion of Rep. Hines, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 175—

BY REPRESENTATIVE KATZ

A CONCURRENT RESOLUTION

To extend the work of the Adult Abuse and Neglect Study Group, herein referred to as the "study group", to study the existing laws on adult abuse and neglect and the need for laws to protect those who cannot adequately protect themselves; to examine the structure, operation, and outcomes of the programs established to protect vulnerable adults from abuse and neglect in Louisiana; to investigate existing jurisdictions; to explore ways to maximize resources necessary to viably operate a program that is cost-effective and administratively efficient for the protection of vulnerable adults; and other related issues.

Read by title.

On motion of Rep. Katz, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

Privileged Report of the Legislative Bureau

June 2, 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. 72
Reported with amendments.

Senate Bill No. 99
Reported without amendments.

Senate Bill No. 107
Reported without amendments.

Senate Bill No. 108
Reported with amendments.

Senate Bill No. 117
Reported without amendments.

Senate Bill No. 120
Reported without amendments.

Senate Bill No. 147
Reported without amendments.

Senate Bill No. 156
Reported without amendments.

Senate Bill No. 164
Reported without amendments.

Senate Bill No. 177
Reported without amendments.

Senate Bill No. 319
Reported without amendments.

Senate Bill No. 423
Reported without amendments.

Senate Bill No. 429
Reported without amendments.

Senate Bill No. 444
Reported without amendments.

Senate Bill No. 458
Reported without amendments.

Senate Bill No. 564
Reported without amendments.

Senate Bill No. 593
Reported without amendments.

Senate Bill No. 608
Reported without amendments.

Senate Bill No. 676
Reported without amendments.

Senate Bill No. 682
Reported without amendments.

Senate Bill No. 686
Reported with amendments.

Senate Bill No. 696
Reported without amendments.

Senate Bill No. 724
Reported with amendments.

Senate Bill No. 732
Reported without amendments.

Senate Bill No. 745
Reported without amendments.

Senate Bill No. 749
Reported without amendments.

Senate Bill No. 760
Reported with amendments.

Senate Bill No. 773
Reported without amendments.

Senate Bill No. 799
Reported without amendments.

Senate Bill No. 802
Reported without amendments.

Respectfully submitted,

WAYNE WADDELL
Chairman

Privileged Report of the Committee on Enrollment

June 2, 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. 88—

BY REPRESENTATIVE GALLOT

A RESOLUTION

To commend Johnnie Slaton Davis upon the celebration of her one hundredth birthday.

HOUSE RESOLUTION NO. 89—

BY REPRESENTATIVE HENRY

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Joseph Anthony Madere.

Respectfully submitted,

WAYNE WADDELL
Chairman

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

Privileged Report of the Committee on Enrollment

June 2, 2008

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 11—

BY REPRESENTATIVE HILL

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to designate the portion of Louisiana Highway 165 North from Oakdale city limits to the Rapides Parish line as the "Staff Sergeant Timothy B. Cole, Jr. Memorial Highway" and to erect signage along this route reflecting this designation.

HOUSE CONCURRENT RESOLUTION NO. 21—

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 27—

BY REPRESENTATIVES CONNICK AND MORRELL

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to develop and implement a policy which allows for certified copies of state identification cards to be used as substantiating documentation in obtaining a duplicate or replacement identification card.

HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE FOIL

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 63—

BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To urge and request the United States Congress to increase penalties for any person who knowingly hires, or recruits or refers for a fee, for employment within this state, an individual who is not

authorized to work in the United States, or who knowingly continues to employ an unauthorized alien.

HOUSE CONCURRENT RESOLUTION NO. 70—
BY REPRESENTATIVE LABRUZZO

A CONCURRENT RESOLUTION

To amend the Department of Health and Hospitals, office of management and finance, bureau of health services financing rule (LAC 48:1.7441(A)(1)), which provides for the core requirements for certain addiction treatment programs, and to direct the office of the state register to print the amendments in the Louisiana Administrative Code.

