

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

**FORTY-NINTH 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

Thursday, June 19, 2008

The House of Representatives was called to order at 1:00 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	Greene	Monica
Anders	Guillory, E.	Montoucet
Armes	Guillory, M.	Morrell
Arnold	Guinn	Morris
Aubert	Hardy	Norton
Badon, A.	Harrison	Nowlin
Badon, B.	Hazel	Pearson
Baldone	Henderson	Perry
Barras	Henry	Peterson
Barrow	Hill	Ponti
Billiot	Hines	Pope
Burford	Hoffmann	Pugh
Burns, H.	Honey	Richard
Burns, T.	Howard	Richardson
Burrell	Hutter	Richmond
Carmody	Jackson G.	Ritchie
Carter	Jackson M.	Robideaux
Champagne	Johnson	Roy
Chandler	Jones, R.	Schroder
Chaney	Jones, S.	Simon
Connick	Katz	Smiley
Cortez	Kleckley	Smith, G.
Cromer	LaBruzzo	Smith, J.
Danahay	LaFonta	Smith, P.
Dixon	Lambert	St. Germain
Doerge	LeBas	Talbot
Downs	Leger	Templet
Edwards	Ligi	Trahan
Ellington	Little	Waddell
Fannin	Lopinto	White

Foil	Lorusso	Williams
Franklin	Marchand	Willmott
Gallot	McVea	Wooton
Total - 102		

ABSENT

Dove	Gisclair
Total - 2	

The Speaker announced that there were 102 members present and a quorum.

**Prayer**

Prayer was offered by Rev. Ronnie Couvillion.

**Pledge of Allegiance**

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

**Reading of the Journal**

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

On motion of Rep. Billiot, the Journal of June 18, 2008, was adopted.

**Petitions, Memorials and  
Communications**

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

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1098: Reps. Tucker *vice* LaBruzzo.

**Conference Committee Reports Received**

Conference Committee Reports were received for the following legislative instruments:

Senate Bill No. 332

The conference committee reports for the legislative instruments above lie over under the rules.

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 665: Senators Hebert, Gray, and N. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1139: Senators Erdey, McPherson, and B. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1141: Senators Gray, McPherson, and Adley.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1290: Senators LaFleur, Cravins, and Martiny.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1293: Senators McPherson, Dupre, and B. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1356: Senators Quinn, Kostelka, and Murray.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 4: Senators Shepherd, Amedee, and Mount.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 160: Senators Cravins, Hebert, and Nevers.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 179: Senators Quinn, Chaisson, and Kostelka.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 285: Senators Duplessis, Quinn, and Murray.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 312: Senators Mount, Cheek, and Cassidy.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 592: Senators Riser, McPherson, and Adley.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 769: Senators Chaisson, Kostelka, and Amedee.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 19, 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. 123

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**House and House Concurrent Resolutions**

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

**HOUSE RESOLUTION NO. 165—  
BY REPRESENTATIVE SIMON**

**A RESOLUTION**

To urge and request the House Committee on Retirement and the House Committee on Health and Welfare to meet together to study issues associated with the reemployment of retired psychiatric mental health practitioners and psychiatric nurses from state medical facilities, and to report their findings to the House of Representatives prior to the convening of the 2009 Regular Session of the Legislature.

Read by title.

On motion of Rep. Simon, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**Senate Concurrent Resolutions**

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

**SENATE CONCURRENT RESOLUTION NO. 112—**

BY SENATOR THOMPSON

**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals to study the laws and regulations governing inpatient reimbursement to out-of-state hospitals, to study the policy reasons for establishing a different methodology for three out-of-state hospitals and to study the effect of these laws and regulations on access to care for Medicaid eligible Louisiana citizens in northeast Louisiana.

Read by title.

On motion of Rep. Katz, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 113—**

BY SENATOR QUINN AND REPRESENTATIVE PEARSON

**A CONCURRENT RESOLUTION**

To direct the Louisiana State Law Institute to study allowing a surviving spouse access to funds in a securities account prior to the naming of an executor of the estate, and to report its findings to the legislature prior to the convening of the 2009 Regular Session.

Read by title.

On motion of Rep. Pearson, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 114—**

BY SENATOR QUINN

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana State Law Institute to establish a special committee to research, study, and make recommendations regarding the feasibility of creating family courts or domestic relations sections in judicial districts that do not currently have a family court or sections that are assigned only domestic relations or family law cases, and to make recommendations on how to improve the services and efficiency of family courts and domestic relations sections currently operating in judicial districts.

Read by title.

On motion of Rep. Richmond, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 115—**

BY SENATOR CROWE

**A CONCURRENT RESOLUTION**

To commend Pastor Emeritus Dr. Hoyte Nelson on his fortieth anniversary of ministry at First Baptist Church of Slidell.

Read by title.

On motion of Rep. Cromer, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 116—**

BY SENATOR THOMPSON

**A CONCURRENT RESOLUTION**

To designate the week of June 22-28, 2008, as "Pollinator Week in Louisiana."

Read by title.

On motion of Rep. Anders, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 117—**

BY SENATOR KOSTELKA

**A CONCURRENT RESOLUTION**

To urge and request the Senate Committee on Senate and Governmental Affairs and the House Committee on House and Governmental Affairs to meet and function as a joint committee to study and make recommendations with respect to laws affecting redistricting, reapportionment, voting precinct boundaries and election district boundaries.

Read by title.

On motion of Rep. Gallot, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 118—**

BY SENATOR GRAY

**A CONCURRENT RESOLUTION**

To urge and request the Senate Local and Municipal Affairs Committee and the House Municipal, Parochial, and Cultural Affairs Committee to meet and function as a joint committee to study and make recommendations regarding the development of affordable rental housing strategies for persons displaced by Hurricanes Katrina and Rita.

Read by title.

On motion of Rep. Morrell, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**SENATE CONCURRENT RESOLUTION NO. 119—**

BY SENATOR BROOME

**A CONCURRENT RESOLUTION**

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Murphy Wilbert Bell.

Read by title.

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

**SENATE CONCURRENT RESOLUTION NO. 120—**

BY SENATOR MICHOT

**A CONCURRENT RESOLUTION**

To commend Robert C. Israel, president of the Louisiana Automobile Dealers Association, for his twenty-five years of dedicated service to the association, its members and to the motor vehicle industry.

Read by title.

On motion of Rep. Arnold, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 121—**

BY SENATOR THOMPSON

**A CONCURRENT RESOLUTION**

To express the heartfelt and sincere condolences of the Legislature of Louisiana upon the death of educator and community leader Ralph Wimberly Moore.

Read by title.

On motion of Rep. Fannin, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 122—**

BY SENATOR MCPHERSON

**A CONCURRENT RESOLUTION**

To urge and request the Louisiana Law Institute to study security interest priorities and contract right issues faced by farmers, lenders and grain elevators.

Read by title.

On motion of Rep. Anders, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**Motion**

On motion of Rep. Richmond, the Committee on Judiciary was discharged from further consideration of Senate Concurrent Resolution No. 99.

**SENATE CONCURRENT RESOLUTION NO. 99—**

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To designate "The Legend of Papa Noel, a Cajun Christmas Story" as the official Cajun Christmas story for the state of Louisiana.

Read by title.

On motion of Rep. Richmond, and under a suspension of the rules, the resolution was ordered passed to its third reading.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Administration of Criminal Justice**

June 19, 2008

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 18, 2008, I am directed by your Committee on Administration of Criminal Justice to submit the following report:

Senate Bill No. 386, by Hebert  
Reported favorably. (8-3) (Regular)

ERNEST D. WOOTON  
Chairman

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

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

June 19, 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:

Senate Concurrent Resolution No. 86, by LaFleur  
Reported favorably. (16-0)

Senate Bill No. 780, by Crowe  
Reported with amendments. (12-0) (Regular)

NITA RUSICH HUTTER  
Chairwoman

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

**Reconsideration**

The following legislative instruments on reconsideration were taken up and acted upon as follows:

**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.

On motion of Rep. St. Germain, the vote by which the above Senate Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. St. Germain gave notice of her intention to call Senate Bill No. 411 from the calendar for future action.

**Suspension of the Rules**

On motion of Rep. Bobby Badon, 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. 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.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Gautreaux to Engrossed House Bill No. 159 by Representative Bobby Badon

AMENDMENT NO. 1

On page 2, delete lines 27 and 28 in their entirety.

Rep. Bobby Badon 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	Greene	Monica
Anders	Guillory, E.	Morrell
Armes	Guillory, M.	Morris
Arnold	Gunn	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Perry
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honey	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Trahan
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	Wooton
Franklin	Lorusso	
Gallot	Marchand	
Total - 94		

**NAYS**

Total - 0

**ABSENT**

Burns, T.	LaBruzzo	Schroder
Cortez	Mills	Templet
Dove	Montoucet	
Gisclair	Roy	
Total - 10		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 337—**

BY REPRESENTATIVES BURRELL, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BURFORD, HENRY BURNS, CARMODY, CARTER, DIXON, DOWNS, FRANKLIN, GALLOT, HARDY, HENRY, HOFFMANN, HONEY, HOWARD, MICHAEL JACKSON, KATZ, LAFONTA, LEGER, LIGI, MARCHAND, MORRIS, NORTON, NOWLIN, PETERSON, RICHARD, RITCHIE, JANE SMITH, PATRICIA SMITH, TALBOT, WADDELL, AND WILLIAMS

**AN ACT**

To enact a new Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, formerly comprised of Parts I through III, to be comprised of new Parts I through VII; to enact Part I, to be comprised of R.S. 47:2121 through 2124, Part II, to be comprised of R.S. 47:2126 through 2137, Subpart A of Part III, to be comprised of R.S. 47:2141 through 2147, Subpart B of Part III, to be comprised of R.S. 47:2151 through 2163, Subpart A of Part IV, to be comprised of R.S. 47:2196 through 2197, Subpart B of Part IV, to be comprised of R.S. 47:2201 through 2211, Subpart C of Part IV, to be comprised of R.S. 47:2231

through 2237, Subpart A of Part V, to be comprised of R.S. 47:2241 through 2245, Subpart B of Part V, to be comprised of R.S. 47:2246 and 2247, Subpart A of Part VI, to be comprised of R.S. 47:2266, Subpart B of Part VI, to be comprised of R.S. 47:2271 through 2280, and Part VII, to be comprised of R.S. 47:2286 through 2292, and to repeal R.S. 13:4951, Subparts E, F, and G of Part II of Chapter 6 of Title 33, comprised of R.S. 33:2861 through 2892.9, Chapters 13A, 13B, and 13C of Title 33, comprised of R.S. 33:4720.11 through 4720.49, and Part II of Chapter 4 of Subtitle III of Title 47, comprised of R.S. 47:2101 through 2114; and to repeal former Parts I, II, and III of Chapter 5 of Subtitle III of Title 47, comprised of R.S. 47:2171 through 2194, 2221 through 2230, and 2251 through 2262, all relative to the payment and collection of property taxes, tax sales, and adjudicated property; to provide general provisions and definitions; to provide for payment and collection; to provide for tax sales of movable and immovable property; to provide for adjudicated property; to provide for redemptions; to provide procedures to quiet tax title and for actions to annul; 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 Revenue and Fiscal Affairs to Reengrossed House Bill No. 337 by Representative Burrell

AMENDMENT NO. 1

On page 9, line 20, after "January 1" insert "or later"

AMENDMENT NO. 2

On page 17, line 2, after "exempt" insert "or otherwise exempt"

AMENDMENT NO. 3

On page 17, line 10, after "homestead" insert "or other"

AMENDMENT NO. 4

On page 18, line 9, after "tax recipients," insert "The tax collector shall record the cancellation with the recorder of conveyances in the parish in which the property is located."

AMENDMENT NO. 5

On page 33, line 21, after "in excess thereof," insert "The tax collector may determine and establish that the least quantity that can be sold by undivided interests is one percent or less of the whole."

AMENDMENT NO. 6

On page 33, between lines 27 and 28, insert the following:

"(6) Except as otherwise provided in this Subpart, the tax sale shall be conducted in the manner provided by law for judicial sales. This provision shall not be construed to prohibit the tax collector from conducting the tax sale by using an online or electronic bidding process consistent with the law governing judicial sales."

AMENDMENT NO. 7

On page 36, line 17, after "property is located," insert "The tax sale certificate shall contain the full name and address of the tax sale purchaser."

AMENDMENT NO. 8

On page 53, line 9, after "A." delete "The" and insert "Subject to Article VII, Section 25 (A) (2) of the Constitution of Louisiana, the"

AMENDMENT NO. 9

On page 55, line 7, delete "next" and insert "any"

AMENDMENT NO. 10

On page 55, line 11, after "sale," delete "or" and insert "if" and after "readvertise," insert "or if the property is readvertised but not sold."

AMENDMENT NO. 11

On page 55, line 12, after "has been redeemed," insert "The purchaser of a tax sale title to an adjudicated property shall be deemed to have purchased the property at the tax sale at which the property was adjudicated to the political subdivision."

AMENDMENT NO. 12

On page 82, line 13, after "Subpart." insert "The tax collector shall promptly remit the redemption payment to the tax sale purchaser."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 337 by Representative Burrell

AMENDMENT NO. 1

On page 55, line 6, following "at" delete "the"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 337 by Representative Burrell

AMENDMENT NO. 1

On page 50, line 31, after "reasonable sum" change "of not less than ten" to "not to exceed twenty"

AMENDMENT NO. 2

On page 50, line 32, after "notice." delete the remainder of the line and delete line 33, and insert the following:

"A mortgage holder who has requested notice and paid the fee shall receive notices until such time that the tax collector receives notice of the cancellation of the mortgage inscription."

Rep. Burrell 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	Greene	Monica
Armes	Guillory, E.	Montoucet
Arnold	Guillory, M.	Morris
Aubert	Guinn	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	Simon
Chandler	Jones, R.	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Smith, P.
Cromer	LaFonta	St. Germain
Danahay	Lambert	Talbot
Dixon	LeBas	Temple
Doerge	Leger	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Dove	Hardy	Ponti
Franklin	LaBruzzo	Schroder
Gisclair	Morrell	
Total - 8		

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

**Consent to Correct a Vote Record**

Rep. Dixon requested the House consent to record his vote on concurrence in the Senate amendments to House Bill No. 337 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 598—**

BY REPRESENTATIVE LIGI

AN ACT

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

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Shepherd to Reengrossed House Bill No. 598 by Representative Ligi

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "repeal" insert "enact R.S. 17:60.1(L) and to"

AMENDMENT NO. 2

On page 1, line 2, after "Board;" insert "to provide for term limits;"

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AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following:

"Section 1. R.S. 17:60.1(L) is hereby enacted to read as follows:

§60.1. Jefferson Parish School Board

\* \* \*

L. No member of the Jefferson Parish School Board shall serve more than two four-year terms."

AMENDMENT NO. 4

On page 1, line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 10, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Geymann, McVea, Abramson, Greene, Mills, Armes, Guillory, E., Monica, Arnold, Guillory, M., Morrell, Aubert, Guinn, Morris, 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, Ritchie, Carter, Hutter, Robideaux, Champagne, Jackson G., Roy, Chandler, 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, LeBas, Trahan, Downs, Leger, Waddell, Edwards, Ligi, White, Fannin, Little, Williams, Foil, Lopinto, Willmott, Franklin, Lorusso, Wooton, Gallot, Marchand.

Total - 92

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Anders, Gislair, Norton, Badon, A., LaBruzzo, Richmond, Dove, Lambert, Schroder, Ellington, Montoucet, Templet, Total - 12.

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 601—

BY REPRESENTATIVE ARNOLD

AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 601 by Representative Arnold

AMENDMENT NO. 1

On page 2, line 18, after "other than the" delete the remainder of the line

AMENDMENT NO. 2

On page 2, at the beginning of line 19, delete "Connection Division, the"

AMENDMENT NO. 3

On page 2, delete line 25, and insert the following:

"levees, waterways, and riverfront areas, or while patrolling bridges that are within"

Rep. Arnold 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, Geymann, Monica, Abramson, Greene, Montoucet, Armes, Guillory, E., Morrell, Arnold, Guillory, M., Morris, Aubert, Guinn, Norton, Badon, A., Hardy, Nowlin, Badon, B., Harrison, Pearson, Baldone, Hazel, Perry, Barras, Henderson, Peterson, Barrow, Henry, Ponti, Billiot, Hill, Pope, Burford, Hines, Pugh, Burns, H., Hoffmann, Richard, Burns, T., Honey, Richardson, Burrell, Howard, Richmond, Carmody, Hutter, Ritchie, Carter, Jackson G., Robideaux, Champagne, Johnson, Roy, Chandler, Jones, R., 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	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	McVea	
Gallot	Mills	

Total - 97

NAYS

Total - 0

ABSENT

Anders	Jackson M.	Templet
Dove	LaBruzzo	
Gisclair	Schroder	

Total - 7

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

**Acting Speaker Honey in the Chair**

**HOUSE BILL NO. 844—**  
BY REPRESENTATIVES TUCKER AND GALLOT  
AN ACT

To enact R.S. 24:53(J), 55(H), and 57(4) and R.S. 49:74(A)(7) and (H), 76(H), and 77(5), relative to lobbying; to provide relative to the regulation of lobbying; to provide relative to registration and reporting; to provide for the duties of the Board of Ethics relative thereto; 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 Kostelka to Reengrossed House Bill No. 844 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 10, delete "who"

AMENDMENT NO. 2

On page 2, line 27, delete "who"

Rep. Tucker 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	Greene	McVea
Armes	Guillory, E.	Mills
Arnold	Guillory, M.	Monica
Aubert	Guinn	Montoucet
Badon, B.	Hardy	Morrell

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

Total - 96

NAYS

Total - 0

ABSENT

Anders	Gisclair	Schroder
Badon, A.	Richmond	Templet
Dove	Roy	

Total - 8

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

**HOUSE BILL NO. 845—**  
BY REPRESENTATIVE PERRY  
AN ACT

To amend and reenact R.S. 32:402(B)(1)(c)(introductory paragraph) and to enact R.S. 32:402(B)(1)(c)(iii) through (vi), relative to driving without a license; to provide for penalties for driving without a license to be the same as the penalties for driving with a suspended license; and to provide for related matters.

Read by title.

**Motion**

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

**Speaker Tucker in the Chair**

**HOUSE BILL NO. 888—**  
BY REPRESENTATIVE HENRY  
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 888 by Representative Henry

AMENDMENT NO. 1

On page 1, line 19, change "year; and" to "year."

AMENDMENT NO. 2

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

"(c) Subtracting 1.0 from the result obtained in Subparagraph (b) of this Paragraph."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in two columns.

NAYS

Total - 0

ABSENT

Table listing names of representatives who were absent.

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

HOUSE BILL NO. 909—

BY REPRESENTATIVE MORRELL AN ACT

To amend and reenact R.S. 17:10.7(C); to provide for the time period for which the Recovery School District shall retain jurisdiction over any school transferred to it; to provide relative to the return of a transferred school; to require certain reports; to provide relative to the powers and duties of the State Board of Elementary and Secondary Education; to provide 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 FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 909 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 2, after "17:10.7." and before "(C)" insert "(A)(2) and"

AMENDMENT NO. 2

On page 1, line 8, after "17:10.7" and before "(C)" insert "(A)(2) and"

AMENDMENT NO. 3

On page 1, line 8, change "is" to "are"

AMENDMENT NO. 4

On page 1, between lines 10 and 11, insert:

"A. \* \* \*

(2) On and after November 15, 2008 2009, no additional schools shall be transferred to the jurisdiction of the recovery district pursuant to this Section."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns.

Chandler	Jackson M.	Simon
Chaney	Johnson	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	Waddell
Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Baldone	Henderson	Peterson
Burns, T.	Jones, R.	Robideaux
Dove	LaBruzzo	Schroder
Gisclair	Pearson	

Total - 11

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

**Speaker Pro Tempore Peterson in the Chair**

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

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

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 928 by Representative Sam Jones

AMENDMENT NO. 1

On page 2, line 12, after "old," insert "or"

AMENDMENT NO. 2

On page 2, line 13, after "of" insert "civic."