HOUSE CONCURRENT RESOLUTION NO. 80—
BY REPRESENTATIVE MICKEY GUILLORY

A CONCURRENT RESOLUTION

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

Respectfully submitted,

WAYNE WADDELL
Chairman

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

Privileged Report of the Committee on Enrollment

June 2, 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 Bills have been properly enrolled:

HOUSE BILL NO. 91—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 6:2(16) and 4 and to enact R.S. 6:2(17), relative to financial institution employment references; to provide that trust companies may release certain information to other financial institutions; and to provide for related matters.

HOUSE BILL NO. 140—

BY REPRESENTATIVES KLECKLEY AND MONICA
AN ACT

To amend and reenact R.S. 22:680(1)(a)(iv) and (4), relative to uninsured motorist coverage; to delete reference to repealed statute; and to provide for related matters.

HOUSE BILL NO. 141—

BY REPRESENTATIVES KLECKLEY AND MONICA
AN ACT

To amend and reenact R.S. 22:667.1(A), relative to residential property insurance policies; to correct statutory reference to homeowner's insurance; and to provide for related matters.

HOUSE BILL NO. 156—

BY REPRESENTATIVE ARNOLD
AN ACT

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

HOUSE BILL NO. 180—

BY REPRESENTATIVE GALLOT AND SENATOR WALSWORTH
AN ACT

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

HOUSE BILL NO. 194—

BY REPRESENTATIVE KATZ
AN ACT

To enact R.S. 40:2116.36(E), relative to home health care providers; to provide for the denial, revocation, or nonrenewal of a home health agency license; and to provide for related matters.

HOUSE BILL NO. 196—

BY REPRESENTATIVE KATZ
AN ACT

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

HOUSE BILL NO. 219—

BY REPRESENTATIVE ARNOLD
AN ACT

To repeal R.S. 13:3737, relative to the quality review privilege of accountants.

HOUSE BILL NO. 223—

BY REPRESENTATIVES KLECKLEY AND MONICA
AN ACT

To amend and reenact R.S. 22:1479, relative to insurers and other entities regulated by the commissioner of insurance; to require life or health and accident insurers, health maintenance organizations, managing general agents, and third-party administrators to maintain written catastrophe response plans; and to provide for related matters.

HOUSE BILL NO. 320—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 56:1948.6(C), relative to the Louisiana Byways Program; to provide relative to the official logo; and to provide for related matters.

HOUSE BILL NO. 363—

BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 37:1479(A) and (B), relative to the licensing of home inspectors; to provide for the expiration of licenses; to provide for the renewal of licenses; and to provide for related matters.

HOUSE BILL NO. 508—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 37:77(H), 83(A), (B), and (C), and 86(C) and to enact R.S. 37:73(18), relative to the Louisiana Accountancy Act; to provide for a definition; to provide for changes to the acceptance of peer reviews by the board; to provide that peer reviews are privileged; to provide for changes to unlawful acts by certified public accountants; and to provide for related matters.

HOUSE BILL NO. 606—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 22:1404(E) and (F) and to enact R.S. 22:1404(G), relative to automobile insurance rate reductions; to provide with respect to a rate reduction for automobiles that have technology that aids in the recovery of stolen vehicles; and to provide for related matters.

HOUSE BILL NO. 670—

BY REPRESENTATIVES WILLIAMS, BARROW, DOERGE, HINES, SIMON, AND WILLMOTT

AN ACT

To amend and reenact R.S. 46:1301(A)(introductory paragraph) and (1) and (B), relative to autism services provided by the Department of Health and Hospitals; to transfer the center of excellence for autism to the office of citizens with developmental disabilities; to rename the center; to provide for formal agreements with the center; to establish the location of the center and any facilities; and to provide for related matters.

HOUSE BILL NO. 728—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 37:146(B), (C), and (D) and to enact R.S. 37:146.1, relative to qualifications for examination of architects; to provide for additional qualifications for examinations for applicants; to provide for the ability for the board to adopt rules; to provide for licensing for architects; and to provide for related matters.