AMENDMENT NO. 3

On page 2, line 13, after "military service," and before "that are" delete "or contains buildings" and insert "cultural achievement, or historical significance, or contains structures"

Rep. Sam Jones 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	Greene	Montoucet
Arnes	Guillory, E.	Morrell
Arnold	Guillory, M.	Morris
Aubert	Guinn	Norton
Badon, B.	Harrison	Nowlin
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	Ritchie
Carmody	Jackson G.	Robideaux
Carter	Jackson M.	Roy
Champagne	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	Marchand	

Total - 92

NAYS

Total - 0

ABSENT

Badon, A.	Hardy	Pearson
Chandler	Hutter	Richmond
Dove	LaBruzzo	Schroder
Gisclair	Monica	Simon

Total - 12

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

**HOUSE BILL NO. 945—**  
BY REPRESENTATIVE MONICA  
AN ACT

To amend and reenact R.S. 32:473.1, relative to abandoned motor vehicles; to provide relative to the removal of abandoned vehicles from highways by parishes and municipalities; to provide relative to liability; to provide for notice of removal; 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. 945 by Representative Monica

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AMENDMENT NO. 1

On page 1, line 15 change "forty-eight" to "twenty-four"

AMENDMENT NO. 2

On page 1, line 19 change "forty-eight" to "twenty-four"

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

Total - 95

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Abramson, Badon, A., Dove, Gisclair, Hazel, LaBruzzo, Perry, Schroder, Smith, G.

Total - 9

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

HOUSE BILL NO. 1006— BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 11:3385.1(L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide relative to the deferred retirement option plan; to provide for eligibility for a retroactive deferred retirement option plan benefit; 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. 1006 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 19 after "the pension" and before "the retroactive date" change "at" to "at on"

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

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, Downs, Edwards, Fannin, Foil, Franklin, Gallot, Geymann, Greene, Guillory, E., Guillory, M., Guinn, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaFonta, Lambert, Leger, Ligi, Little, Lopinto, Lorusso, Marchand, McVea, Mills, Monica, Morrell, Morris, Norton, Nowlin, Pearson, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Simon, Smith, G., Smith, J., Smith, P., St. Germain, Talbot, Templet, Trahan, Waddell, White, Williams, Willmott, Wooton

Total - 94

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Abramson, Dove, Ellington, Gisclair, Hardy, LaBruzzo, LeBas, Montoucet, Schroder, Smiley

Total - 10

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1054—**

BY REPRESENTATIVE PETERSON AND SENATOR GRAY  
AN ACT

To enact R.S. 17:100.10, relative to authorizing city, parish, and other local public school boards to create public benefit corporations and enter into contracts with such public benefit corporations for the planning, renovation, construction, leasing, subleasing, management, and improvement of school properties; to exempt such school boards from certain limitations relative to property dispositions under certain circumstances; to authorize such school boards to enter into financing arrangements with their public benefit corporations and certain other private parties to construct new schools and to renovate existing school properties; 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 Reengrossed House Bill No. 1054 by Representative Peterson

AMENDMENT NO. 1

On page 2, at the end of line 21, between "may" and "and" delete "loan" and insert "make loans"

AMENDMENT NO. 2

On page 2, line 24, between "loans and" and "guarantees" insert "loan"

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 1054 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 17, change "R.S. 12:202.1(D)" to the following:

"all of the powers, duties, and limitations defined in R.S. 12:202.1(D) regardless of the population of the school board's district, all"

AMENDMENT NO. 2

On page 3, between lines 10 and 11, insert:

"G. By March first of each calendar year, the Department of education shall provide a written report to the Joint Legislative committee on the Budget on the utilization of the provisions of this Section based upon information which shall be provided to the department by January first of each calendar year by each school board and public benefit corporation created and utilizing New Market Tax Credits in the manner to be provided for in rules and regulations approved by the Joint Legislative Committee on the Budget."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Gray to Reengrossed House Bill No. 1054 by Representative Peterson

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 9, 2008.

AMENDMENT NO. 2

On page 1, line 17, change "R.S. 12:202.1(D)" to the following:

"all of the powers, duties, and limitations defined in R.S. 12:202.1(D) regardless of the population of the school board's district, except that any transaction between the public benefit corporation and a third party shall be subject to the advertisement and bid requirements of R.S. 38:2212. Such public benefit corporations shall be created"

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
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	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	LeBas	Trahan
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	Marchand	
Gallot	McVea	
Total - 97		

**NAYS**

Total - 0

**ABSENT**

Abramson	LaBruzzo	Smith, G.
Dove	Monica	
Gisclair	Schroder	
Total - 7		

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

**HOUSE BILL NO. 1105—**

BY REPRESENTATIVE TRAHAN  
AN ACT

To amend and reenact R.S. 17:3995(A)(1)(introductory paragraph) and (4), relative to charter schools; to provide relative to charter school funding, including for Type 5 charter schools; to authorize the imposition of certain fees by chartering authorities; to provide relative to charges for the purchase of

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certain services by a charter school; to provide limitations; to provide for certain reports to a charter school; to provide 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 FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Reengrossed House Bill No. 1105 by Representative Trahan

AMENDMENT NO. 1

On page 1, line 19, between "purpose." and "The" insert "Type 2 charter schools authorized by the State Board of Elementary and Secondary Education after July 1, 2008, shall receive a per pupil amount each year as provided in the Minimum Foundation Program approved formula."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 1105 by Representative Trahan

AMENDMENT NO. 1

On page 2, line 12, between "(a)" and "chartering" change "A" to "For the application period and first year of operation, a"

AMENDMENT NO. 2

On page 2, line 17, between "performance." and "Such" insert "For a charter school's second year of operation and each year thereafter, the charter school and its chartering authority may negotiate a fee for such administrative overhead costs not to exceed three percent of the total per pupil amount as defined by this Subsection."

AMENDMENT NO. 3

On page 3, at the beginning of line 2, change "and library services" to "library services, health services, and health benefits for active and retired employees"

Rep. Trahan 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, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Geymann, Greene, Guillory, E., Guillory, M., Guinn, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Monica, Montoucet, Morrell, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Richard, Richardson, Richmond, Ritchie, Robideaux

Table with 3 columns of names: Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaFonta, Lambert, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, Marchand, McVea, Mills, Roy, Simon, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Talbot, Templet, Trahan, Waddell, White, Williams, Willmott, Wooton

Total - 97

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Abramson, Dove, Gisclair, Hardy, LaBruzzo, Pugh, Schroder

Total - 7

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

HOUSE BILL NO. 1149

BY REPRESENTATIVES MICHAEL JACKSON, ARMES, AUBERT, AUSTIN BADON, CARTER, CHAMPAGNE, RITCHIE, PATRICIA SMITH, AND TRAHAN

AN ACT

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

Read by title.

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. 1149 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:85.13" insert "and 85.14" and change "a stadium" to "certain school facilities"

AMENDMENT NO. 2

On page 1, line 3, between "principal;" and "to provide" insert "to authorize the parish school board in certain parishes to name a performing arts center in honor of a former principal;"

AMENDMENT NO. 3

On page 1, line 6, change "is" to "and 85.14 are"

AMENDMENT NO. 4

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

"§85.14. Naming of a performing arts center by certain school boards

Notwithstanding any provision of law to the contrary, a parish school board in a parish having a population of more than two hundred thousand persons according to the most recent federal decennial census may name a performing arts center in the parish in honor of a former principal who meets all of the following criteria:

(1) She served as a teacher, assistant principal of instruction and curriculum, and chairwoman of a parishwide committee to determine the feasibility of developing a junior high school magnet program in the parish where the performing arts center is located.

(2) She was the founding principal of a middle magnet school, serving in that capacity for at least ten years.

(3) The middle magnet school, for which she served as principal, was honored as a National School of Excellence by the United States Department of Education."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 92

**ABSENT**

Abramson	Dixon	McVea
Anders	Dove	Pearson
Arnold	Gisclair	Schroder
Badon, A.	LaBruzzo	Trahan

Total - 12

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

**HOUSE BILL NO. 190—**  
BY REPRESENTATIVE MILLS  
AN ACT

To enact R.S. 40:6(G), relative to the state Sanitary Code; to authorize the Department of Health and Hospitals to make an order of the secretary and state health officer executory in a state district court; 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 A to Reengrossed House Bill No. 190 by Representative Mills

**AMENDMENT NO. 1**

On page 2, line 5, after "not" and before "compliance" insert

"good cause has been shown for granting an extension, modification, or suspension of the order and whether or not"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 90

**NAYS**

Total - 0

ABSENT

Abramson	Geymann	LaBruzzo
Badon, A.	Gisclair	Ponti
Dixon	Greene	Schroder
Dove	Henderson	Wooton
Gallot	Jones, S.	
Total - 14		

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

HOUSE BILL NO. 299—

BY REPRESENTATIVE MORRELL  
AN ACT

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

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1

On page 2, line 5, change "five-member" to "six-member"

AMENDMENT NO. 2

On page 2, between lines 8 and 9, insert the following:

"(b) The state representative who represents House District No. 96, or his designee."

AMENDMENT NO. 3

On page 2, at the beginning of line 9, change "(b)" to "(c)"

AMENDMENT NO. 4

On page 2, at the beginning of line 10, change "(c)" to "(d)"

AMENDMENT NO. 5

On page 2, at the beginning of line 11, change "(d)" to "(e)"

AMENDMENT NO. 6

On page 2, at the beginning of line 13, change "(e)" to "(f)"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1

On page 2, line 16, following "own" and before "property" insert "immovable"

AMENDMENT NO. 2

On page 3, line 26, following "upon" and before "property" change "real" to "immovable"

AMENDMENT NO. 3

On page 4, line 12, following "taxable" change "real" to "immovable"

AMENDMENT NO. 4

On page 7, line 9, before "property" change "real" to "immovable"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1

On page 1, line 18, after the colon ":" delete the remainder of the line and delete line 19 in its entirety and insert the following:

"Beginning at the intersection of Bayou St. John and Robert E. Lee Boulevard; then following Robert E. Lee Boulevard to its intersection with Leon C. Simon Boulevard; then Leon C. Simon Boulevard to its intersection with the Industrial Canal; then along the Industrial Canal to its intersection with I-10; then along I-10 to its intersection with I-610; then along I-610 to Bayou St. John; then Bayou St. John to the point of beginning."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1

On page 3, line 12, after "district", delete "shall" and insert "may"

AMENDMENT NO. 2

On page 3, line 17, after "otherwise," delete "shall" and insert "may"

AMENDMENT NO. 3

On page 3, line 25, after "facilities", delete "shall" and insert "may"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shepherd to Reengrossed House Bill No. 299 by Representative Morrell

AMENDMENT NO. 1

On page 2, delete lines 14 and 15 in their entirety

AMENDMENT NO. 2

On page 2, line 16, delete "business in or own property in the district."

Rep. Morrell 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	Monica
Abramson	Geymann	Montoucet
Anders	Greene	Morrell
Armes	Guillory, E.	Morris
Arnold	Guillory, M.	Norton



Aubert	Guinn	Nowlin
Badon, A.	Hardy	Pearson
Badon, B.	Hazel	Perry
Baldone	Henry	Peterson
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	Roy
Chandler	Jones, R.	Simon
Chaney	Katz	Smiley
Connick	Kleckley	Smith, G.
Cortez	LaFonta	Smith, J.
Cromer	Lambert	Smith, P.
Danahay	LeBas	St. Germain
Dixon	Leger	Talbot
Doerge	Ligi	Templet
Downs	Little	Trahan
Edwards	Lopinto	Waddell
Ellington	Lorusso	White
Fannin	Marchand	Williams
Foil	McVea	Willmott
Franklin	Mills	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Burns, T.	Harrison	LaBruzzo
Dove	Henderson	Schroder
Gisclair	Jones, S.	
Total - 8		

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

**HOUSE BILL NO. 335—**  
 BY REPRESENTATIVES WILLMOTT, JOHNSON, AND LOPINTO  
 AN ACT

To amend and reenact R.S. 9:315.5 and 315.16(A) and to enact R.S. 9:315.16(B)(11), relative to child support; to provide for the time period for determining extraordinary medical expenses; to provide for the review of the guidelines; to provide for the membership of the review committee; 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 Quinn to Reengrossed House Bill No. 335 by Representative Willmott

AMENDMENT NO. 1

On page 1, at the end of line 2, delete the comma and insert "and R.S. 46:236.1.11,"

AMENDMENT NO. 2

On page 1, line 5, after "committee;" insert

"to provide for certain electronic data matching and cooperation between the Department of Social Services and certain insurance companies; to provide relative to disclosure of certain information and to liability; to provide terms, conditions, procedures, and requirements;"

AMENDMENT NO. 3

On page 2, after line 10, insert

"Section 2. R.S. 46:236.1.11 is hereby enacted to read as follows:

§236.1.11. Family and child support programs; insurance companies; data matching and cooperation; responsibilities

A.(1) The department shall be authorized to obtain, through an interagency agreement with Department of Health and Hospitals, health insurance enrollment data currently being provided in accordance with federal law and R.S. 44:14.

(2) The provisions of Paragraph (A)(1) of this Section shall not apply to the following types of insurance: limited benefit health and accident; Civilian Health and Medical Program of the Uniformed Services (CHAMPUS); dental; disability income; fixed indemnity; long-term care; Medicare supplement; Medicare Advantage; specified disease; vision; basic hospital expense; and basic medical-surgical expense.

B. (1) If any state employee or any person working under a contract with the state knowingly, or by reason of gross negligence, discloses data match information of an individual in violation of any provision of this Section, the aggrieved individual may bring a civil action for damages against such person in any court of competent jurisdiction of this state in accordance with Subsection C of this Section.

(2) No liability shall arise under this Section with respect to any disclosure which results from a good faith, but erroneous, interpretation of this Section except in cases of gross negligence.

C. In any action brought under this Section for unauthorized disclosure, upon a finding of liability on the part of the defendant, the defendant shall be liable to the aggrieved individual in an amount equal to the greater of one thousand dollars for each act of unauthorized disclosure of data match information with respect to which such defendant is found liable or the actual damages sustained by the aggrieved individual as a result of such unauthorized disclosure. In the case of a willful disclosure or a disclosure which is the result of gross negligence, the defendant shall be liable for punitive damages and all costs and attorney fees."

Rep. Willmott 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	Greene	Monica
Anders	Guillory, E.	Montoucet
Armes	Guillory, M.	Morrell
Arnold	Guinn	Morris
Aubert	Hardy	Norton
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Pearson
Barras	Henderson	Perry
Barrow	Henry	Peterson

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

Total - 96

NAYS

Smiley  
Total - 1

ABSENT

Badon, A.	Gisclair	Schroder
Burns, T.	Jones, S.	
Dove	LaBruzzo	

Total - 7

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

**Acting Speaker Trahan in the Chair**

**Suspension of the Rules**

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

**HOUSE BILL NO. 341—**  
BY REPRESENTATIVES JOHNSON, LOPINTO, AND WILLMOTT  
AN ACT

To amend and reenact R.S. 9:315.2(A) and to enact R.S. 9:315.1.1, relative to child support guidelines; to provide for the determination of income; to provide for the admissibility of evidence of income; to provide for required documentation; 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 Engrossed House Bill No. 341 by Representative Johnson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 9:315.2(A)" delete the remainder of the line and insert "and R.S. 46:236.15(D)(1)(introductory paragraph) and (a) and to enact R.S.9:315.1.1 and R.S. 27:2(C) and (D) and 24(A)(5), relative to child support"

AMENDMENT NO. 2

On page 1, line 4, after "documentation;" insert the following:

"to provide for public policy guidelines regarding gaming and child support; to provide guidelines relative to the intercept and seizure of payments of progressive slot machine annuities and cash gaming winnings for the payment of child support and overpayments to the department;"

AMENDMENT NO. 3

On page 3, between lines 7 and 8, insert the following:

"Section 2. R.S. 27:2(C) and (D) and 24(A)(5) are hereby enacted to read as follows:

§2. Public policy of state concerning gaming; status of licenses, contracts, and permits

\* \* \*

C. The legislature further finds and declares it to be the public policy of the state that parents should provide financial support to their minor children who cannot care for themselves. Thus, intervention by the state, through the enforcement of child support orders and the collection of child support, is in the best interest of its citizens and is necessary when the parents fail to meet their support obligations. Since children are adversely affected when parents who have outstanding support obligations divert their financial support to gaming, a parent's winnings from money diverted from a child's support should be applied to the parent's outstanding support obligations. The legislature further finds and declares that this policy is consistent with the public policy of protecting the general welfare of the state's people.

D. In accordance with this finding, the Department of Social Services shall report to the joint committees on Civil Law and Procedure and Judiciary A, no later than fifteen days following the commencement of the regular legislative session each year, on the interception and seizure of gaming winnings for the payment of child support and overpayments owed to the department. This report shall be a public record and shall include but not be limited to the number of jackpots intercepted pursuant to this Section and the amount of each jackpot intercepted.

\* \* \*

§24. Rulemaking authority; fees and fines, collection

A. The board, in accordance with the Administrative Procedure Act and R.S. 27:15(B)(8), shall promulgate all rules and regulations necessary to carry out the provisions of this Title, including but not limited to the following:

\* \* \*

(5) A procedure requiring the withholding of payments of progressive slot machine annuities and cash gaming winnings of persons who have outstanding child support arrearages or owing child support overpayments, prior to the payment of a progressive slot machine annuity, beginning with the second annuity payment, or cash gaming winnings. Progressive slot machine annuities or cash gaming winnings shall only include payments for which the entity licensed or permitted under Chapters 1, 4, 5 or 7 of Title 27 of the Louisiana Revised Statutes of 1950, is required to file form W2-G, or a substantially equivalent form, with the United States Internal Revenue Service.

(a) The board may require that the agency reporting current child support arrearages or overpayments provide information

relating to such arrearages or overpayments in a manner, format, or record approved by the board that gives the entity licensed or permitted under Chapters 1, 4, 5 or 7 of Title 27 of the Louisiana Revised Statutes of 1950, real-time or immediate access to the information. If the information relating to such arrearages or overpayments by the agency reporting current child support arrearages or overpayments is not available through real-time or immediate access, the licensee shall not be responsible for withholding cash gaming winnings in accordance with the provisions of this Subparagraph.

(b) The board or any entity licensed or permitted under Chapters 1, 4, 5 or 7 of Title 27 of the Louisiana Revised Statutes of 1950, including any of its officers, employees, attorneys, accountants, or other agents, shall not be civilly or criminally liable to any person, including any customer, for any disclosure of information made in accordance with this Section, for encumbering or surrendering assets in response to information provided by the Department of Social Services, or for withholding or failing to withhold any progressive slot machine annuities or cash gaming winnings, based upon information provided to it.

(c) If any entity licensed or permitted under Chapters 1, 4, 5 or 7 of Title 27 of the Louisiana Revised Statutes of 1950, determines that the winner of a progressive slot machine annuity or cash gaming winnings is a person who has outstanding child support arrearages or owes child support overpayments, the entity licensed or permitted under Chapters 1, 4, 5 or 7 of Title 27 of the Louisiana Revised Statutes of 1950, shall deduct the child support arrearage or child support overpayment from the payment of the progressive slot machine annuity or cash gaming winnings. The deducted amount shall be forwarded to the Department of Social Services and the entity licensed or permitted under Chapters 1, 4, 5 or 7 of Title 27 of the Louisiana Revised Statutes of 1950, shall pay the remainder to the person who has outstanding child support arrearages or owes child support overpayments. If the remainder is equal to or less than zero, the person who has an outstanding child support arrearage or child support overpayment shall not receive a payment.

(d) Any entity licensed or permitted under Chapters 1, 4, 5 or 7 of Title 27 of the Louisiana Revised Statutes of 1950, may deduct an administrative fee from each payment of a progressive slot machine annuity, beginning with the second annuity payment, or cash gaming winnings, of persons who have outstanding child support arrearages or owe child support overpayments per singular or periodic payment, not to exceed thirty-five dollars.

(e) The board shall also require that the entity licensed or permitted under Chapters 1, 4, 5, or 7 of Title 27 of the Louisiana Revised Statutes of 1950, adopt procedures designed to prevent employees from willfully failing to withhold payments of progressive slot machine annuities or cash gaming winnings from persons who have outstanding child support arrearages or child support overpayments, based upon the information provided by the Department of Social Services that allows the licensee to identify such persons.

(f) The board shall enact such rules and regulations in accordance with the provisions of this Subparagraph by January 1, 2009.

\* \* \*

Section 3. R.S. 46:236.15(D)(1)(introductory paragraph) and (a) are hereby amended and reenacted to read as follows:

§236.15. Limited administrative authority for certain paternity and child support actions

\* \* \*

D. Authority to seize and intercept.

(1) In cases in which there is a child support arrearage or child support overpayment made to a custodial parent, and after notice of such arrearage or overpayment has been made by certified or regular mail, personal service, or domiciliary service, the agency shall have the administrative authority to:

(a) Intercept, encumber, freeze, or seize periodic or lump sum payments from a state or local agency or any entity licensed or permitted by any state agency or board under Chapters 1, 4, 5, or 7 of Title 27 of the Louisiana Revised Statutes of 1950, including but not limited to unemployment compensation benefits, workers' compensation, and other benefits, judgments, settlements, lottery winnings, progressive slot machine annuities beginning with the second annuity payment, cash gaming winnings, assets held in financial institutions, and public and private retirement funds. The provisions of R.S. 13:3881 providing general exemptions from seizure are applicable to the provisions of this Subparagraph. After the agency encumbers, intercepts, or freezes any assets set out in this Subsection, it shall notify the payor that he has thirty days to advise the agency that he wishes to appeal the seizing of said assets. Upon receipt of such notice, the agency shall either release the property or schedule a hearing with the appropriate court. If the payor fails to file an appeal within thirty days, the agency may institute proceedings through administrative process to seize or sell the property in accordance with state law."

AMENDMENT NO. 4

On page 3, line 8, change "Section 2." to "Section 4."

AMENDMENT NO. 5

On page 3, line 9, after "provisions" insert "of Section 1"

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

As a substitute motion, Rep. Wooton moved that the amendments proposed by the Senate be rejected.

Rep. Johnson objected.

**Speaker Pro Tempore Peterson in the Chair**

The vote recurred on the substitute motion.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders	Franklin	McVea
Arnes	Gallot	Mills
Arnold	Guillory, E.	Monica
Aubert	Guillory, M.	Morris
Baldone	Hardy	Norton
Barras	Harrison	Nowlin
Barrow	Henderson	Peterson
Billiot	Hill	Pugh
Burns, H.	Honey	Richmond
Burrell	Howard	Robideaux
Carmody	Hutter	Schroder
Chandler	Jackson G.	Smith, G.
Chaney	Jackson M.	Smith, P.
Cortez	Katz	Talbot
Cromer	Kleckley	Templet
Danahay	LaFonta	Trahan
Dixon	Little	Williams

Doerge	Lopinto	Willmott
Downs	Lorusso	Wooton
Foil	Marchand	
Total - 59		

NAYS

Mr. Speaker	Guinn	Pearson
Abramson	Hazel	Perry
Badon, A.	Henry	Ponti
Badon, B.	Hines	Pope
Burford	Hoffmann	Richard
Carter	Johnson	Richardson
Champagne	Jones, R.	Ritchie
Cornick	Lambert	Simon
Edwards	LeBas	Smiley
Ellington	Leger	Smith, J.
Fannin	Ligi	Waddell
Geymann	Montoucet	
Greene	Morrell	
Total - 37		

ABSENT

Burns, T.	Jones, S.	St. Germain
Dove	LaBruzzo	White
Gisclair	Roy	
Total - 8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Speaker Tucker in the Chair

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 413—  
BY REPRESENTATIVE WOOTON  
AN ACT

To enact R.S. 14:67.26, relative to the theft of a motor vehicle; to create the crime of theft of a motor vehicle; to provide for the procedure for reporting a theft of a motor vehicle; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Engrossed House Bill No. 413 by Representative Wooton

AMENDMENT NO. 1

On page 2, line 8, between "C." and "Whoever" insert "(1)"

AMENDMENT NO. 2

On page 2, between lines 11 and 12, insert the following:

"(2) Whoever commits the crime of theft of a motor vehicle when the misappropriation or taking amounts to a sum of three hundred dollars or more but less than five hundred dollars shall be imprisoned, with or without hard labor, for not more than two years, or may be fined not more than two thousand dollars, or both.

"(3) Whoever commits the crime of theft of a motor vehicle when the misappropriation or taking amounts to a sum of less than three hundred dollars shall be imprisoned for not more than six months, or may be fined not more than one thousand dollars, or both."

Rep. Wooton 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	Monica
Abramson	Greene	Montoucet
Armes	Guillory, E.	Morris
Arnold	Guillory, M.	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Peterson
Baldone	Hazel	Ponti
Barras	Henry	Pope
Barrow	Hines	Pugh
Billiot	Hoffmann	Richard
Burford	Honey	Richardson
Burns, H.	Howard	Richmond
Burns, T.	Hutter	Ritchie
Burrell	Jackson G.	Robideaux
Carmody	Jackson M.	Roy
Carter	Johnson	Schroder
Champagne	Jones, R.	Simon
Chandler	Jones, S.	Smiley
Chaney	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	Lorusso	Williams
Foil	Marchand	Willmott
Franklin	McVea	Wooton
Gallot	Mills	
Total - 95		

NAYS

Total - 0

ABSENT

Anders	Gisclair	Lopinto
Cornick	Henderson	Morrell
Dove	Hill	Norton
Total - 9		

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

HOUSE BILL NO. 444—  
BY REPRESENTATIVE TEMPLET  
AN ACT

To amend and reenact Children's Code Articles 1123(B) and (C), 1124, 1125, 1126, 1127, 1127.1, 1137(D), 1172, 1173(A)(2), 1185, 1186(A) and (B), 1188, 1189, 1190(A) and (C), 1191, 1192, 1269.1, 1269.2(B), 1269.6, 1270(A) and (C), 1272(C) and (D), and 1276 and to enact Children's Code Articles 1122(B)(12), (13), and (14), (F)(18), (19), and (20), (G)(18) and (19), and (H), 1123(D), 1190(D), 1269.1.1, and 1270(F), relative to the adoption of children; to provide for the act of surrender; to provide for the statement of family history; to provide for the age of a child eligible for adoption; to provide for the validity of continued contact agreements; to provide for the preplacement home study; to provide for counseling; 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 A to Engrossed House Bill No. 444 by Representative Templet

AMENDMENT NO. 1

On page 12, line 4, change "or" to "or" and on line 5, after "psychiatrist" insert ", or licensed marriage and family therapist"

AMENDMENT NO. 2

On page 12, line 17, change "or" to "or" and after "psychiatrist" insert ", or licensed marriage and family therapist."

AMENDMENT NO. 3

On page 18, line 27, delete "or" and after "psychiatrist" insert ", or a licensed marriage and family therapist"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 444 by Representative Templet

AMENDMENT NO. 1

On page 2, line 14, following "The" change "act of surrender" to "Act of Surrender"

AMENDMENT NO. 2

On page 2, line 27, following "The" change "act of surrender" to "Act of Surrender"

AMENDMENT NO. 3

On page 12, line 11, following "Child" and before "Placing" insert "-"

AMENDMENT NO. 4

On page 12, line 16, following "agency," and before "licensed" delete "a"

AMENDMENT NO. 5

On page 12, line 16, following "worker," and before "licensed" delete "or a"

AMENDMENT NO. 6

On page 13, line 7, following "to the" and before "Department" delete "State"

AMENDMENT NO. 7

On page 13, line 16, following "Adoption of" delete ","

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Quinn to Engrossed House Bill No. 444 by Representative Templet

AMENDMENT NO. 1

On page 15, line 24, between "If" and "identifying" insert "the court determines that"

Rep. Templet 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	Marchand
Abramson	Gallot	McVea
Anders	Geymann	Mills
Armes	Greene	Monica
Arnold	Guillory, E.	Montoucet
Aubert	Guillory, M.	Morris
Badon, A.	Hardy	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Peterson
Barrow	Henry	Ponti
Billiot	Hill	Pope
Burford	Hines	Pugh
Burns, H.	Hoffmann	Richard
Burns, T.	Honey	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Champagne	Johnson	Schroder
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smiley
Cortez	Katz	Smith, G.
Cromer	Kleckley	Smith, J.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Talbot
Doerge	Lambert	Trahan
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Foil	Lorusso	Wooton
Total - 93		

**NAYS**

Total - 0

**ABSENT**

Connick	Jackson M.	Roy
Dove	Lopinto	Smith, P.
Gisclair	Morrell	Temple
Guinn	Norton	
Total - 11		

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

**HOUSE BILL NO. 494—**  
BY REPRESENTATIVES HINES AND TIM BURNS  
AN ACT

To amend and reenact R.S. 9:315.19, relative to child support; to provide for the schedule of basic child support obligations; 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 A to Reengrossed House Bill No. 494 by Representative Hines

AMENDMENT NO. 1

On page 4, line 29, delete "132" and insert "1132"

Rep. Hines 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	Greene	Mills
Armes	Guillory, E.	Monica
Arnold	Guillory, M.	Montoucet
Aubert	Hardy	Morris
Badon, A.	Harrison	Norton
Badon, B.	Hazel	Nowlin
Baldone	Henderson	Pearson
Barras	Henry	Perry
Barrow	Hill	Ponti
Billiot	Hines	Pope
Burford	Hoffmann	Pugh
Burns, H.	Honey	Richard
Burns, T.	Howard	Richardson
Burrell	Hutter	Richmond
Carmody	Jackson G.	Ritchie
Carter	Johnson	Simon
Champagne	Jones, R.	Smith, G.
Chandler	Jones, S.	Smith, J.
Chaney	Katz	St. Germain
Cortez	Kleckley	Talbot
Danahay	LaBruzzo	Templet
Dixon	LaFonta	Trahan
Downs	Lambert	Waddell
Edwards	LeBas	White
Ellington	Leger	Williams
Fannin	Ligt	Willmott
Foil	Little	Wooton
Franklin	Lorusso	
Total - 89		

**NAYS**

Smiley  
Total - 1

**ABSENT**

Connick	Guinn	Robideaux
Cromer	Jackson M.	Roy
Doerge	Lopinto	Schroder
Dove	Morrell	Smith, P.
Gisclair	Peterson	
Total - 14		

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

**HOUSE BILL NO. 539—**

BY REPRESENTATIVE LAMBERT  
AN ACT

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

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Environmental Quality to Reengrossed House Bill No. 539 by Representative Lambert

AMENDMENT NO. 1

On page 1, line 20, delete "whichever is less."

AMENDMENT NO. 2

On page 2, delete line 18 and insert:

"ensure that a minimum of such fee is collected pursuant to this Section but not greater than five thousand dollars per ton as"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 539 by Representative Lambert

AMENDMENT NO. 1

On page 1, line 14, before ", the" change "Louisiana Constitution" to "Constitution of Louisiana"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 539 by Representative Lambert

AMENDMENT NO. 1

Delete Amendment No. 1 adopted by the Senate Committee on Environmental Quality on May 20, 2008 to restore deleted language on page 1, line 20 as follows: after "requirements", add "whichever is less."

Rep. Lambert 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	Monica
Abramson	Greene	Montoucet
Anders	Guillory, E.	Morris
Armes	Guillory, M.	Norton
Arnold	Guinn	Nowlin
Aubert	Hardy	Pearson
Badon, A.	Harrison	Perry
Badon, B.	Hazel	Peterson
Baldone	Henderson	Ponti
Barras	Henry	Pugh
Barrow	Hill	Richardson
Billiot	Hoffmann	Richmond
Burford	Howard	Ritchie
Burns, H.	Hutter	Robideaux
Burns, T.	Jackson G.	Roy
Burrell	Jackson M.	Schroder
Carmody	Johnson	Simon
Carter	Jones, R.	Smiley
Champagne	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.

Cortez	Kleckley	Smith, P.
Cromer	LaBruzzo	St. Germain
Danahay	LaFonta	Talbot
Dixon	LeBas	Templet
Doerge	Leger	Trahan
Downs	Ligi	Waddell
Ellington	Little	White
Fannin	Lorusso	Williams
Foil	Marchand	Willmott
Franklin	McVea	Wooton
Gallot	Mills	
Total - 92		

NAYS

Total - 0

ABSENT

Chandler	Gisclair	Lopinto
Connick	Hines	Morrell
Dove	Honey	Pope
Edwards	Lambert	Richard
Total - 12		

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

**HOUSE BILL NO. 585—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact Code of Civil Procedure Article 4553, relative to post-judgment proceedings related to the interdiction; to provide that temporary restraining orders and injunctions shall be included as post-judgment proceedings related to the interdiction; to provide relative to the court and division conducting post-judgment proceedings related to an interdiction; to provide for proceedings related to an interdiction; to provide for legislative intent; 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 A to Engrossed House Bill No. 585 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 5, after "division" insert "or section"

AMENDMENT NO. 2

On page 1, line 12, after "division" insert "or section"

AMENDMENT NO. 3

On page 1, line 17, after "division" insert "or section"

AMENDMENT NO. 4

On page 1, line 19, after "division," insert "or section,"

AMENDMENT NO. 5

On page 1, line 20, after "division" insert "or section"

AMENDMENT NO. 6

On page 2, line 1, after "division" insert "or section"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Engrossed House Bill No. 585 by Representative Abramson

AMENDMENT NO. 1

On page 2, delete lines 7 through 10 and insert

"Section 3. The provisions of this Act shall be given prospective application and shall apply only to claims arising or actions filed on and after its effective date."

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Connick	Hines	Morrell
Dove	Katz	
Gisclair	Lopinto	
Total - 7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 586—**

BY REPRESENTATIVE HARDY

**AN ACT**

To amend and reenact R.S. 15:262(C), relative to the protection of witnesses; to provide that witness protection may include the establishment of a new identity and relocation and twenty-four-hour security; to provide for legislative appropriation of funds; 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. 586 by Representative Hardy

AMENDMENT NO. 1

On page 1, line 7, change "R.S. 15:562(C)" to "R.S. 15:262(C)"

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

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

Total - 96

**NAYS**

Total - 0

**ABSENT**

Burns, H.	Dove	LaBruzzo
Burns, T.	Gisclair	Lopinto
Connick	Johnson	

Total - 8

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

**HOUSE BILL NO. 622—**

BY REPRESENTATIVE TUCKER

**AN ACT**

To amend and reenact R.S. 36:4(H) and R.S. 49:220.4(A)(1) and (B)(1) through (4) and 220.5(A)(2) and (D)(4), relative to the Louisiana Recovery Authority; to provide for the membership and terms of office of the board of directors; to provide for the transfer of the authority and its board of directors to the division of administration; to provide for the powers, duties, and functions of the authority, the board, and the executive director; to provide for an effective date; and to provide for related matters.

Read by title.

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

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Shepherd to Reengrossed House Bill No. 622 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 3, after "(D)(4)," insert:

"and to enact Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.81 and R.S. 49:220.5(A)(13) and (H) and 220.24(M),"

AMENDMENT NO. 2

On page 1, line 7, after "director;" insert:

"to provide relative to the Louisiana Road Home Program Applicants' Bill of Rights; to establish the Louisiana Road Home Program Applicants' Bill of Rights Program under the supervision of the Louisiana Recovery Authority; to provide for principles for the operation of the Road Home Program and penalties for violation of applicants' rights; to provide for the duties and functions of the Louisiana Recovery Authority; to provide for certain duties of the state inspector general relative to the Road Home Program; to provide for certain reporting requirements of the state inspector general;"

AMENDMENT NO. 3

On page 4, between lines 9 and 10, insert:

"Section 3. Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:600.81, is hereby enacted to read as follows:

CHAPTER 3-G. LOUISIANA ROAD HOME PROGRAM APPLICANTS' BILL OF RIGHTS AND PRINCIPLES FOR THE OPERATION OF THE ROAD HOME PROGRAM

§600.81. Road Home Program Applicants' Bill of Rights; penalties for non-compliance

A. The rights that are specifically enumerated in this Chapter are in addition to all other rights of persons under state and federal law and all rights enjoyed by all citizens of Louisiana. This listing of rights is neither exclusive of nor intended to infringe upon any other rights that are guaranteed to all persons. These rights are protected regardless of the place or residence of the person, type of service or support, ability to exercise these rights or choice to exercise these



rights. It is the intent of this Chapter that these rights shall be applied in the provision of supports and services to applicants under the Road Home Program.

B. For purposes of this Chapter, the following terms shall have the following meanings unless another meaning is clearly intended from the context of its use in the Chapter:

(1) "Additional compensation grant" means the additional grant eligibility for up to fifty thousand dollars for certain applicants under the Road Home Program Applicant policies whose income must be less than or equal to eighty percent Area Median Income (AMI) adjusted for household size.

(2) "Applicant" means a person who seeks assistance under the Road Home Program.

(3) "Applicant assistance options" means the three options by which eligible homeowners may receive assistance under the Road Home Program, as follows: Option 1, homeowner keeps damaged property, is compensated for loss, and agrees to occupy the home for a period of time; Option 2, the state purchases the damaged property and the owner purchases a new home in Louisiana; and Option 3, the state purchases the damaged property.

(4) "AVM" means automated valuation model.

(5) "Benefit selection form" means the Road Home Program form by which an eligible applicant selects a benefit award option under the homeowner assistance program.

(6) "BPO" means Broker's Price Opinion.

(7) "Fannie Mae" means the federally chartered financial services company serving the American home mortgage industry.

(8) "ICC" means increased cost of compliance.

(9) "Road Home Program" or "program" means the program for homeowner assistance included under the Community Development Block Grant Action Plan Amendment for Disaster Recovery Funds pursuant to P.L. 109-148 as originally approved by the U.S. Department of Housing and Urban Development and subsequently modified.

C.(1) Applicants shall be eligible for these rights under the Road Home Program, unless expressly or specifically restricted in accordance with federal or state laws.

(2) Notwithstanding any other provision of this Section to the contrary, any funds expended in support of the activities provided for in this Section shall be limited to expenditures of Community Development Block Grant monies pursuant to supplemental appropriations authorized by the United States Congress through the Department of Housing and Urban Development to the state of Louisiana under the provisions of P.L. 109-148, P.L. 109-234, or P.L. 110-116.

D. The right of access to the complete and current policies and rules of the program, as follows:

(1) The complete policies, rules, procedures, and current closing documents for the program, including mitigation allowances, shall be published at the website maintained by the Road Home Program, and updated weekly, no later than five o'clock p.m. CDT every Monday in a manner so as to make them clearly available to and downloadable by the public.

(2) Failure to provide such publication shall subject the contractor and any subcontractor responsible therefor to a penalty of ten thousand dollars for each day the rules are not published, up to a

maximum fine of one hundred thousand dollars per occurrence payable to the Road Home Program for the exclusive benefit of applicants and use as applicant's grants. Such amount shall be withheld out of any monies due the contractor or subcontractor for the program.

E. The right to written notification of awards, changes in awards, and dispute resolution decisions, as follows:

(1) Notification of award amounts and any changes in award amounts shall be promptly furnished in writing to applicants.

(2) Notification of dispute resolution determinations shall be promptly furnished in writing to applicants.

(3) Failure to provide such written notice shall subject the contractor and any subcontractor responsible therefor to a penalty of one thousand dollars for each occurrence, payable to the applicant within ten days of written demand.

F. The right to information concerning the determination of the grant calculation and review appraisal by a Louisiana certified appraiser if valuation is contested, as follows:

(1) Each Road Home Program applicant shall be entitled to the information necessary to determine the accuracy of his grant calculation, including the right to a complete copy of their file. Any right granted herein is in addition to any right available to the applicant under the Public Records Law, R.S. 44:1 et seq. However, the Road Home Program shall provide any such requested information at no cost to the applicant making the request.

(2) The Road Home Program shall provide applicants with written notice that they are entitled to the following in writing, upon request:

(a) The same information that was routinely provided in award statements, including but not limited to the exact amount of the grant award under options one, two, and three; elevation amount; the pre-storm value or estimated cost of damage; the amount and classification of deductions; and any Affordable Compensation Grant awarded as would have been reflected in the actual Benefit Option Selection Form (this shall include any changes between Benefit Selection Forms returned by homeowner and current award amounts).

(b) Dispute resolution status and outcomes.

(c) Current status of the application accompanied by an easy to understand/non-technical explanation of all missing information or information still requiring verification, including but not limited to ownership and occupancy, title search, pre-storm value determination, and/or estimated cost of damages.

(d) Upon request by the homeowner, the Road Home Program shall provide homeowners with supporting documentation used to determine the following at all stages of the process:

(i) Pre-storm value (AVM, BPO, Fannie Mae, or other house valuation information obtained for the application, or Louisiana licensed appraisal report).

(ii) Estimated cost of damages (component-by-component cost breakdown, square footage measurements, etc.) including the percentage of damages assigned to an applicant's home and calculations of square footage.

(iii) Insurance documentation used for deductions in grant determination.