HOUSE BILL NO. 790—

BY REPRESENTATIVES FOIL, ABRAMSON, AUBERT, AUSTIN BADON, BOBBY BADON, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, DOWNS, EDWARDS, FANNIN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HENRY, HINES, HOFFMANN, HOWARD, HUTTER, KATZ, KLECKLEY, LABRUZZO, LAMBERT, LEGER, LIGI, LOPINTO, LORUSSO, MONICA, MORRELL, MORRIS, PEARSON, PERRY, PONTI, PUGH, RICHARD, RICHARDSON, ROBIDEAUX, SCHRODER, SIMON, SMILEY, JANE SMITH, ST. GERMAIN, TEMPLET, TUCKER, WADDELL, WHITE, AND WILLMOTT

AN ACT

To repeal R.S. 18:402(F)(5), relative to election dates; to eliminate the July election date for bond, tax, and other proposition elections; and to provide for related matters.

HOUSE BILL NO. 861—

BY REPRESENTATIVES HINES, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, BURREL L. CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, GISCLAIR, GREENE, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HAZEL, HENDERSON, HENRY, HILL, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWL IN, PEARSON, PERRY, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR WALSWORTH

AN ACT

To enact Chapter 62 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2881 and 2882, relative to the Umbilical Cord Blood Banking Program; to provide for a short

title; to establish the program within the Department of Health and Hospitals; to provide for the duties of the department; to provide for funding; and to provide for related matters.

HOUSE BILL NO. 960—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 18:1309.2, relative to a program for early voting; to authorize the secretary of state to develop and implement a program for the conduct of early voting in additional locations; to require the secretary of state, clerks of court, and the registrars of voters to work together to develop and implement the program; to require the approval of the program by the House and Senate governmental affairs committees prior to implementation; to require the secretary of state to provide a report regarding the program to the House and Senate governmental affairs committees; and to provide for related matters.

HOUSE BILL NO. 1017—

BY REPRESENTATIVE GALLOT

AN ACT

To amend and reenact R.S. 18:18(A)(8)(b), 51(C), 108(B), 110(B)(2)(b), 115(A)(3), 154(C), 171, 172, 193(E) and (F), 196(D), 425(B)(4), 443.2(7), 503, 532(B)(5), 532.1(B)(2)(b) and (D), 535(B), 563(C)(2), 564(A), 566.2(B) and (G), 571, 1259(A) and (B)(1), (2)(introductory paragraph), and (5), 1275.14(B), 1284(F)(1), 1299.1(A), 1306(B)(2), 1307(C), 1309(B), 1313(D), 1402(A)(introductory paragraph) and (B)(1)(introductory paragraph), and 1903, to enact R.S. 18:2(12), 552(A)(4), 1300.7(C), (D), and (E), 1306(B)(3), 1309(J), and 1332(C), and to repeal R.S. 18:532.1(G) and (H), relative to the Louisiana Election Code; to provide relative to the powers and duties of the secretary of state; to provide relative to the duties of clerks of court; to provide relative to the duties of registrars of voters; to provide relative to the duties of the secretary of the Department of Public Safety and Corrections; to provide definitions; to provide relative to filling a vacancy in the office of registrar of voters; to provide relative to transfer and cancellation of duplicate registrations; to provide relative to the effectiveness of certain changes in registration; to provide relative to disclosure of voter information; to provide relative to reporting of felony convictions; to provide relative to procedures for challenge and cancellation of registration; to provide relative to reporting of judgments of interdiction; to provide relative to the qualifications of commissioners; to provide relative to the submission of apportionment plans of the state central committees of certain recognized political parties; to provide relative to notice of withdrawal or disqualification of a candidate; to provide relative to notice of location of precincts and polling places; to provide relative to assistance in voting; to provide relative to procedures for voting; to provide relative to the counting and tabulation of provisional ballots for federal office; to provide relative to procedures for counting and tabulating votes; to provide relative to arrangement of the voting machine ballot; to provide relative to selection of nominees in congressional elections; to provide relative to requirements for statements of propositions or questions to be submitted to the voters; to provide relative to recall elections; to provide relative to election paraphernalia accompanying absentee by mail and early voting ballots; to provide relative to the validity of certain applications to vote absentee by mail by certain persons; to provide relative to information required to be posted at an early voting polling place; to provide relative to persons present during the counting and tabulation of absentee and early voting ballots; to provide relative to registration of persons approved for participation in the special program for handicapped voters; to provide relative to parties to an action objecting to candidacy; to provide relative to precincts; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 1051—

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 40:2120.33(3), relative to adult brain injury facilities; to remove restrictions against related patients within the same adult brain injury facility; and to provide for related matters.