(iv) Small Business Administration documentation used for coordination of benefits in grant determination.

(v) ICC documentation used for coordination of benefits in elevation incentive determination.

(vi) Complete phone, correspondence, and email records concerning the application.

(e) The right to a field review appraisal at no cost to the applicant.

(f) The homeowner shall be entitled to the highest available pre-storm value for the home regardless of source, except where the result would be manifestly inequitable or due to homeowner fraud.

(3) Failure to provide such written notice shall subject the contractor and any subcontractor responsible therefor to a penalty of five hundred dollars per day, payable to the applicant, up to a maximum of thirty days. Payment of the penalty shall not relieve the Road Home Program and the contractor of its obligation to provide the documents.

G. An applicant's right to the complete application file.

(1) Each Road Home Program applicant shall be entitled to a complete and accurate copy of his entire grant file upon written request of the Road Home Program. Any rights granted to any applicant by this Chapter are in addition to any rights provided for by the Public Records Law, R.S. 44:1 et seq.

(2) The Road Home Program shall provide written notice to every program applicant that the applicant is entitled to a complete copy of the application file. The complete application file shall consist of, but is not limited to, all relevant information in the determination of the grant and shall include, without limitation, all documents, written or electronic, records, correspondence, memoranda, calculations, and information concerning the determination of the applicant's grant, whether provided by the applicant or from a third party, obtained or created by the Road Home Program, its contractor, and any subcontractors, including all decision-making documents. Documentation provided to the applicant shall also include all information or data utilized, consulted, and/or relied upon for the grant determination, whether the determination is complete.

(3) A simple written form to request a file, with clear instructions where the request shall be mailed, shall be provided each applicant with this notice. The complete applicant file shall be provided to any applicant upon written request, within ten days of receipt of said request, sent by certified mail by the applicant, to an address designated on the request form which shall be provided by the Road Home Program and published on its website. Upon initiation of appeal, the application and decision-making documents shall be sent by certified mail to the applicant within ten days of the filing of the appeal, if not previously sent.

(4) Failure of the Road Home Program or its contractor or any subcontractor to provide information or documents necessary to provide the applicant with a complete copy of his file within ten days of receipt of the request shall subject the contractor and any subcontractor responsible therefor to a penalty to be paid of five hundred dollars per day, payable to the applicant, up to a maximum of thirty days. Payment of the penalty shall not relieve the Road Home Program and the contractor of its obligation to provide the file.

H. The right to a determination of the grant amount, as follows:

(1) Each Road Home Program applicant shall be entitled to a determination of his grant amount by the Road Home Program, in writing, within eighteen months of the date of filing of the application or no later than August 29, 2008.

(a) The Road Home Program shall make a grant determination, whether by award letter or dispute resolution, on every unresolved grant application or appeal, all communicated in writing, within eighteen months of the date the application was filed.

(b) Any Road Home Program grant application for which a determination has not been made as of the effective date of this Chapter shall be so determined by the Road Home Program contractor by August 29, 2008. Failure to do so shall subject the Road Home Program contractor and/or any responsible subcontractor to a penalty of five hundred dollars per day, payable to the applicant, until the written determination is provided, up to a maximum of thirty days.

(c) An applicant who disagrees with a grant determination shall be entitled, at the applicant's option, to an appeal of any aspect of the grant determination to an administrative law judge or third-party mediator.

I. The right to an appeal of an adverse grant determination before an administrative law judge or the right to mediation, at the applicant's option.

(1)(a) An applicant who chooses to appeal an adverse grant determination before an administrative law judge shall notify the Road Home Program using a notice of appeal form provided every applicant by the Road Home Program, which form shall be mailed by the applicant, by certified mail, return receipt requested, to the Road Home Program address provided by the program. A notice of appeal shall also be mailed by the applicant, by certified mail, return receipt requested, to the division of administrative law. The notice of appeal shall be mailed within thirty days of the date of the grant determination or the date of closing, whichever occurs later. The Road Home Program shall provide each applicant with an explanation of the right to appeal, together with the forms necessary to file an appeal and the address to use to notify the program and the division of administrative law of an appeal.

(b) An appeal shall be timely, regardless of the date of grant determination or the date of closing, and whether the applicant has previously had an appeal through the Road Home Program process or office of community development, provided it is commenced not later than six months after the effective date of this Chapter.

(c) Within ten days of the receipt of the notice of appeal by the Road Home Program, the program shall provide the division of administrative law a complete copy of the applicant's file. The program shall also provide a copy of the file to the applicant if not previously provided.

(d) The applicant shall be entitled to a hearing before the administrative law judge and may choose to participate in person or by telephone. An applicant may waive his appearance at the hearing in writing or by telephone. The Road Home Program shall confirm such choice in writing to the applicant within ten days. The proceedings shall be recorded and available for transcription if requested by the applicant at reasonable cost.

(e) Any relevant evidence may be offered by any party, including evidence not previously considered in the grant determination process, provided good cause is shown for its introduction and the evidence is provided to the administrative law judge and the opposing parties no less than ten days before the hearing.

(f) The administrative law judge shall conduct the hearing within sixty days of the filing of a notice of appeal, unless such delay is waived in writing by all parties, and shall provide written findings of fact and conclusions of law concerning the applicable program policies and rules supporting the decision.

(g) The administrative law judge shall review the records compiled in connection with the grant application and determination, together with any submissions, briefs, or memoranda submitted by the parties. The administrative law judge may receive additional evidence from the parties.

(h) Neither the contractor nor any subcontractor shall determine or decide any issue presented in the appeal.

(i) All issues in the determination of the grant may be appealed. All policies, rules, and procedures of the Road Home Program and the office of community development for determining eligibility and the grant amount shall be liberally construed in favor of the applicant on appeal.

(j) The highest pre-storm valuation in the applicant's file shall be used in the appeal process for grant calculation unless it is proved by the Road Home Program, by clear and convincing evidence, that the highest valuation is clearly wrong, the result of applicant fraud or misconduct, or would lead to an inequitable result.

(2)(a) An applicant who chooses to mediate an adverse grant determination shall notify the Road Home Program using a notice of intent to mediate form provided every applicant by the Road Home Program, which form shall be mailed by the applicant, by certified mail, return receipt requested, to the Road Home Program address provided by the program. A notice of intent to mediate shall also be mailed by the applicant, by certified mail, return receipt requested, to the division of administrative law. The notice shall be mailed within thirty days of the date of the grant determination or the date of closing, whichever occurs later. The Road Home Program shall provide each applicant with an Explanation of the Right to Mediate, together with the forms necessary to file for mediation and the address to use to notify the program and the division of administrative law of intent to mediate.

(b) A notice of intent to mediate an adverse grant determination shall be timely, regardless of the date of grant determination or the date of closing, and whether the applicant has previously had an appeal through the Road Home Program process or office of community development, provided it is commenced not later than six months after the effective date of this Chapter.

(c) Mediation shall be conducted by an impartial third party, whose duty shall be to facilitate the resolution of the dispute between the parties.

(d) The director of the division of administrative law shall appoint as a mediator a third party who is agreed on by the parties, or if the parties cannot agree, the director shall appoint an impartial third party of his own choosing who is trained as a mediator.

(e)(i) The mediator appointed under this Section shall encourage and assist the parties in reaching a settlement of their dispute, but may not compel or coerce the parties to enter into a settlement agreement.

(ii) Unless expressly authorized by the disclosing party, the mediator may not disclose to either party information given in confidence by the other party and shall at all times maintain confidentiality with respect to communications relating to the subject matter of the dispute.

(iii) Unless the parties agree otherwise, all matters, including the conduct and demeanor of the parties and their counsel during the settlement process, are confidential even to the court.

(f) The director of the division of administrative law shall set a reasonable fee for the services of the mediator.

(g) If the parties reach a settlement and execute a written agreement disposing of the dispute, the agreement is enforceable in the same manner and to the same extent as a transaction or compromise under the provisions of Civil Code Article 3071 et seq.

(h)(i) Except as otherwise provided in this Subparagraph, a communication made by a participant in a mediation procedure relating to the subject matter of the dispute, whether before or after the filing of suit, is confidential, is not subject to disclosure, and may not be used as evidence against the participant in any other judicial or administrative proceeding.

(ii) Any record made during a mediation procedure is confidential, and the participants or the mediator may not be required to testify in any proceedings relating to or arising out of the matter in dispute or be subject to process requiring disclosure of confidential information or data relating to or arising out of the matter in dispute.

(iii) An oral or written communication used in or made a part of a mediation procedure is admissible or discoverable if it is otherwise admissible or discoverable under the Code of Evidence, the Code of Civil Procedure, or any other applicable statute.

(iv) Any dispute over the disclosure or discovery of communications made during the mediation process shall be submitted for resolution to the director of the division of administrative law.

J. The right of the indigent to legal assistance in the grant application process and on appeal.

(1) The Road Home Program shall continue its commitment to provide low-income Louisiana residents with the legal help they need to obtain a grant when they have complications with their application, in accordance with R.S. 49:220.1 et seq.

(2) Any applicant in need of legal assistance for title work or other issues related to grant qualification and who cannot afford the cost of such assistance shall be provided referral to public agencies and non-profit legal services for assistance with his claims through appeal and mediation, and subsequent legal action if such is elected by an applicant. Funding for such services shall be provided as needed by the state but shall not be funded from Road Home Program funds. The Louisiana Recovery Authority shall promulgate rules and regulations, in accordance with the Administrative Procedure Act, to implement this Subsection.

K. The right to an independent audit of applicant files by the legislative auditor and applicant protection for overpayments not the result of their own fault.

(1) The legislative auditor shall conduct an audit of applicant files in accordance with governmental auditing standards, as described herein.

(2) Beginning in July 2008, and every six months thereafter until all applicant's files have been closed, the legislative auditor shall examine a statistically representative sample of closed Road Home applicant files and after these files have completed the final review process established by the office of community development, the results of these audits shall be provided to such applicants, upon written request.

(3) The legislative auditor shall include information for all sampled applicant files regarding the length of time an application was pending prior to closing. In addition, the legislative auditor shall separately examine a statistically representative sample of applicant files for which no grant payments were paid for the purpose of determining whether these applicants were properly determined to be ineligible.

(4) The legislative auditor shall also attest that each applicant's award in the sample is supported with adequate and credible information provided by the applicant or the Road Home Program.

(5) The legislative auditor shall carry out the audit with the use of a licensed certified public accountant, as he deems necessary, subject to terms and conditions which he may prescribe.

(6) If the legislative auditor cannot attest to the correctness of a grant amount for an applicant's grant, reviewed as part of the sample, the Road Home Program will be directed to correct the award calculation and provide the applicant all sums due, with legal interest to commence ten days after final attestation by the legislative auditor.

(7) The applicant shall be required to repay only such sums as are determined an overpayment if proven to be the result of applicant fraud or for duplication of benefits or if the overpayment would be manifestly unjust.

(8) All applicants shall be entitled to administrative law judge review or third-party mediation, at the applicant's option, in the event of a grant overpayment, as attested to by the legislative auditor, unless the overpayment is not contested, in writing.

(9) In the event that the legislative auditor finds that a statistically significant number of the grant amounts are not correct, he may perform such additional review of Road Home applicant grants as he deems necessary.

(10) The legislative auditor shall report the results of his first audit of closed applicant files not later than December 31, 2008, and each subsequent audit report shall be issued every six months thereafter.

L. The right to investigation and oversight of the Road Home Program by the state inspector general.

(1) As established by R.S. 49:220.21 et seq., the state inspector general shall, at a minimum, perform the following functions:

(a) Investigate evidence of a pattern of excessive billing on state contracts.

(b) Investigate mismanagement of governmental operations.

(c) Investigate waste or abuse of things of value belonging to or used by the office of community development or the Road Home Program.

M. The right to the use of unobligated Road Home Program funds for applicants most in need of those funds for repair or rebuilding their homes. To meet the spirit of the statement, "Middle to low income families with homes of moderate value, in particular, are less likely than other income groups to get enough Road Home compensation grants to rebuild," the Louisiana Recovery Authority should, depending upon funding resources, propose an Action Plan Amendment to HUD to use any unobligated Road Home Program funds to:

(1) Increase the maximum amount of the Additional Compensation Grant from fifty thousand dollars to seventy-five thousand dollars.

(2) Increase the eligibility for Additional Compensation Grants from eighty percent to up to one-hundred twenty percent of the Area Median Income.

N. The right to the use of unobligated Road Home Program funds for an ombudsman who shall confer with community workers who help Road Home Program applicants. The Louisiana Recovery

Authority shall propose an Action Plan Amendment to HUD to use unobligated Road Home Program funds to establish an ombudsman program within the office of community development to serve Road Home applicants.

Section 4. R.S. 49:220.5(A)(13) and (H) and 220.24(M) are hereby enacted to read as follows:

§220.5. Louisiana Recovery Authority; powers; duties; functions

A. The authority shall have the following powers, duties, and functions:

\* \* \*

(13) The board is authorized and directed to adopt rules and regulations in accordance with the Administrative Procedure Act to carry out the provisions and penalties of the Louisiana Road Home Applicants' Bill of Rights and Principles for the Operation of the Road Home Program as provided in R.S. 40:600.81 et seq.

\* \* \*

H.(1) It shall be the responsibility of the authority to oversee the establishment of the Road Home Applicants' Bill of Rights and Principles for the Operation of the Road Home Program as provided in R.S. 40:600.81 et seq.

(2) The director shall ensure strict adherence to all principles of operation of the Road Home Program as provided by R.S. 40:600.81 et seq.

(3) Additionally, the Louisiana Recovery Authority shall report monthly to the Joint Legislative Committee on the Budget, the Senate Committee on Local and Municipal Affairs, and the House Committee on Municipal, Parochial, and Cultural Affairs on the expenditures of the Road Home Program with detailed breakdowns of how much money has been spent and projections of how much will be spent in different categories, including expenditures for additional funding for applicants who appeal.

\* \* \*

§220.24. Authority; duties; powers; standards; functions

\* \* \*

M. The state inspector general shall, at a minimum, perform the following functions relative to the Road Home Program:

(1) Investigate evidence of a pattern of excessive billing on state contracts.

(2) Investigate mismanagement of governmental operations.

(3) Investigate waste or abuse of things of value belonging to or used by the office of community development or the Road Home Program.

(4) Report monthly to the Louisiana Recovery Authority, the Joint Legislative Committee on the Budget, and the Senate Committee on Local and Municipal Affairs, and the House Committee on Municipal, Parochial, and Cultural Affairs.

Section 5. Notwithstanding any provision of Section 4 of this Act to the contrary, any funds expended in support of the activities provided in support of the Road Home Applicants' Bill of Rights shall be limited to expenditures of Community Development Block Grant monies pursuant to supplemental appropriations authorized by the United States Congress through the U.S. Department of Housing and Urban Development (HUD) to the state of Louisiana under the provisions of P.L. 109-148, P.L. 109-234, or P.L. 110-116.

Section 6. Within thirty days of the effective date of this Section, the Louisiana Recovery Authority is hereby authorized and directed to prepare an Action Plan Amendment incorporating the Road Home Bill of Rights as provided in Section 3 of this Act, which Action Plan Amendment shall be submitted for the review and approval of the governor, the Joint Legislative Committee on the Budget, and the legislature, all in accordance with the provisions of P.L. 109-148, P.L. 109-234, or P.L. 110-116 and in accordance with the provisions of R.S. 49:220.5, which Action Plan Amendment shall be submitted to the U.S. Department of Housing and Urban Development for its review and approval.

Section 7. Sections 3, 4 and 5 of this Act shall become effective only if and when such Action Plan Amendment incorporating the Road Home Bill of Rights is approved by the U.S. Department of Housing and Urban Development.

Section 8. This Section and Sections 1, 2, 6, and 7 of this Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Section and Sections 1, 2, 6, and 7 of this Act shall become effective on the day following such approval."

**AMENDMENT NO. 4**

On page 4, delete lines 10 through 14.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Greene	Mills
Abramson	Guillory, E.	Monica
Anders	Guillory, M.	Montoucet
Armes	Guinn	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
Champagne	Jones, R.	Schroder
Chandler	Jones, S.	Simon
Chaney	Katz	Smiley
Cortez	Kleckley	Smith, G.
Danahay	LaBruzzo	Smith, J.
Dixon	LaFonta	Smith, P.
Doerge	Lambert	St. Germain
Downs	LeBas	Talbot
Edwards	Leger	Templet
Ellington	Ligi	Trahan
Fannin	Little	Waddell
Foil	Lopinto	White
Franklin	Lorusso	Williams
Gallot	Marchand	Willmott
Geymann	McVea	Wooton
Total - 99		

**NAYS**

Total - 0

**ABSENT**

Connick	Dove	Morrell
Cromer	Gisclair	
Total - 5		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 633—**

BY REPRESENTATIVE ANDERS

**AN ACT**

To enact R.S. 9:2795.5, relative to civil liability; to provide a limitation of liability for certain agritourism activities; to provide for definitions; to provide for exceptions; to require certain warnings; 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 A to Reengrossed House Bill No. 633 by Representative Anders

**AMENDMENT NO. 1**

On page 1, delete lines 11 through 19 and insert

"(1) "Agritourism" means the travel or visit by the general public to, or the practice of inviting the general public to travel to or visit, a working farm, ranch, or other commercial agricultural, aquacultural, horticultural, or forestry operation for the purpose of enjoyment, education, or participation in the activities of the farm, ranch, or other agricultural, aquacultural, horticultural, or forestry operation.

"(2) "Agritourism activities" means those activities related to agritourism as defined in rules and regulations adopted by the commissioner of agriculture and forestry in accordance with the Administrative Procedure Act, and which the conduct of any such activity is set forth in a plan of operation approved by the director of the Louisiana Cooperative Extension Service of the Louisiana State University Agricultural Center or his designee.

"(3) "Agritourism professional" means any person and his employees or authorized agents who offers or conducts one or more agritourism activities for agritourism purposes.

"(4) "Inherent risks of agritourism activity" means those conditions, dangers, or hazards that are an integral part of an agritourism activity, including surface and subsurface conditions of land and water; natural conditions of vegetation; the behavior of wild or domestic animals; those arising from the form or use of structures or equipment ordinarily used on a working farm, ranch, or other commercial agricultural, aquacultural, horticultural, or forestry operation; and the mistakes or negligent acts of a participant that may contribute to injury to the participant or others, including failing to follow instructions given by the agritourism professional or failing to exercise reasonable caution while engaging in the agritourism activity.

"(5) "Participant" means any person, other than an agritourism professional, who engages in an agritourism activity, even if that person did not pay to participate in the agritourism activity."

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## AMENDMENT NO. 2

On page 2, delete lines 1 through 14

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

Total - 100

#### NAYS

Total - 0

#### ABSENT

Dove	Morrell
Gisclair	Schroder

Total - 4

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

## HOUSE BILL NO. 715—

BY REPRESENTATIVE GEYMAN  
AN ACT

To direct the Department of Public Safety and Corrections to not implement the provisions of the Federal Real ID Act of 2005; 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. 715 by Representative Geymann

## AMENDMENT NO. 1

On page 2, line 19, following "States," and before "(1992)" change "488 U.S. 1041" to "505 U.S. 144"

Rep. Geymann 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	Monica
Abramson	Greene	Montoucet
Armes	Guillory, E.	Morris
Arnold	Guillory, M.	Norton
Aubert	Guinn	Nowlin
Badon, A.	Hardy	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
Carmody	Jackson G.	Roy
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	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	McVea	
Gallot	Mills	

Total - 97

#### NAYS

Leger	Peterson
-------	----------

Total - 2

#### ABSENT

Anders	Gisclair	Morrell
Dove	Harrison	

Total - 5

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

## HOUSE BILL NO. 759—

BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 9:311(A), relative to child support; to provide for a material change in circumstances; to provide for documentation; to require the Department of Social Services to provide information, rules and forms; to require the clerks of

court to make forms available; to require a hearing within a certain period of time; to provide for retroactivity to the date of filing; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 910—**

BY REPRESENTATIVE TUCKER

AN ACT

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

Read by title.

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

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 910 by Representative Tucker

AMENDMENT NO. 1

On page 1, line 17, after "subcontractor," and before "contractor performance" insert "the value of the contract."

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

Dixon	LeBas	Talbot
Doerge	Leger	Templet
Downs	Ligi	Trahan
Edwards	Little	Waddell
Ellington	Lopinto	White
Fannin	Lorusso	Williams
Foil	Marchand	Willmott
Franklin	McVea	Wooton
Gallot	Mills	
Total - 101		

NAYS

Total - 0

ABSENT

Dove	Gisclair	Howard
Total - 3		

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

**HOUSE BILL NO. 1018—**

BY REPRESENTATIVES TUCKER, TRAHAN, AND LEGER

AN ACT

To enact R.S. 17:1874, relative to state funds; to establish the Workforce Training Rapid Response Fund as a special fund in the state treasury; to provide for the dedication, deposit, use, and investment on monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 1018 by Representative Tucker

AMENDMENT NO. 1

On page 3, between lines 27 and 28, insert the following:

"E. The secretary of the Department of Labor, the secretary of the Department of Economic Development and the chief executive officer of the board shall annually report to the Senate Select Vocational and Technical Education Committee and the House Committee on Labor and Industrial Relations and such committees shall have oversight of the use of monies in the fund."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1018 by Representative Tucker

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Finance to House Bill No. 1018 and adopted by the Senate on June 9, 2008, on line 5 between "Select" and "Vocational" insert "Committee on"

AMENDMENT NO. 2

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Finance to House Bill No. 1018 and adopted by the Senate on June 9, 2008, on line 6, between "Education" and "and the" delete "Committee"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Michot to Engrossed House Bill No. 1018 by Representative Tucker

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AMENDMENT NO. 1

On page 1, at the end of line 18, add "Board of Supervisors of the"

AMENDMENT NO. 2

On page 2, line 29, change "board" to "Louisiana Community and Technical College System"

AMENDMENT NO. 3

On page 3, at the end of line 19, change "board" to "system"

AMENDMENT NO. 4

In Senate Committee Amendment No. 1 proposed by the Senate Finance Committee and adopted by the Senate on June 10, 2008 on line 5, change "board" to "Louisiana Community and Technical College System"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 1018 by Representative Tucker

AMENDMENT NO. 1

On page 2, delete lines 9 and 10 and insert the following:

"(3) The state treasurer is directed to deposit into the fund at the beginning of each fiscal year an amount sufficient to bring the unencumbered balance in the fund to ten million dollars. Monies in the fund shall be appropriated."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 1018 by Representative Tucker

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 1 proposed by the Senate Committee on Finance and adopted by the Senate on June 10, 2008.

AMENDMENT NO. 2

On page 3, between lines 27 and 28, insert the following:

"E. The secretary of the Department of Labor, the secretary of the Department of Economic Development, and the chief executive officer of the board shall annually report to the Senate Committee on Labor and Industrial Relations and the House Committee on Labor and Industrial Relations and such committees shall have oversight of the use of monies in the fund."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS', including Mr. Speaker, Geymann, McVea, etc.

Table listing names of members who voted 'NAYS' and 'ABSENT', including Baldone, Barras, Barrow, etc.

Total - 99 NAYS

Total - 0 ABSENT

Table listing names of members who voted 'ABSENT', including Badon, A., Dove, etc.

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

HOUSE BILL NO. 1040— BY REPRESENTATIVES ABRAMSON AND LORUSSO AN ACT

To amend and reenact R.S. 13:4711(A), 4712, 4713(A) and (C)(2), and 4715, relative to nuisances; to provide for definitions; to provide for the award of damages; to authorize certain people to file petitions; to provide for evidence; to provide for the closing of the premises; 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 A to Reengrossed House Bill No. 1040 by Representative Abramson

AMENDMENT NO. 1

On page 2, at the end of line 11, insert the following:

"Premises does not mean any premises which are regulated by Title 26 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 2

On page 3, line 29, change "five" to "two"

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



**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory, E.	Mills
Abramson	Guillory, M.	Monica
Anders	Guinn	Montoucet
Arnes	Hardy	Morrell
Aubert	Harrison	Morris
Badon, A.	Hazel	Nowlin
Badon, B.	Henderson	Pearson
Baldone	Henry	Perry
Barras	Hill	Peterson
Barrow	Hines	Ponti
Billiot	Hoffmann	Pope
Burford	Honey	Pugh
Burns, H.	Howard	Richard
Burns, T.	Hutter	Richardson
Burrell	Jackson G.	Richmond
Carter	Jackson M.	Ritchie
Champagne	Johnson	Robideaux
Chandler	Jones, R.	Roy
Chaney	Jones, S.	Schroder
Connick	Katz	Simon
Cortez	Kleckley	Smiley
Cromer	LaBruzzo	Smith, G.
Danahay	LaFonta	Smith, J.
Dixon	Lambert	St. Germain
Doerge	LeBas	Talbot
Downs	Leger	Templet
Fannin	Ligi	Trahan
Foil	Little	Waddell
Franklin	Lopinto	White
Gallot	Lorusso	Williams
Geymann	Marchand	Willmott
Greene	McVea	
Total - 95		

**NAYS**

Total - 0

**ABSENT**

Arnold	Edwards	Norton
Carmody	Ellington	Smith, P.
Dove	Gisclair	Wooton
Total - 9		

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

**HOUSE BILL NO. 1084—**  
BY REPRESENTATIVE ROBIDEAUX  
AN ACT

To enact R.S. 11:62(5)(g) and (h) and 444(A)(2)(d) 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 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; 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.

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. 1084 by Representative Robideaux

**AMENDMENT NO. 1**

On page 3, line 8, before "-" change "Louisiana Constitution" to "Constitution of Louisiana"

**AMENDMENT NO. 2**

On page 4, line 11, before "of the" change "Division" to "division"

**AMENDMENT NO. 3**

On page 6, line 1, following "surviving" and before "spouse" delete "a"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator B. Gautreaux to Reengrossed House Bill No. 1084 by Representative Robideaux

**AMENDMENT NO. 1**

On page 1, line 2 after "(h)" delete "and" and insert a comma "," and after "444(A)(2)(d)" insert "and (e), 546, 605(D),"

**AMENDMENT NO. 2**

On page 1, at the beginning of line 7 delete "provide for an effective date;" and insert "create a fund for allocation of certain sums; to provide for the deposit of certain monies to the fund; to provide for disbursements from the fund; to provide for actuarial calculation of certain payments;"

**AMENDMENT NO. 3**

On page 1, line 16 after "(h)" delete "and" and insert a comma "," and after "444(A)(2)(d)" insert "and (e), 546, 605(D),"

**AMENDMENT NO. 4**

On page 2, between lines 16 and 17 insert the following:

"(d)(i) Probation and parole officers in the office of adult services of the Department of Public Safety and Corrections who were employed on or before December 31, 2001, who were paying employee contributions at the rate of nine percent on that date, who opted to remain in the primary component of this system pursuant to R.S. 11:605(A), and who retire or begin participation in the Deferred Retirement Option Plan on or after October 4, 2010, shall receive a maximum retirement allowance equal to three percent of average compensation, as determined pursuant to R.S. 11:231, for all creditable service in the system before July 1, 2008, and three and one-third percent of average compensation, as determined by R.S. 11:231, for all creditable service in the system on or after July 1, 2008.

(ii) A probation and parole officer to whom this Subparagraph applies, who entered the Deferred Retirement Option Plan before July 1, 2008, and who continues in employment after participation in the plan shall receive a supplemental benefit pursuant to R.S. 11:450(D) for such continued employment. If he remains employed after October 3, 2010, such supplemental benefit shall be calculated using the accrual rate of three percent for such employment before

July 1, 2008, and three and one-third percent for such employment on or after July 1, 2008.

(iii) A probation and parole officer to whom this Subparagraph applies, who enters the Deferred Retirement Option Plan on or after July 1, 2008, and before October 4, 2010, shall have his base benefit calculated using the accrual rate of two and one-half percent. If he continues in employment after participation in the plan and remains employed after October 3, 2010, he shall receive a supplemental benefit pursuant to R.S. 11:450(D) for such continued employment calculated using the accrual rate of three and one-third percent. However, if he continues in employment after participation in the plan and leaves employment on or before October 3, 2010, such supplemental benefit shall be calculated using the accrual rate of two and one-half percent.

(iv) Nothing in this Subparagraph shall be construed to allow recalculation of benefits for any retiree, or of base benefits as defined in R.S. 11:450(D) for any Deferred Retirement Option Plan participant or for any person who continued in employment after completing participation in such plan."

AMENDMENT NO. 5

On page 2, at the beginning of line 17 change "(d)" to "(e)"

AMENDMENT NO. 6

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

"§546. Adult Probation and Parole Officer Fund

A. There is hereby established in the state treasury a special fund to be known as the "Adult Probation and Parole Officer Fund," hereinafter "fund."

B. Beginning with the 2009-2010 Fiscal Year and for each fiscal year thereafter, and after allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer shall deposit in and credit to the fund on a monthly basis the following sums:

(1) An amount equal to the first sixty-five dollars of fees collected on or after July 1, 2009, from each offender under the supervision of a probation and parole officer of the office of adult services in the Department of Public Safety and Corrections on June 30, 2009.

(2) An amount equal to the first sixty-five dollars of fees collected on or after July 1, 2009, from each offender first placed under the supervision of a probation and parole officer of the office of adult services in the Department of Public Safety and Corrections on July 1, 2009, or thereafter.

C. Monies in the fund shall be invested in the same manner as the state general fund monies. Interest earned on the investment of monies in the fund, after being credited to the Bond Security and Redemption Fund pursuant to Article VII, Section 9(B) of the Constitution of Louisiana, shall be credited to the fund. All unexpended and unencumbered monies and earnings remaining in the fund at the end of the fiscal year shall remain in the fund and shall be available for allocation in the next fiscal year in the same manner and for the same purposes as provided in this Section.

D.(1) Until any actuarially accrued liability for retirement benefits for probation and parole officers in the office of adult services of the Department of Public Safety and Corrections created pursuant to the Act of the 2008 Regular Session of the Legislature which enacted this Section has been fully funded, the monies in the fund shall be used exclusively for the purpose of providing funding for such actuarially accrued liability.

(2) After such actuarially accrued liability has been fully funded, the monies in the fund may be used by the Department of Public Safety and Corrections for funding retirement benefits for employees of the department who are members of this system.

E. On October first of each fiscal year, beginning with 2011-2012 Fiscal Year, the treasurer shall allocate and distribute to the system from the fund the amount of any amortization payment calculated by the system actuary and contained in the system's valuation for the previous fiscal year approved by the Public Retirement Systems' Actuarial Committee to be paid from the fund; however, in no case shall the allocation and distribution to the system provided for in this Paragraph exceed the balance in the fund.

\* \* \*

§605. Transfer of other service credit

\* \* \*

D. Notwithstanding the provisions of Subparagraph (B)(2)(a) of this Section, any member who is a probation and parole officer in the office of adult services of the Department of Public Safety and Corrections, who was employed before January 1, 2002, who was paying an employee contribution rate of nine percent on December 31, 2001, who elected to transfer from the primary component to the secondary component but who opted not to transfer his primary component service credit on an actuarial basis, who has not upgraded his service credit as permitted pursuant to Subparagraph (B)(2)(b) of this Section, and who retires or begins participation in the Deferred Retirement Option Plan on or after October 4, 2010, shall receive a benefit calculated as provided in R.S. 11:444(A)(2)(d) for all creditable service in the system earned before the date the member transferred to the secondary component.

\* \* \*\*

AMENDMENT NO. 7

On page 8, between lines 25 and 26 insert the following:

Section 2.A. Benefits provided for probation and parole officers in the office of adult services of the Department of Public Safety and Corrections who were employed on or before December 31, 2001, who were paying employee contributions at the rate of nine percent on that date, pursuant to this Act shall not commence until such time as the balance in the Adult Probation and Parole Officer Fund created pursuant to this Act totals at least five million dollars. The treasurer shall promptly inform the chairmen of the House Committee on Appropriations, the House Committee on Retirement, the Senate Committee on Finance, and the Senate Committee on Retirement and the board of trustees of the Louisiana State Employees' Retirement System in writing of the date on which the required balance in the Fund is attained.

B. The amount of the unfunded actuarially accrued liability, if any, resulting from the implementation of the provisions of this Act which provide for benefits for probation and parole officers in the office of adult services of the Department of Public Safety and Corrections who were employed on or before December 31, 2001, who were paying employee contributions at the rate of nine percent on that date, and a required amortization payment therefor shall be determined by the Public Retirement Systems' Actuarial Committee as part of the annual adoption of the official actuarial valuation for the Louisiana State Employees' Retirement System pursuant to R.S. 11:127, beginning with the June 30, 2010, valuation. Such unfunded actuarially accrued liability shall be amortized as a separate unfunded accrued liability forming level dollar payments over a period of ten years.

C. The additional actuarial cost, if any, of the benefit provisions for probation and parole officers in the office of adult services of the Department of Public Safety and Corrections who were employed on or before December 31, 2001, who were paying employee contributions at the rate of nine percent on that date, contained in this Act not funded by payments pursuant to Section 2(B) of this Act shall be funded with increased employer contributions, in compliance with Article X, Section 29(E)(5)(b) of the Constitution of Louisiana.

D. After benefits provided for probation and parole officers in the office of adult services of the Department of Public Safety and Corrections who were employed on or before December 31, 2001, who were paying employee contributions at the rate of nine percent on that date, pursuant to this Act have become effective pursuant to Section 2(A) of this Act, such benefits shall not be suspended, reduced, or denied unless a final, nonappealable judgment declaring this Act unconstitutional has been rendered by a court of competent jurisdiction.

Section 3. The additional actuarial cost, if any, of the benefit provisions of the Hazardous Duty Services Plan created in this Act which are not funded by the increased employee contributions for members of that Plan shall be funded with increased employer contributions in compliance with Article X, Section 29(E)(5)(b) of the Constitution of Louisiana."

**AMENDMENT NO. 8**

On page 8, at the beginning of line 26 change "Section 2." to "Section 4."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	Lorusso
Abramson	Gallot	Marchand
Anders	Geymann	McVea
Armes	Greene	Mills
Arnold	Guillory, E.	Monica
Aubert	Guillory, M.	Montoucet
Badon, A.	Guinn	Morrell
Badon, B.	Hardy	Morris
Baldone	Harrison	Norton
Barras	Hazel	Pearson
Barrow	Henderson	Perry
Billiot	Henry	Peterson
Burford	Hill	Ponti
Burns, H.	Hines	Pope
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.	Smiley
Cortez	Jones, S.	Smith, G.
Cromer	Katz	Smith, J.
Danahay	Kleckley	Smith, P.
Dixon	LaBruzzo	St. Germain
Doerge	LaFonta	Talbot
Downs	Lambert	Templet
Edwards	LeBas	Trahan
Ellington	Leger	White
Fannin	Ligi	Williams
Foill	Little	Willmott

Total - 96

**NAYS**

Pugh  
Total - 1

**ABSENT**

Dove	Nowlin	Wooton
Gisclair	Simon	
Lopinto	Waddell	
Total - 7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 598: Reps. Ligi, Gallot, and Henry.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1006: Reps. Arnold, Robideaux, and Doerge.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 4: Reps. Burrell, Wooton, and Norton.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 160: Reps. Kleckley, Cortez, and Roy.

**HOUSE BILL NO. 1108—**

BY REPRESENTATIVE BARROW

**AN ACT**

To amend and reenact R.S. 33:4720.151(B)(6), (D), (E), (G)(5), (9), and (12), (H)(4)(b), (I)(2), (J)(1), (K), (L)(1), (3), and (4), and (O)(introductory paragraph), (1), and (4) and R.S. 44:4.1(B)(18), to enact R.S. 33:4720.151(H)(23) and (S), and to repeal R.S. 33:4720.151(G)(13), relative to the East Baton Rouge Redevelopment Authority; to provide relative to the purposes and objects and powers and duties of the authority; to provide relative to the members of the governing board of the authority; to authorize the authority to initiate an expedited quiet title and foreclosure action; to provide relative to the procedures for any such action; to provide relative to the rights of property owners; to provide relative to due process; 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 Local and Municipal Affairs to Re-Engrossed House Bill No. 1108 by Representative Barrow

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AMENDMENT NO. 1

On page 1, line 3, after "(4)," delete "and"

AMENDMENT NO. 2

On page 1, line 3, after "(4)" insert ", and (Q)(6)"

AMENDMENT NO. 3

On page 1, line 4, between "(23)" and "and", insert ", (Q)(7)."

AMENDMENT NO. 4

On page 1, line 17, after "(4)," delete "and"

AMENDMENT NO. 5

On page 1, line 17, after "(4)" and before "are" insert "and" "(Q)(6)"

AMENDMENT NO. 6

On page 1, line 18, between "238)" and "and", insert ", (Q)(7)."

AMENDMENT NO. 7

On page 4, line 28, after "amount" delete "." and insert ", except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property."

AMENDMENT NO. 8

On page 6, line 11, delete "Such purchases" and insert "In addition to the authority set forth in Subpart B of Part IV of Chapter 5 of this Title, such purchases"

AMENDMENT NO. 9

On page 6, line 21, delete "R.S. 47:2183" and insert "Chapter 5 of this Title"

AMENDMENT NO. 10

On page 7, line 18, after "property" delete "." insert ", except for a higher bid submitted by a conventional mortgage holder holding a mortgage on the subject property."

AMENDMENT NO. 11

On page 10, between lines 18 and 19, insert the following:

"Q. As used in this Chapter, the following terms shall have the meaning herein ascribed to them.

\* \* \*

(6) "Real property" means all lands, including improvements and fixtures thereon, and property of any nature appurtenant thereto, or used in connection therewith, and every estate, interest, right, or use, legal or equitable, therein, including terms for years "or immovable property" means any and all right, title, and interest in a tract of land, including its component parts and liens by way of judgment, mortgage, or otherwise.

(7) "Owners of a property interest" means anyone with a corporeal or incorporeal interest in immovable property filed for record in the conveyance records or mortgage records of the clerk of court and ex officio recorder of mortgages for the parish where the property is located, including a naked owner, a usufructuary, a mortgagee, a judgment creditor, or a holder of a personal or predial servitude.

\* \* \*

AMENDMENT NO. 12

On page 10, line 24, after "the" delete "register of conveyances" and insert "conveyance records of the clerk of court and ex officio recorder of mortgages"

AMENDMENT NO. 13

On page 13, between lines 4 and 5, insert the following:

"(c) For a state or federal chartered depository financial institution, a search of entity records filed with the Louisiana Office of Financial Institutions or with the Federal Deposit Insurance Corporation (FDIC)."

AMENDMENT NO. 14

On page 15, line 19, after "foreclosure" insert ", including a current holder of a conventional mortgage."

AMENDMENT NO. 15

On page 15, line 21, after "hearing," insert "A holder of a conventional mortgage may object to the action and is entitled to a dismissal of the proceedings by the district court upon a showing that it is the holder of a legally enforceable conventional mortgage and upon payment of the outstanding amount of any liens, taxes, and related costs."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gray to Re-Reengrossed House Bill No. 1108 by Representative Barrow

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 10, 2008, on page 1, line 18 thereof, change "this Title" to "Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950"

AMENDMENT NO. 2

In Senate Committee Amendment No. 9 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on June 10, 2008, on page 1, line 20 thereof, change "this Title" to "Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950"

Rep. Barrow 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: Abramson, Anders, Arnes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Geymann, Guillory, E., Guillory, M., Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Mills, Monica, Montoucet, Morris, Norton, Nowlin, Perry, Peterson, Pope, Richard, Richardson

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

NAYS

Total - 0

ABSENT

Mr. Speaker	Greene	Pugh
Burns, T.	LaBruzzo	Simon
Dove	Morrell	
Gisclair	Ponti	
Total - 10		

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

**HOUSE BILL NO. 1248—**  
BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 45:561 and 562, relative to railroad safety; to provide for the Public Service Commission; to implement the Federal Railroad Safety State Participation program; to authorize inspection of railroad facilities; 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. 1248 by Representative Johnson

**AMENDMENT NO. 1**

On page 1, after line 18, insert the following:

"Section 2. To implement the provisions of this Act, the Public Service Commission shall not employ and cause to be trained and certified more than six employees which authorization for such employees shall first be obtained from the Joint Legislative Committee on the Budget."