HOUSE BILL NO. 1058—

BY REPRESENTATIVES GALLOT, TUCKER, AND WADDELL

AN ACT

To amend and reenact R.S. 6:103(B)(14), (E)(1)(e), and (I), R.S. 9:2798.5(A), R.S. 10:9-526(a)(2) as amended by Act No. 319 of the 2007 Regular Session of the Legislature, R.S. 11:315(A)(introductory paragraph) and (B)(2)(introductory paragraph), 316(A)(introductory paragraph), 542.1(B), 1942.1(A), 2178(D), (E)(5), and (J)(1) and (2), and 2260(A)(9)(b)(iv), R.S. 13:961(B), (C), (D)(2), (E), and (I), R.S. 15:141, 142(F), 143(introductory paragraph), 147(B)(2), 148(A), 149, 160(E), 161(J), 162(C), 165(B)(1)(b), 170(D)(5)(introductory paragraph), 173(A), 181, 182, 185.3(D), 571.11(B), 572.8(G) and (H), and 574.9(A), R.S. 17:416(B)(2) and (3)(d)(iv), (C)(1) and (2)(a)(i), and (E), 525(A)(1) and (C), 1518.1(I)(3) and (J), 1990(B)(1)(c) and (d), 3048.1(A)(1)(a)(iii)(dd)(I) and (V)(3)(a), 3394.1, 3394.2(6), and 3394.3(B)(introductory paragraph) and (1)(b), R.S. 23:101, 107(C) and (D), 111(A), (B)(3)(e), and (F), 897(K) and (M), 1191, 1195(A)(1) and (5)(a), (B)(introductory paragraph), (1)(a), (2)(b), and (3)(a), and (C)(5)(a) and (b)(vi), 1196(A)(2)(c)(i), (3)(b), and (5), 1209(A), (B), and (D), 1211, 1378(A)(6)(b), (B), (C), (D), and (F)(1) through (29) and (30)(a)(iii), 1392(introductory paragraph), (5), and (8)(a), 1532.1(B)(1)(a) and (b) and (2), (C)(1)(a) and (b), (2), and (3), and (E), 1541, 1552, 1553(A), (B)(3), (4), (5), and (10)(a) and (b), and (D)(4), and 1775(D)(2), R.S. 28:854(B)(1) and (C) and 894(A)(2) and (4), (B)(1), and (C), R.S. 32:784(B), R.S. 38:330.8(B)(4), 334.3, and 2212(C)(1), R.S. 56:320(A)(3) and 327(D) and to repeal R.S. 14:50.1, 54, 85.1, and 91.14, relative to the Louisiana Revised Statutes of 1950; to provide for technical corrections to certain Revised Statutes; to provide for the Louisiana State Law Institute to redesignate certain provisions of Title 40 of the Louisiana Revised Statutes of 1950; to remove certain unconstitutional provisions of Title 14 of the Louisiana Revised Statutes of 1950.

HOUSE BILL NO. 1062—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 40:1058.3(C), relative to methadone maintenance programs; to extend the moratorium on methadone maintenance programs; to provide that the Department of Health and Hospitals may license a new or additional methadone maintenance program if a need is determined to exist; to provide for the promulgation of rules and regulations; to provide for a special effective date; and to provide for related matters.

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

BY REPRESENTATIVES ROBIDEAUX AND CORTEZ

AN ACT

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

computer system or any data protected by the Gramm-Leach-Bliley Act or the security laws; and to provide for related matters.

HOUSE BILL NO. 1361 (Substitute for House Bill No. 1080 by Representative Patricia Smith)—

BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME

AN ACT

To amend and reenact R.S. 40:2120.42(1), relative to adult day health care providers; to change certain operational requirements; and to provide for related matters.

Respectfully submitted,

WAYNE WADDELL
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

Suspension of the Rules

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

House Resolution No. 94

Adjournment

On motion of Rep. Trahan, at 6:35 P.M., the House agreed to adjourn until Tuesday, June 3, 2008, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, June 3, 2008.

ALFRED W. SPEER
Clerk of the House