Rep. Johnson 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	Greene	Montoucet
Armes	Guillory, E.	Morrell
Arnold	Guillory, M.	Morris
Aubert	Hardy	Norton
Badon, A.	Harrison	Nowlin
Badon, B.	Hazel	Pearson
Baldone	Henderson	Perry
Barras	Henry	Peterson
Barrow	Hill	Ponti
Billiot	Hines	Pope
Burford	Hoffmann	Pugh
Burns, H.	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	LaFonta	Smith, J.
Dixon	LeBas	Smith, P.
Doerge	Leger	St. Germain
Downs	Ligi	Talbot
Edwards	Little	Trahan
Ellington	Lopinto	Waddell
Fannin	Lorusso	White
Foil	Marchand	Willmott
Franklin	McVea	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Burns, T.	Guinn	Templet
Dove	LaBruzzo	Williams
Gisclair	Lambert	
Total - 8		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 1253—**  
BY REPRESENTATIVE SIMON  
AN ACT

To amend and reenact R.S. 3:304, 496, 544(D), 556.3(B)(introductory paragraph), 557.4(A), (C), and (D), 558.3(B), 561(3), 562, 563, 565, 567(E) and (F), 663(1) and (2), 665(A) and (B), 666(5), 671, 732(A), 742, 1204(A)(1)(a)(introductory paragraph) and (b), (2), and (3), (B), (C), and (D)(5), (7), (8), (9), (10), and (12), 1205(A)(4), (B), (C), (D), (E), (F)(1) and (5), (G), (H), (I)(1), (2), (3), (4), (5), and (7), (J), (K), and (L), 1206, 1207(B) and (G), 1311(2), 1312(A), 1432(A), 1891(5) and (13), 1892(A)(1), 1961, 1962, 1963, 1965, 1967, 1968, 1969, 1970, 2005, 2091(A), (B)(1), (7), and (9), and (L), 2093(introductory paragraph) and (8), 2094, 2095, 2096, 2097(A)(3), 2099, 2100(A), 2131, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2180, 2181, 2182, 2183, 2184, 2186, 2187, 2221(A) and (C), 2223, 2224, 2226, 2228, 2232, 2261, 2262, 2263, 2264, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2358.1, 2358.3(8), 2358.4, 2358.5(introductory paragraph) and (1), 2358.6, 2358.7(A) and (B), 2358.8(A), 2358.9, 2358.10, 2358.11, 2358.12(B), (C), and (D), 2358.13(1), (2), (3), (4), and (8), 2358.14(B), 2391, 2433, 2435,

2436, 2437, 2438, 2452(A), 2453(A), 2651, 2802(1), 2859(A), 3002(1), 3106(A), 3112, 3202(8), 3362(3), 3363(A) and (B)(3), 3801(A)(1), (B), and (C)(4), (6), and (8), and 3807(B)(4), R.S. 30:2011(D)(20), and R.S. 36:621(C)(1), 627(A) and (E), 628(A) and (B), 629(O), and 802.12 and to enact R.S. 3:1(4), 559.4(K), and 2091(B)(16) and (M), relative to the Department of Agriculture and Forestry; to provide for technical changes; to provide for definitions; to provide for Louisiana Crawfish Promotion and Research Board; to provide for the Catfish Promotion and Research Program; to provide for a name change of the Louisiana State Livestock Sanitary Board; to provide for commission members; to provide for a name change of the assistant commissioner of the office of marketing; to provide for the Dairy Industry Promotion Board; to provide for Louisiana Aquaculture Development Act; to provide for the Livestock Brand Commission; to provide for the authority of the commissioner; to provide for the power to deal with contagious diseases of animals; to provide for a name change of the United States Bureau of Animal Industry; to provide for the name change for pet turtles; 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. 1253 by Representative Simon

AMENDMENT NO. 1

On page 1, line 19, after "559.4(K)," delete "and"

AMENDMENT NO. 2

On page 1, line 20, after "(M)," insert "and 3410.2,"

AMENDMENT NO. 3

On page 2, line 8, after "turtles;" insert "to provide for the grain and cotton indemnity fund; to provide for an assessment; to provide relative to indemnity payments;"

AMENDMENT NO. 4

On page 2, line 25, after "559.4(K)," delete "and" and after "(M)" insert ", and 3410.2"

AMENDMENT NO. 5

On page 6, between lines 5 and 6, insert "\*\* \* \*\*"

AMENDMENT NO. 6

On page 12, between lines 15 and 16, insert "\*\* \* \*\*"

AMENDMENT NO. 7

On page 54, delete line 11

AMENDMENT NO. 8

On page 69, between lines 21 and 22, insert the following:

"§3410.2. Grain and Cotton Indemnity Fund: creation; assessment; rules and regulations; suspension of assessment; eligibility for reimbursement; availability of money; prorated claims; reimbursement for administrative expenses; failure to pay; subrogation

A. The commission may operate a Grain and Cotton Indemnity Fund for grain dealers and cotton merchants licensed under this Chapter.

B. The commission shall charge an assessment at the rate of one twenty-fifth of one percent on the value of all agricultural commodities regulated under this Chapter which are sold to grain dealers and cotton merchants. The assessments shall be due and payable to the commission by the licensee at the first point of sale.

C. The assessments charged under this Section shall be subject to the following provisions:

(1) All assessments collected pursuant to this Section shall be deposited immediately upon receipt in the state treasury.

(2) After compliance with the requirements of Article VII, Section 9 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and prior to monies being placed in the state general fund, an amount equal to that deposited as required by Paragraph (1) of this Subsection shall be credited to a special fund hereby created in the state treasury to be known as the Grain and Cotton Indemnity Fund. The monies in this fund shall be used solely as provided in Paragraph (3) of this Subsection and only in the amounts appropriated by the legislature. All unexpended and unencumbered monies in this fund at the end of each fiscal year shall remain in this fund. The monies in this fund shall be invested by the state treasurer in the same manner as monies in the state general fund, and interest earned on the investment of these monies shall be credited to this fund, again, following compliance with the requirement of Article VII, Section 9 of the Constitution of Louisiana relative to the Bond Security and Redemption Fund.

(3) The monies in the Grain and Cotton Indemnity Fund shall be used solely for the administration and operation of the Grain and Cotton Indemnity Fund provided for in this Section.

(4) The assessment shall not apply to grain or cotton purchased prior to August 15, 2008.

D. The commission shall adopt rules and regulations, in accordance with the Administrative Procedure Act, necessary for the efficient administration of the Grain and Cotton Indemnity Fund. Such rules shall include:

(1) Procedures for claims on the Grain and Cotton Indemnity Fund.

(2) Reimbursement limitations for each producer.

(3) Any rules and regulations necessary for the administration of the Grain and Cotton Indemnity Fund.

(4) Establish civil penalties for violations of this Section.

E. At the end of the calendar quarter in which the Grain and Cotton Indemnity Fund reaches a level of six million dollars, the commission shall suspend collection of the assessment required by this Section. If after suspension of collection the balance in the fund is less than three million dollars, the commission shall require collection of the assessment.

F. A person shall be eligible to receive indemnity payments from the Grain and Cotton Indemnity Fund if:

(1) The licensed grain dealer becomes insolvent.

(2) The licensed cotton merchant becomes insolvent.

(3) The licensed grain dealer or cotton merchant, as a result of the insolvency, does not fully compensate the producer in accordance with a sale.

G. Upon the insolvency of a licensed grain dealer or cotton merchant, the commission shall make the proceeds of the Grain and Cotton Indemnity Fund available for use in meeting the licensee's obligations with respect to the reimbursement of any producer who sold grain or cotton to the licensee and who was not fully compensated.

H. If claims for indemnity payments from the Grain and Cotton Indemnity Fund exceed the amount in the fund, the commission shall prorate the claims and pay the prorated amounts. As future assessments are collected, the commission shall continue to forward indemnity payments to each eligible person until the person receives the maximum amount payable in accordance with this Section.

I. Expenses incurred by the commission in administrating the Grain and Cotton Indemnity Fund shall be reimbursable from the fund.

J. Any licensee who knowingly or intentionally refuses or fails to collect the assessment required under this Section from producers or to submit any assessment collected from producers to the commission for deposit in the Grain and Cotton Indemnity Fund shall be subject to civil penalties.

K. Money paid from the Grain and Cotton Indemnity Fund in satisfaction of a valid claim constitutes a debt obligation of the person against whom the claim was made. The commission may take action on behalf of the fund against a person to recover the amount of payment made, plus costs and attorney fees. Any recovery for reimbursement to the fund shall include interest computed at the United States Treasury two-year note rate following rules promulgated by the department. Upon payment of a claim from the Grain and Cotton Indemnity Fund, the claimant shall subrogate its interest, if any, to the commission in a cause of action against all parties, to the amount of the loss that the claimant was reimbursed by the fund.

\* \* \*

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1253 by Representative Simon

AMENDMENT NO. 1

On page 1, line 2, following "R.S." and before ", 496" change "304" to "304(B)"

AMENDMENT NO. 2

On page 1, line 5, following "(C), and" and before ", change "D)(3)" to "(D)(introductory paragraph) and (5)"

AMENDMENT NO. 3

On page 1, line 5, following "(12)," and before ", change "1205(A)(4)" to "1205(A)(introductory paragraph) and (4)"

AMENDMENT NO. 4

On page 1, line 6, following "(E)" and before ", change "(F)(1)" to "(F)(introductory paragraph) and (1)"

AMENDMENT NO. 5

On page 2, line 10, following ""R.S." and before ", 496" change "304" to "304(B)"

AMENDMENT NO. 6

On page 2, line 13, following "(C), and" and before ", change "D)(5)" to "(D)(introductory paragraph) and (5)"

AMENDMENT NO. 7

On page 2, line 13, following "(12)," and before ", change "1205(A)(4)" to "1205(A)(introductory paragraph) and (4)"

AMENDMENT NO. 8

On page 68, line 6, change "species and genus" to "genus and species"

AMENDMENT NO. 9

On page 68, line 7, change "and/or" to "or"

AMENDMENT NO. 10

On page 68, line 11, change "and/or" to "and"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 1253 by Representative Simon

AMENDMENT NO. 1

On page 1, line 13, change "2358.3(8)" to "2358.3(6) and (8)"

AMENDMENT NO. 2

On page 2, line 20, change "2358.3(8)" to "2358.3(6) and (8)"

AMENDMENT NO. 3

On page 43, line 5, change "Margaropus Annulatus" to "*Margaropus annulatus*"

AMENDMENT NO. 4

On page 55, line 13, change "brucella" to "*Brucella*"

AMENDMENT NO. 5

On page 55, line 14, change "abortus" to "*abortus*"

AMENDMENT NO. 6

On page 59, between lines 20 and 21, insert the following:

"When used in this Part, the following terms shall have the following meanings, unless the context clearly indicates otherwise:"

AMENDMENT NO. 7

On page 59, between lines 21 and 22, insert the following:

"(6) "Licensed pet turtle farm" means any individual, firm, corporation, or entity engaged in the collection, hatching, sale, shipping, or distribution of turtles using the Siebeling method or any other sanitization method which may be required by the Department of Agriculture and Forestry.

\* \* \*

AMENDMENT NO. 8

On page 59, line 25, change "Arizona" to "*arizona*"

AMENDMENT NO. 9

On page 61, line 26, change "Arizona" to "arizona"

AMENDMENT NO. 10

On page 62, line 5, change "Arizona" to "arizona"

AMENDMENT NO. 11

On page 62, line 19, change "Arizona" to "arizona"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 1253 by Representative Simon

AMENDMENT NO. 1

On page 1, line 2, after "557.4(A)" delete the comma "," and at the beginning of line 3, change "(C), and (D)" to "and (C)"

AMENDMENT NO. 2

On page 1, line 4, after "732(A)," insert "734," and after "742," insert "751(A) and (B)."

AMENDMENT NO. 3

On page 1, line 18, after "3807(B)(4)," insert "R.S. 14:67.1(D) and (E)."

AMENDMENT NO. 4

On page 2, line 5, after "Commission;" insert "to provide relative to the authority of Livestock brand inspectors; to provide relative to the theft of livestock;"

AMENDMENT NO. 5

On page 2, at the end of line 6, insert "to provide relative to the population control program;"

AMENDMENT NO. 6

On page 2, line 10, change "557.4(A), (C)," to "557.4(A) and (C)," and at the beginning of line 11, delete "and (D)."

AMENDMENT NO. 7

On page 2, line 12, after "732(A)," insert "734," and after "742," insert "751(A) and (B)."

AMENDMENT NO. 8

On page 4, line 18, after "consist of" insert "nine" and delete "eight"

AMENDMENT NO. 9

On page 4, at the beginning of line 19, insert "eight" and delete "seven"

AMENDMENT NO. 10

On page 4, line 25, delete "two" and insert "three"

AMENDMENT NO. 11

On page 5, line 4, after "C. The" insert "ninth" and delete "eighth"

AMENDMENT NO. 12

On page 5, delete lines 7 through 14

AMENDMENT NO. 13

On page 12, between lines 3 and 4, insert the following:

"§734. Livestock brand inspectors

A. Livestock brand inspectors employed by the commissioner and the director and assistant director of the commission shall be commissioned by the Department of Public Safety and Corrections and, for the purposes of this Part, shall have the same power and authority as is vested in the state police. Inspectors shall have general jurisdiction throughout the state to enforce the provisions of the Louisiana Criminal Code as set forth in Paragraph (B)(1) of this Section, this Part and the rules and regulations adopted under the provisions of this Part.

B. Personnel of the commission who are commissioned peace officers shall be under the direction, control, and supervision of the commissioner and shall have the following powers and duties:

(1) To provide for the protection of the assets and property of the Department of Agriculture and Forestry and to enforce all of the provisions of this Part, and the rules and regulations adopted under the provisions of this Part, including provisions in the Louisiana Criminal Code relating to the theft of animals, the illegal branding or marking of animals, the disposition of strayed animals, the control of feral nuisance animals, the theft of any farm machinery, equipment, or supplies, and to perform such duties with respect to any other farm-related crime.

(2) To take the following actions, with or without a warrant, when the inspector has probable cause to believe that the provisions of the Louisiana Criminal Code as set forth in Paragraph (B)(1) of this Section or this Part, or of the rules and regulations adopted under the provisions of this Part, have been violated:

- (a) To enter upon private land or premises.
- (b) To stop and search any airplane, automobile, truck, boat, or other vehicle.
- (c) To enter any establishment where livestock or carcasses are slaughtered, butchered, stored, or sold.

(d) To hold livestock, carcasses, parts of carcasses, or hides for a reasonable time for the purposes of investigation and determination of ownership.

(3) To arrest, with or without a warrant, any person who the inspector has probable cause to believe has violated the criminal provisions of this Part or the Louisiana Criminal Code as set forth in Paragraph (B)(1) of this Section.

(4) To serve all warrants and other processes issued by courts of competent jurisdiction in connection with violations of the provisions of this Part and the rules and regulations adopted under the provisions of this Part or the Louisiana Criminal Code as set forth in Paragraph (B)(1) of this Section.

(5) To cooperate with all other peace officers in the enforcement of the Louisiana Criminal Code as set forth in Paragraph (B)(1) of this Section, the provisions of this Part and the rules and regulations adopted under the provisions of this Part.

(6) To be attired in a uniform approved by the commissioner and carry proper credentials evidencing their authority, which shall be exhibited upon demand of any person. Notwithstanding the provisions of R.S. 49:121(D), every automobile, truck, or other vehicle belonging to the state that is used by an inspector shall conform with the provisions of R.S. 49:121(A)(1), (B), and (C).

\* \* \*



AMENDMENT NO. 14

Delete Senate Committee Amendment No. 6 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development and adopted by the Senate on June 4, 2008.

AMENDMENT NO. 15

On page 12, between lines 15 and 16, insert the following:

"\* \* \*

§751. Beaver, coyote, and coydog control program

A. There is hereby established a beaver, nuisance feral swine, coyote, and coydog control program which shall be developed by the Louisiana Department of Agriculture and Forestry to be administered by the Livestock Brand Commission. The program shall be limited to population control of beavers, nuisance feral swine, coyotes, and coydogs on private or public lands, excluding federally-owned lands, but including lands whereupon servitudes are granted to a federal entity.

B. Any state, local, or private funds available to the commissioner to fund the program may be used to match federal funds available for such purpose. The commissioner may execute such agreements with any agency of the federal government to obtain matching funds to finance the beaver, nuisance feral swine, coyote, and coydog control program.

\* \* \*

AMENDMENT NO. 16

On page 70, after line 28, insert the following:

"Section 2. R.S. 14:67.1(D) and (E) are hereby amended and reenacted to read as follows:

§67.1. Theft of livestock

\* \* \*

D. "Livestock" means any animal except dogs and cats, bred, kept, maintained, raised, or used for profit, that is used in agriculture, aquaculture, agritourism, competition, recreation, or silvaculture, or for other related purposes or used in the production of crops, animals, or plant or animal products for market. This definition includes but is not limited to cattle, buffalo, bison, oxen, and other bovine; horses, mules, donkeys, and other equine; goats; sheep; swine; chickens, turkeys, and other poultry; domestic rabbits; imported exotic deer and antelope, elk, farm-raised white-tailed deer, farm-raised ratites, and other farm-raised exotic animals; fish, pet turtles, and other animals identified with aquaculture which are located in artificial reservoirs or enclosures that are both on privately owned property and constructed so as to prevent, at all times, the ingress and egress of fish life from public waters; any commercial crawfish from any crawfish pond; and any hybrid, mixture, or mutation of any such animal.

E. The Livestock Brand Commission of the state of Louisiana shall have primary responsibility for the enforcement and collection of information in such cases and Livestock brand inspectors shall aid all police law enforcement agencies in such investigations.

\* \* \*

AMENDMENT NO. 17

On page 71, line 1, change "Section 2." to "Section 3."

AMENDMENT NO. 18

On page 71, line 18, change "Section 3." to "Section 4."

AMENDMENT NO. 19

On page 73, line 15, change "Section 4." to "Section 5."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1253 by Representative Simon

AMENDMENT NO. 1

In Senate Committee Amendment No. 8 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development and adopted by the Senate on June 4, 2008, on page 2, line 10, after "purchased" insert "or contracted"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 1253 by Representative Simon

AMENDMENT NO. 1

In Amendment No. 8 proposed by the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development, and adopted by the Senate on June 4, 2008, on page 2 line 27 after "insolvent" insert "after January 1, 2008"

Rep. Simon 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
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	Hoffmann	Pope
Burns, H.	Honey	Richard
Burrell	Howard	Richardson
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, G.
Cromer	Kleckley	Smith, J.
Danahay	LaFonta	Smith, P.
Dixon	Lambert	St. Germain
Doerge	LeBas	Talbot
Downs	Leger	Templet
Edwards	Ligi	Trahan
Ellington	Little	Waddell
Fannin	Lopinto	White
Foil	Lorusso	Williams
Franklin	Marchand	Willmott
Gallot	McVea	Wooton
Total - 96		

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NAYS

Total - 0

ABSENT

Abramson Giscair Pugh
Burns, T. Hines Richmond
Dove LaBruzzo
Total - 8

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

HOUSE BILL NO. 1267— BY REPRESENTATIVE MONTOUCET AN ACT

To amend and reenact R.S. 13:1883(J), relative to the marshal of the city of Rayne; to authorize an increase in salary; 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. 1267 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 2, following "To" and before "R.S." change "amend and reenact" to "enact"

AMENDMENT NO. 2

On page 1, line 5, following "hereby" and before "to read" change "amended and reenacted" to "enacted"

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 Geymann 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 Richard
Burns, T. Honey Richardson
Burrell Howard Richmond
Carmody 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 LaFonta St. Germain
Doerge Lambert Talbot
Downs LeBas Templet
Edwards Leger Trahan
Ellington Ligi Waddell
Fannin Little White
Foil Lopinto Williams
Franklin Lorusso Willmott
Gallot Marchand Wooton
Total - 96

NAYS

Total - 0

ABSENT

Abramson Giscair Pugh
Carter LaBruzzo Robideaux
Dove McVea
Total - 8

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

HOUSE BILL NO. 1297— BY REPRESENTATIVES BARROW AND ELBERT GUILLORY 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.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Reengrossed House Bill No. 1297 by Representative Barrow

AMENDMENT NO. 1

On page 4, line 19, between "The" and "municipality" insert "parish or"

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders Gallot Marchand
Armes Geymann McVea
Arnold Guillory, E. Mills
Aubert Guillory, M. Monica
Badon, A. Guinn Montoucet
Badon, B. Hardy Morrell
Baldone Harrison Morris
Barras Hazel Norton
Barrow Henderson Nowlin

Billiot	Henry	Pearson
Burford	Hill	Perry
Burns, H.	Hines	Peterson
Burns, T.	Hoffmann	Ponti
Burrell	Honey	Richard
Carmody	Howard	Richardson
Carter	Hutter	Richmond
Champagne	Jackson G.	Ritchie
Chandler	Jackson M.	Robideaux
Chaney	Johnson	Roy
Connick	Jones, R.	Schroder
Cortez	Jones, S.	Smiley
Cromer	Kleckley	Smith, G.
Danahay	LaBruzzo	Smith, J.
Dixon	LaFonta	Smith, P.
Doerge	Lambert	St. Germain
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	
Franklin	Lorusso	

Total - 91

NAYS

Mr. Speaker  
Pope

Talbot  
Trahan

Total - 4

ABSENT

Abramson  
Dove  
Gisclair  
Total - 9

Greene  
Katz  
Pugh

Simon  
Templet  
Wooton

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

**HOUSE BILL NO. 1312—**

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 32:861(B)(2), (C)(1)(a) and (b), 866(A)(1) and (F), 894(A), and 900(B)(2)(a), (b), and (c), relative to motor vehicle liability policies; to provide for increased minimum liability limits in motor vehicle liability policies for damages resulting from bodily injury, death, or destruction of property; to provide for increased minimum motor vehicle bonds to be secured with the state treasurer for damages resulting from bodily injury, death, or destruction of property; to provide for limited recovery by an uninsured motorist involved in a nonfault motor vehicle accident; 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 Insurance to Reengrossed House Bill No. 1312 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 20, change, "twenty-five" to "fifteen"

AMENDMENT NO. 2

On page 2, line 2, change, "fifty" to "thirty"

AMENDMENT NO. 3

On page 2, line 6, change "seventy-five" to "fifty-five"

AMENDMENT NO. 4

On page 2, line 12, change "seventy-five" to "fifty-five"

AMENDMENT NO. 5

On page 2, line 23, change, "twenty-five" to "fifteen"

AMENDMENT NO. 6

On page 2, line 24, change, "fifty" to "thirty"

AMENDMENT NO. 7

On page 3, line 2, change, "twenty-five" to "fifteen"

AMENDMENT NO. 8

On page 3, line 3, change, "fifty" to "thirty"

AMENDMENT NO. 9

On page 3, line 8, change, "twenty-five" to "fifteen"

AMENDMENT NO. 10

On page 3, line 17, change, "twenty-five" to "fifteen"

AMENDMENT NO. 11

On page 3, line 21, change, "twenty-five" to "fifteen"

AMENDMENT NO. 12

On page 3, line 27, change, "twenty-five" to "fifteen"

AMENDMENT NO. 13

On page 4, line 1, change, "twenty-five" to "fifteen"

AMENDMENT NO. 14

On page 4, line 2, change, "fifty" to "thirty"

AMENDMENT NO. 15

On page 4, line 21, change, "twenty-five" to "fifteen"

AMENDMENT NO. 16

On page 4, line 23, change, "fifty" to "thirty"

AMENDMENT NO. 17

On page 4, line 28, change "2009" to "2010"

AMENDMENT NO. 18

On page 4, line 29, change "2009" to "2010"

AMENDMENT NO. 19

On page 5, line 2, change "2009" to "2010"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 84

**NAYS**

Henderson	Jones, S.	Richmond
Henry	Leger	Smiley

Total - 6

**ABSENT**

Abramson	Mills	Simon
Cortez	Morrell	Smith, G.
Cromer	Peterson	Templet
Dove	Pugh	Waddell
Gisclair	Robideaux	

Total - 14

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

**HOUSE BILL NO. 1367 (Substitute for House Bill No. 451 by Representative Hardy)—**  
 BY REPRESENTATIVES HARDY AND GISCLAIR  
 AN ACT

To enact R.S. 32:77.1, relative to passing in school zones; to prohibit passing in school zones; to provide for penalties for operators of motor vehicles who pass other motor vehicles in school zones; 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 McPherson to Reengrossed House Bill No. 1367 by Representative Hardy

AMENDMENT NO. 1

Delete Senate Committee No. 1 proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 10, 2008.

AMENDMENT NO. 2

On page 1, delete lines 8 through 10 and insert:

"A. The driver of a vehicle upon a two-lane highway or street shall not overtake and pass another vehicle during posted hours within a school zone."

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

Total - 95

**NAYS**

Total - 0

**ABSENT**

Abramson	McVea	Simon
Dove	Morrell	Templet
Gisclair	Roy	White

Total - 9

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

**HOUSE BILL NO. 1373 (Substitute for House Bill No. 1052 by Representative Baldone)—**

BY REPRESENTATIVES BALDONE, ARMES, ARNOLD, BOBBY BADON, HENRY BURNS, CHAMPAGNE, DOVE, GISCLAIR, HARDY, HENDERSON, HOFFMANN, HONEY, LABRUZZO, LEGER, LORUSSO, MILLS, MONTOU CET, MORRELL, NORTON, PEARSON, PETERSON, RICHARD, RICHMOND, GARY SMITH, JANE SMITH, ST. GERMAIN, TEMPLET, WADDELL, AND WHITE

**AN ACT**

To amend and reenact R.S. 15:241, 541(1)(d), (e), (f), (g), (h), (i), (j), and (k), (14.1), and (14.2)(a) and (f), 542(C)(2), 542.1(A)(1)(e) and (2)(a), 542.1.1(A)(1) and (B), 542.1.3(A), (B), and (F), 542.1.5(A)(1) and (2)(a) and (F), 542.1.6, 543(B)(introductory paragraph) and (6), 543.1, and 544(A), (B), (C), and (D)(3)(d), to enact R.S. 15:541(1)(l) and (m), 542.1.3(H), and 544(E), and to repeal R.S. 15:541(14.2)(k) and 542.1.1(A)(4), relative to sex offenses and offenses involving child victims; to provide with respect to victims of sex offenses; to provide with respect to the requirements of sex offender and child predator registration and notification provisions; to provide for definitions; to provide for the time period in which an offender must comply with registration and notification requirements; to provide for the duties of the Department of Public Safety and Corrections and the office of youth development; to provide relative to the duration of registration and notification requirements; to provide for written notification by the courts; 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 C to Reengrossed House Bill No. 1373 by Representative Baldone

**AMENDMENT NO. 1**

On page 13, delete lines 19 through 28 in their entirety and on page 14, delete lines 1 and 2 in their entirety

**AMENDMENT NO. 2**

On page 20, between lines 7 and 8, insert the following:

"

Defense Counsel Signature"

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 1373 by Representative Baldone

**AMENDMENT NO. 1**

On page 5, line 8, following "secretary" and before "youth" change "of" to "for"

**AMENDMENT NO. 2**

On page 10, line 7, before "be required" change "will" to "shall"

**AMENDMENT NO. 3**

On page 10, line 14, following "time" and before "be required" change "the offender will" to "in which the offender shall"

**AMENDMENT NO. 4**

On page 10, line 15, following "offender" and before "be required" change "will" to "shall"

**AMENDMENT NO. 5**

On page 10, line 22, following "time" and before "be required" change "the offender will" to "in which the offender shall"

**AMENDMENT NO. 6**

On page 10, line 23, following "offender" and before "be required" change "will" to "shall"

**AMENDMENT NO. 7**

On page 13, line 4, before "the offender" change "15:541(14.2)" to "~~15:541(9.1)~~ 15:541(14.2)"

**AMENDMENT NO. 8**

On page 15, line 21, following "three" and before "business" insert "(3)"

**AMENDMENT NO. 9**

On page 17, line 14, following "convicted of" and before "or 89" change "R.S. 14:92(7)" to "R.S. 14:92(A)(7)"

**AMENDMENT NO. 10**

On page 17, line 15, following "Paragraph" change "(7)" to "(8)"

**AMENDMENT NO. 11**

On page 21, line 24, before "For" change "~~(3)~~" to "(3)"

**AMENDMENT NO. 12**

On page 21, delete lines 26 through 28 and insert "\*\*\*\*"

**AMENDMENT NO. 13**

On page 22, delete lines 1 and 2

**AMENDMENT NO. 14**

On page 22, line 4, before "as provided" change "by a registered" to "registered"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Amedee to Reengrossed House Bill No. 1373 by Representative Baldone

**AMENDMENT NO. 1**

On page 9, delete line 27, and insert the following:

"A. Except as otherwise provided in Subsections B and C of this"

**AMENDMENT NO. 2**

On page 10, line 8, change "(2)" to "B."

**AMENDMENT NO. 3**

On page 10, line 17, change "(3)" to "C."

**AMENDMENT NO. 4**

On page 10, line 25, change "(4)" to "D."

**AMENDMENT NO. 5**

On page 11, line 3, change "(5)" to "E."

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AMENDMENT NO. 6

On page 11, line 9, change "(6)" to "F."

AMENDMENT NO. 7

On page 16, line 27, between "occur" and "each" insert "within twenty-one days of"

Rep. Baldone 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, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Burford, Burns, H., Burns, T., Burrell, Carmody, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Geymann, Total - 97

NAYS

Carter
Total - 1

ABSENT

Table with 3 columns of names: Abramson, Dove, Total - 6; Gisclair, Henderson; Jones, S., Smith, G.

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

HOUSE BILL NO. 1375 (Substitute for House Bill No. 1348 by Representative Girod—

BY REPRESENTATIVE GIROD JACKSON AN ACT

To enact R.S. 22:1425.1, relative to homeowner's insurance; to authorize insurers that write homeowner's insurance to provide

a ten percent discount to active military personnel; to require the commissioner of insurance to adopt rules and regulations in accordance with the Administrative Procedure Act; 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. 1375 by Representative Girod Jackson

AMENDMENT NO. 1

On page 1, line 13, following "cover" and before "property" change "real estate" to "immovable"

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

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Dove, Gisclair, Total - 5; Henderson, Jones, S.; Smith, G.

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

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 312: Reps. Katz, LaBruzzo, and Nowlin.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 179: Reps. Greene, Tim Burns, and Edwards.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 159: Reps. Bobby Badon, Robideaux, and Downs.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 769: Reps. Gallot, Peterson, and Tucker.

**Suspension of the Rules**

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

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

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

**Regular Calendar**

**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.

**Motion**

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

**SENATE BILL NO. 91—**  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 13:621.22, relative to district judges; to provide for two additional judgeships for the Twenty-Second Judicial District Court; to provide for jurisdiction; to provide for compensation of the additional judges; to provide for the election and term of the offices and those of the successors to those offices; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 101

NAYS

Total - 0

ABSENT

Dove	Gisclair	LeBas
Total - 3		

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

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

SENATE BILL NO. 137—  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 32:398.10(A)(introductory paragraph) and to enact R.S. 32:300.5, 300.6, and 398.10(A)(6), relative to driver distractions; to prohibit text messaging by any person while operating a motor vehicle; to prohibit the use of certain cellular telephones by certain drivers while operating a motor vehicle; to provide exceptions; to provide penalties for violation; to require law enforcement officers to record certain information at traffic stops; to require the compilation of statistical information on crashes involving the use of cellular telephones and other wireless telecommunications devices; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hines to Reengrossed Senate Bill No. 137 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 2 after "reenact" insert "R.S. 32:300.4(A) and"

AMENDMENT NO. 2

On page 1, line 9 after "devices;" and before "and to" insert the following:

"to prohibit an operator or a passenger in a motor vehicle from smoking when any other occupant is under the age of sixteen;"

AMENDMENT NO. 3

On page 1, line 11 after "Section 1." insert "R.S. 32:300.4(A) and"

AMENDMENT NO. 4

On page 1, line 11 change "is" to "are"

AMENDMENT NO. 5

On page 1, between lines 12 and 13 insert the following:

"§300.4. Smoking in motor vehicles prohibited; penalties

A. It shall be unlawful for the operator or any passenger in a motor vehicle to smoke cigarettes, pipes, or cigars in a motor vehicle, passenger van, or pick-up truck, when a child who is required to be restrained in a rear-facing child safety seat, a forward-facing child safety seat, a booster seat, or a motor vehicle's safety belt as required in R.S. 32:295 person under the age of sixteen is also present in such vehicle, regardless of whether windows of the motor vehicle are down. For purposes of this Section, the term "smoke" shall mean inhaling, exhaling, burning, or carrying to inhale, exhale, burn, or carry any lighted cigarette, cigar, pipe, weed, plant, or other combustible substance in any manner or in any form.

\* \* \*

Point of Order

Rep. Smiley asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Rep. Hines moved the adoption of the amendments.

Rep. Smiley objected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	LeBas
Abramson	Guillory, M.	Leger
Badon, A.	Guinn	Monica
Baldone	Hill	Perry
Billiot	Hines	Richard
Burns, H.	Hoffmann	Richmond
Burns, T.	Jackson G.	Robideaux
Burrell	Johnson	Smith, J.
Carter	Jones, R.	Templet
Champagne	Jones, S.	Williams
Cortez	LaFonta	
Downs	Lambert	
Total - 34		

NAYS

Anders	Franklin	Morris
Armes	Geymann	Norton
Aubert	Greene	Nowlin
Badon, B.	Guillory, E.	Pearson
Barras	Hardy	Ponti
Barrow	Harrison	Pope
Burford	Hazel	Pugh
Carmody	Henry	Richardson
Chandler	Honey	Schroder
Chaney	Howard	Simon
Connick	Katz	Smiley
Cromer	Kleckley	Smith, P.
Danahay	Ligi	Talbot
Dixon	Little	Trahan
Doerge	Lopinto	Waddell
Edwards	Marchand	White
Ellington	McVea	Willmott
Fannin	Mills	Wooton
Foil	Morrell	
Total - 56		

ABSENT

Arnold	Jackson M.	Ritchie
Dove	LaBruzzo	Roy
Gisclair	Lorusso	Smith, G.
Henderson	Montoucet	St. Germain
Hutter	Peterson	
Total - 14		

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Austin Badon to Reengrossed Senate Bill No. 137 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 3, after "300.6," insert "300.7,"



AMENDMENT NO. 2

On page 1, line 12, after "300.6," insert "300.7,"

AMENDMENT NO. 3

On page 4, between lines 12 and 13, insert the following:

"§300.7. Wireless telephones and electronic communication devices; use prohibited while driving

A.(1) The use of a wireless telephone or electronic communication device by an operator of a moving motor vehicle on a public road or highway shall be unlawful, except when the telephone is a hands-free wireless telephone or the electronic communication device is used hands-free, provided that its placement does not interfere with the operation of federally required safety equipment and the operator exercises a high degree of caution in the operation of the motor vehicle.

(2) This Section does not apply to the use of a wireless telephone or electronic communication device for the purpose of communicating with any of the following regarding an emergency situation:

(a) An emergency system response operator or 911 public safety communications dispatcher.

(b) A hospital or emergency room.

(c) A physician's office or health clinic.

(d) An ambulance or fire department rescue service.

(e) A fire department, fire protection district, or volunteer fire department.

(f) A law enforcement agency.

B. For purposes of this Section, the following words and phrases shall mean:

(1) "Electronic communication device" shall mean a device capable of sending or receiving communications without an access line for service and which requires the operator to manually insert letters or figures. It does not include citizens band radios, citizens band radio hybrids, commercial two-way radio communication devices, or electronic communication devices with a push-to-talk function.

(2) "Hands-free wireless telephone" shall mean a mobile telephone that has an internal feature or function, or that is equipped with an attachment or addition, whether or not permanently part of such mobile telephone, by which a user engages in a conversation without the use of either hand, provided, however, this definition shall not preclude the use of either hand to activate, deactivate, or initiate a function of the telephone.

(3) "Use" of a wireless telephone or electronic communication device shall include but not be limited to talking or listening to another person on the telephone, text messaging, or sending an electronic message via the wireless telephone or electronic communication device.

(4) "Wireless telephone" shall mean a device capable of sending or receiving telephone communications without an access line for service and which requires the operator to dial numbers manually. It does not include citizens band radios or citizens band radio hybrids.

C. A person found in violation of this Section shall be fined, for a first violation, not less than one hundred dollars; for a second violation, not more than one hundred fifty dollars; for a third violation, not more than two hundred dollars; and for a fourth or subsequent violation, not more than two hundred fifty dollars."

Rep. Austin Badon moved the adoption of the amendments.

Rep. Smiley objected.

By a vote of 33 yeas and 49 nays, the amendments were rejected.

Rep. Downs moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Edwards	Lorusso
Abramson	Ellington	Monica
Armes	Fannin	Morrell
Aubert	Franklin	Morris
Badon, A.	Gallot	Pearson
Badon, B.	Geymann	Perry
Baldone	Greene	Ponti
Barras	Guillory, E.	Pope
Barrow	Hardy	Pugh
Billiot	Hazel	Richardson
Burns, H.	Henry	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Howard	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smith, J.
Chandler	Johnson	Talbot
Chaney	Jones, R.	Trahan
Connick	Katz	Waddell
Cortez	Lambert	White
Cromer	LeBas	Williams
Danahay	Leger	Willmott
Dixon	Ligi	
Downs	Lopinto	
Total - 70		

**NAYS**

Arnold	Hill	Nowlin
Burford	Hines	Richard
Doerge	Jones, S.	Smiley
Foil	LaFonta	Smith, P.
Guinn	Little	Wooton
Harrison	Marchand	
Henderson	Norton	
Total - 19		

**ABSENT**

Anders	Kleckley	Peterson
Dove	LaBruzzo	Richmond
Gisclair	McVea	Smith, G.
Guillory, M.	Mills	St. Germain
Honey	Montoucet	Templet
Total - 15		

The Chair declared the above bill was finally passed.

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

**Consent to Correct a Vote Record**

Rep. Hutter requested the House consent to record her vote on final passage of Senate Bill No. 137 as yea, which consent was unanimously granted.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 622: Reps. Tucker, Fannin, and Peterson.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 285: Reps. Gallot, Tim Burns, and Johnson.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to Senate Bill No. 592: Reps. Ellington, Hutter, and Greene.

**SENATE BILL NO. 159—**  
BY SENATORS CRAVINS AND ERDEY  
AN ACT

To enact R.S. 32:300.5 and 398.10(A)(6), relative to driver distractions; to prohibit the use of any wireless telecommunications device by certain persons while operating a motor vehicle; to provide exceptions; to provide penalties for violation; to require the compilation of statistical information on crashes involving the use of a wireless telecommunication device by any driver; and to provide for related matters.

Read by title.

Rep. Gallot moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fannin	Marchand
Abramson	Foil	Mills
Anders	Franklin	Monica
Armes	Gallot	Morrell
Arnold	Geymann	Morris
Aubert	Guillory, E.	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Honey	Roy
Burrell	Howard	Schroder
Carmody	Jackson G.	Smiley
Carter	Jackson M.	Smith, J.
Champagne	Johnson	Smith, P.
Chaney	Jones, R.	St. Germain
Connick	Katz	Talbot
Cortez	LaBruzzo	Trahan

Cromer	LaFonta	Waddell
Danahay	Lambert	White
Dixon	LeBas	Williams
Doerge	Leger	Willmott
Downs	Ligi	Wooton
Edwards	Lopinto	
Ellington	Lorusso	
Total - 85		

**NAYS**

Henderson	Little
Jones, S.	Simon
Total - 4	

**ABSENT**

Chandler	Hutter	Ponti
Dove	Kleckley	Richardson
Gisclair	McVea	Richmond
Greene	Montoucet	Smith, G.
Guillory, M.	Peterson	Templet
Total - 15		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 229—**  
BY SENATOR MOUNT  
AN ACT

To amend and reenact R.S. 40:2009.11(B)(2)(b), (B)(3), and (F)(2), R.S. 40:2199(B)(2)(b) and (B)(3), and (F), relative to health care facilities violations and penalties; to provide for violations; to provide for penalties; to provide for the Health Care Facility Fund and for its uses; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Dixon	LeBas	Waddell
Doerge	Leger	White
Downs	Ligi	Williams
Edwards	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	
Franklin	Marchand	
Total - 91		

NAYS

Total - 0

ABSENT

Burns, T.	Guillory, M.	Smiley
Dove	Hutter	St. Germain
Ellington	Peterson	Templet
Gisclair	Richard	
Greene	Richmond	
Total - 13		

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

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

**SENATE BILL NO. 262—**  
BY SENATOR JACKSON

AN ACT

To enact R.S. 39:2(49) and 36(A)(6), relative to the contents and format of the executive budget; to provide for certain comparative statements; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Peterson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Monica
Anders	Guillory, E.	Montoucet
Armes	Guillory, M.	Morris
Arnold	Guinn	Pearson
Aubert	Hardy	Perry
Badon, A.	Harrison	Peterson
Badon, B.	Hazel	Pope
Barras	Henderson	Pugh
Barrow	Henry	Richardson
Billiot	Hill	Richmond
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Honey	Roy
Burrell	Howard	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	Kleckley	Talbot
Danahay	LaBruzzo	Trahan
Dixon	LaFonta	Waddell
Doerge	Lambert	White
Downs	LeBas	Williams

Edwards	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lorusso	
Franklin	Marchand	
Total - 88		

NAYS

Total - 0

ABSENT

Baldone	Hutter	Nowlin
Connick	Leger	Ponti
Dove	Lopinto	Richard
Ellington	Mills	Templet
Gisclair	Morrell	
Greene	Norton	
Total - 16		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 287—**

BY SENATORS MOUNT, ALARIO, BROOME, CASSIDY, CHEEK, DONAHUE, ERDEY, N. GAUTREUX, GRAY, JACKSON, LAFLEUR, MICHOT, NEVERS, SMITH AND THOMPSON

AN ACT

To amend and reenact Part L of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.111 through 1300.114, relative to health care data reporting; to provide for Louisiana health care consumers right to know; to provide for the collection and publication of provider specific health care quality and outcome data; to provide for the membership of the Health Data Panel; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	McVea
Abramson	Geymann	Mills
Anders	Greene	Monica
Armes	Guillory, E.	Montoucet
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	Jackson G.	Ritchie
Carter	Jackson M.	Robideaux
Champagne	Johnson	Roy
Chandler	Jones, R.	Schroder
Chaney	Jones, S.	Simon
Connick	Katz	Smiley
Cortez	Kleckley	Smith, G.
Cromer	LaBruzzo	Smith, J.

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Danahay	LaFonta	Smith, P.
Dixon	Lambert	St. Germain
Doerge	LeBas	Talbot
Downs	Leger	Trahan
Edwards	Ligi	Waddell
Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Dove	Hutter	Templet
Gisclair	Morrell	
Total - 5		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 296—**

BY SENATOR ADLEY

A JOINT RESOLUTION

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

Read by title.

Rep. Harrison moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Doerge	Leger	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	McVea	
Gallot	Mills	
Total - 94		

NAYS

Barrow Guillory, E.

Total - 2

ABSENT

Connick	Hutter	Robideaux
Dove	LaBruzzo	Templet
Gisclair	Morrell	
Total - 8		

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

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

**SENATE BILL NO. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 308 by Senator Donahue

AMENDMENT NO. 1

In House Committee Amendment No. 22 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 11, 2008, on page 2, line 20, after "to" and before "a" insert "an administration of"

AMENDMENT NO. 2

Delete House Committee Amendment No. 24 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 11, 2008.

AMENDMENT NO. 3

On page 3, delete lines 21 and 22 in their entirety and insert the following:

"Section 2. The provisions of this Act shall not apply to any action filed for the recovery of any covered losses, in accordance with a homeowners insurance policy or business owners insurance policy, which occurred as a result of hurricanes Katrina or Rita."

**AMENDMENT NO. 4**

In House Committee Amendment No. 25 proposed by the House Committee on Civil Law and Procedure and adopted by the House of Representatives on June 11, 2008, on page 2, line 31, change "January 1, 2009." to "January 1, 2009; however if an action has been set for trial between January 1, 2009, and April 1, 2009, the provisions of this Act shall become effective as to those actions on April 1, 2009."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guillory, E.	Pearson
Abramson	Guillory, M.	Ponti
Arnold	Guinn	Pope
Aubert	Harrison	Pugh
Badon, A.	Hazel	Richard
Barras	Henry	Richardson
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Schroder
Burns, T.	Hutter	Smiley
Carmody	Jackson G.	Smith, J.
Carter	Jones, S.	St. Germain
Champagne	Katz	Talbot
Chaney	Lambert	Templet
Cortez	Ligi	Trahan
Cromer	Little	Waddell
Danahay	Lopinto	White
Downs	Lorusso	Williams
Ellington	McVea	Wooton
Fannin	Mills	
Foil	Nowlin	
Total - 58		

**NAYS**

Anders	Gallot	Monica
Arnes	Geymann	Montoucet
Badon, B.	Hardy	Morrell
Baldone	Hill	Morris
Barrow	Howard	Norton
Billiot	Jackson M.	Perry
Burrell	Johnson	Peterson
Chandler	Jones, R.	Richmond
Connick	Kleckley	Roy
Dixon	LaFonta	Smith, P.
Doerge	LeBas	Willmott
Edwards	Leger	
Franklin	Marchand	
Total - 37		

**ABSENT**

Dove	Henderson	Robideaux
Gisclair	Honey	Simon
Greene	LaBruzzo	Smith, G.
Total - 9		

The Chair declared the above bill was finally passed.

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

**Consent to Correct a Vote Record**

Rep. Ellington requested the House consent to record his vote on final passage of Senate Bill No. 308 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Jane Smith requested the House consent to correct her vote on final passage of Senate Bill No. 308 from nay to yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Abramson requested the House consent to record his vote on final passage of Senate Bill No. 308 as yea, which consent was unanimously granted.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 341: Reps. Johnson, Tim Burns, and Wooton.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 585: Reps. Abramson, Tim Burns, and Foil.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 1084: Reps. Robideaux, Pope, and Downs.

**SENATE BILL NO. 342—**  
BY SENATOR ERDEY

**AN ACT**

To enact R.S. 32:289 and 398.10(A)(6), relative to operating motor vehicles; to prohibit certain persons from using a cellular telephone while operating a motor vehicle; to provide for certain exceptions; to provide relative for violations; and to provide for related matters.

Read by title.

Rep. Foil moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Burns, T.	Honey	Richmond
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Roy
Carter	Jackson M.	Schroder
Champagne	Jones, R.	Simon
Chandler	Jones, S.	Smiley
Chaney	Katz	Smith, J.
Connick	Kleckley	Smith, P.
Cortez	LaFonta	St. Germain
Cromer	Lambert	Talbot
Danahay	LeBas	Templet
Dixon	Leger	Trahan
Doerge	Ligi	Waddell
Downs	Lopinto	White
Edwards	Lorusso	Williams
Ellington	Marchand	Willmott
Foil	Mills	
Franklin	Monica	
Total - 88		

NAYS

Armes	Howard	McVea
Burford	Little	Nowlin
Total - 6		

ABSENT

Dove	Hazel	Smith, G.
Fannin	Johnson	Wooton
Gisclair	LaBruzzo	
Guillory, E.	Ritchie	
Total - 10		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 351—**  
BY SENATOR N. GAUTREAUX  
AN ACT

To amend and reenact R.S. 39:364, relative to state purchase of alternate fuel or hybrid vehicles; to provide that the commissioner of administration shall purchase or lease for state use only alternative fuel and hybrid vehicles; to provide exceptions to the use of alternative fuel and hybrid vehicles; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Perry gave notice of his intention to call Senate Bill No. 351 from the calendar for future action.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Perry gave notice of his intention to call Senate Bill No. 359 from the calendar for future action.

**SENATE BILL NO. 437—**  
BY SENATOR WALSWORTH  
AN ACT

To amend and reenact R.S. 39:126, relative to capital outlay projects; to provide for certain change orders to be approved by the Joint Legislative Committee on the Budget; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Fannin to Engrossed Senate Bill No. 437 by Senator Walsworth

**AMENDMENT NO. 1**

On page 1, at the end of line 12, add the following:

"Any change order in excess of fifty thousand dollars but less than one hundred thousand dollars shall be submitted to the Joint Legislative Committee on the Budget for review but shall not require committee approval."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Montoucet
Abramson	Greene	Morris
Anders	Guillory, E.	Norton
Armes	Guillory, M.	Pearson
Arnold	Hardy	Perry
Aubert	Harrison	Peterson
Badon, A.	Hazel	Ponti
Badon, B.	Henderson	Pope
Baldone	Henry	Pugh
Barras	Hill	Richard
Barrow	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cromer	Katz	St. Germain
Danahay	Kleckley	Talbot
Dixon	LaFonta	Templet
Doerge	LeBas	Trahan
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	Mills	
Gallot	Monica	
Total - 91		

NAYS		
Total - 0		
ABSENT		
Billiot	Guinn	Morrell
Burns, T.	LaBruzzo	Nowlin
Cortez	Lambert	Smith, P.
Dove	Leger	
Gisclair	McVea	
Total - 13		
The Chair declared the above bill was finally passed.		
Rep. Lambert moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.		
<b>SENATE BILL NO. 454—</b>		
BY SENATOR MICHOT		
AN ACT		
To amend and reenact R.S. 39:29(A)(2), relative to the budget of the state; to provide relative to the submission of the continuation budget; and to provide for related matters.		
Read by title.		
Rep. Fannin moved the final passage of the bill.		
<b>ROLL CALL</b>		
The roll was called with the following result:		
YEAS		
Mr. Speaker	Geymann	Mills
Abramson	Greene	Monica
Anders	Guillory, E.	Montoucet
Armes	Guillory, M.	Morris
Arnold	Guinn	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Perry
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honey	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, G.
Cromer	Kleckley	Smith, J.
Danahay	LaFonta	Smith, P.
Dixon	Lambert	St. Germain
Doerge	LeBas	Talbot
Downs	Leger	Templet
Edwards	Ligi	Trahan
Ellington	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	Marchand	Wooton
Gallot	McVea	
Total - 98		
NAYS		
Total - 0		

ABSENT		
Burns, T.	Gisclair	Morrell
Dove	LaBruzzo	Waddell
Total - 6		
The Chair declared the above bill was finally passed.		
Rep. Fannin moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.		
<b>SENATE BILL NO. 528—</b>		
BY SENATOR MICHOT		
AN ACT		
To amend and reenact R.S. 47:9029(B), relative to the Compulsive and Problem Gaming Fund; to provide that the treasurer shall annually transfer five hundred thousand dollars from the Louisiana Lottery Proceeds Fund to the Compulsive and Problem Gaming Fund; and to provide for related matters.		
Read by title.		
Rep. Fannin moved the final passage of the bill.		
<b>ROLL CALL</b>		
The roll was called with the following result:		
YEAS		
Mr. Speaker	Gallot	Marchand
Abramson	Geymann	McVea
Anders	Greene	Mills
Arnold	Guillory, E.	Monica
Aubert	Guillory, M.	Montoucet
Badon, A.	Guinn	Morrell
Badon, B.	Harrison	Morris
Baldone	Hazel	Norton
Barras	Henderson	Nowlin
Barrow	Henry	Pearson
Billiot	Hill	Perry
Burford	Hines	Ponti
Burns, H.	Hoffmann	Pope
Burns, T.	Honey	Pugh
Carmody	Howard	Richard
Carter	Hutter	Richardson
Champagne	Jackson G.	Richmond
Chandler	Jackson M.	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smiley
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Lambert	Talbot
Downs	LeBas	Trahan
Edwards	Leger	Waddell
Ellington	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	Lorusso	Wooton
Total - 90		
NAYS		
Total - 0		
ABSENT		
Armes	Hardy	Robideaux
Burrell	Johnson	Roy
Doerge	LaBruzzo	Smith, G.
Dove	Peterson	Templet
Gisclair	Ritchie	
Total - 14		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 541—**  
BY SENATOR SMITH

AN ACT

To enact R.S. 39:562(O), relative to the limit of indebtedness of school districts; to authorize an increase in bonded indebtedness in certain parishes, with voter approval; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Armes moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Burford	Nowlin
Greene	Simon

Total - 4

ABSENT

Barrow	Gisclair	Templet
Dove	Peterson	

Total - 5

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 42—**

BY SENATORS B. GAUTREAU 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.

Called from the calendar.

Read by title.

Rep. Robideaux moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 102

NAYS

Total - 0



ABSENT

Dove  
Gisclair  
Total - 2

The Chair declared the above bill was finally passed.

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.

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

AN ACT

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

Read by title.

Rep. Fannin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Dove  
Gisclair  
Henderson  
Jones, S.  
LaBruzzo  
Total - 5

The Chair declared the above bill was finally passed.

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

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

AN ACT

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

Read by title.

Rep. Fannin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Dove  
Gisclair  
Henderson  
Howard  
Jackson M.  
Jones, S.  
Total - 6

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 601— BY SENATOR MICHOT

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 100.77, relative to special treasury funds; to create the Post Employment Benefits Trust Fund as a special permanent trust in the state treasury; to establish sources of funding for the trust; to provide for the deposit, investment, and use of monies in the fund; to establish the Board of Trustees of the Post Employment Benefits Trust Fund; to provide for the composition and powers, duties, and functions of the board; to provide for reports; and to provide for related matters.

Read by title.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Geymann, Monica, etc. Total - 100

NAYS

Total - 0

ABSENT

Table with 2 columns of names: Dove, Gisclair, Hardy, Richard. Total - 4

The Chair declared the above bill was finally passed.

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

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.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Gallot, Monica, etc. Total - 99

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Dove, Gisclair, Henderson, Jones, S., LaBruzzo. Total - 5

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 652—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 40:1299.41(E)(1), 1299.42(A)(3), (B)(2) and (3)(a), 1299.44(A)(4) and 1299.47(A)(1)(e), and to enact R.S. 40:1299.41(A)(22) and 1299.44(D)(2)(b)(xiv) and (xv) and (E), relative to medical malpractice; to provide certain definitions; to provide certain terms, conditions, and procedures; to allow the Patient's Compensation Fund Oversight Board to intervene in lawsuits under certain circumstances; to provide for the admissibility of certain documents relative to stipulations exceeding one hundred thousand dollars; to provide for the board to receive a copy of the complaint filed in court by a person having a claim subject to the Medical Malpractice Act and notice of the trial date; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Lorusso moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Montoucet
Abramson	Greene	Morrell
Anders	Guillory, E.	Morris
Armes	Guillory, M.	Nowlin
Arnold	Guinn	Pearson
Aubert	Hardy	Perry
Badon, A.	Hazel	Peterson
Badon, B.	Henry	Ponti
Baldone	Hill	Pope
Barras	Hines	Pugh
Barrow	Hoffmann	Richard
Billiot	Honey	Richardson
Burford	Howard	Richmond
Burns, H.	Hutter	Ritchie
Burns, T.	Jackson M.	Roy
Burrell	Johnson	Schroder
Carmody	Jones, R.	Simon
Champagne	Jones, S.	Smiley
Chandler	Katz	Smith, G.
Chaney	Kleckley	Smith, J.
Cortez	LaBruzzo	Smith, P.
Cromer	LaFonta	St. Germain
Danahay	Lambert	Talbot
Dixon	Leger	Templet
Doerge	Ligi	Trahan
Downs	Little	Waddell
Edwards	Lopinto	White
Ellington	Lorusso	Williams
Fannin	Marchand	Willmott
Foil	Mills	Wooton
Gallot	Monica	
Total - 92		

NAYS

Total - 0

ABSENT

Carter	Gisclair	LeBas
Connick	Harrison	McVea

Dove	Henderson	Norton
Franklin	Jackson G.	Robideaux
Total - 12		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 678—**  
BY SENATOR ADLEY

AN ACT

To enact Subpart P of Part II-A of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.71, relative to the FEMA Mobile Home Reimbursement Fund; to provide for the deposit and credit of certain money to the fund; to require appropriations for refunding certain tax, penalty, and interest paid on certain mobile or manufactured homes; and to provide for related matters.

Read by title.

Rep. Fannin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Montoucet
Abramson	Greene	Morrell
Anders	Guillory, E.	Morris
Armes	Guillory, M.	Norton
Arnold	Guinn	Nowlin
Aubert	Hardy	Pearson
Badon, A.	Harrison	Perry
Badon, B.	Hazel	Peterson
Baldone	Henry	Ponti
Barras	Hill	Pope
Barrow	Hines	Pugh
Billiot	Hoffmann	Richard
Burford	Honey	Richardson
Burns, H.	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	LaFonta	Smith, P.
Danahay	Lambert	St. Germain
Dixon	LeBas	Talbot
Doerge	Leger	Templet
Downs	Ligi	Trahan
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Marchand	Wooton
Franklin	McVea	
Gallot	Monica	
Total - 97		

NAYS

Total - 0

ABSENT

Burns, T.	Henderson	Waddell
Dove	LaBruzzo	
Gisclair	Mills	
Total - 7		

The Chair declared the above bill was finally passed.

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

**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.

Rep. Fannin moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Greene	Monica
Abramson	Guillory, E.	Montoucet
Anders	Guillory, M.	Morris
Armes	Guinn	Norton
Arnold	Hardy	Nowlin
Aubert	Harrison	Pearson
Badon, A.	Hazel	Perry
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honey	Richardson
Carmody	Howard	Richmond
Carter	Hutter	Ritchie
Champagne	Jackson G.	Robideaux
Chandler	Johnson	Roy
Chaney	Jones, S.	Schroder
Connick	Katz	Simon
Cortez	Kleckley	Smiley
Cromer	LaFonta	Smith, G.
Danahay	Lambert	Smith, J.
Doerge	LeBas	Smith, P.
Downs	Leger	St. Germain
Edwards	Ligi	Talbot
Ellington	Little	Templet
Fannin	Lopinto	Trahan
Foil	Lorusso	White
Franklin	Marchand	Williams
Gallot	McVea	Willmott
Geymann	Mills	Wooton
Total - 93		

**NAYS**

Total - 0

**ABSENT**

Badon, B.	Dove	LaBruzzo
Burns, T.	Gisclair	Morrell
Burrell	Jackson M.	Waddell
Dixon	Jones, R.	
Total - 11		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 771—**  
BY SENATOR HEBERT  
AN ACT

To enact R.S. 32:297.1, relative to motor vehicles; to authorize certain Kie series mini-trucks to operate on the streets and highways, except interstate highways; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Mills to Reengrossed Senate Bill No. 771 by Senator Hebert

AMENDMENT NO. 1

Delete Amendment No. 2 as adopted by the House Committee on Transportation, Highways and Public Works on June 9, 2008, and adopted by the House of Representatives on June 11, 2008.

AMENDMENT NO. 2

On page 1, line 3, delete "trucks" and insert in lieu thereof "vehicles"

AMENDMENT NO. 3

On page 1, line 9, delete "trucks" and insert in lieu thereof "vehicles"

AMENDMENT NO. 4

Delete Amendment No. 5 as adopted by the House Committee on Transportation, Highways and Public Works on June 9, 2008, and adopted by the House of Representatives on June 11, 2008, in its entirety.

AMENDMENT NO. 5

On page 1, line 11, after "state" delete the period "." and insert in lieu thereof:

" , if such vehicle meets all applicable federal and state safety and emissions standards. Furthermore, all mini-vehicles operating on the streets and highways in this state shall bear a valid safety inspection certificate issued by the state of Louisiana."

AMENDMENT NO. 6

On page 1, after line 11, insert the following:

"Section 2. Should any part or all of this Act result in a loss of federal highway funds, this Act shall become null and void."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Montoucet
Anders	Greene	Morrell
Armes	Guillory, M.	Morris

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

Total - 90

NAYS

Abramson	Guinn
Foil	Ligi

Total - 4

ABSENT

Arnold	Guillory, E.	Smiley
Burns, T.	Jackson M.	Smith, P.
Dove	Katz	
Gisclair	LaBruzzo	

Total - 10

The Chair declared the above bill was finally passed.

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

### Acting Speaker Arnold in the Chair

**SENATE BILL NO. 808 (Substitute of Senate Bill No. 527 by Senator Marionneaux)—**  
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 39:101(A)(1), (B)(1)(a), (c), (d) and (2) and (F)(1), 103(A)(1) and (B)(1), 111, 112, 113, and 115, to enact R.S. 39:101(F)(3) and 103(B)(3), and to repeal R.S. 39:105, relative to capital outlay; to provide with respect to capital outlay budget development and enactment; to provide relative to the submission of capital outlay budget requests; to provide relative to the standards for capital projects and evaluation of such projects; to provide relative to inclusion of certain non-state projects in the capital outlay budget; to provide for inclusion of certain revenue bond projects in the capital outlay budget; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

### ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Burns, T.	Dove	LaBruzzo
Burrell	Gisclair	McVea
Cortez	Guillory, M.	Roy
Dixon	Jackson M.	

Total - 11

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

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

### Speaker Tucker in the Chair

#### Suspension of the Rules

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

#### Petitions, Memorials and Communications

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

**Conference Committee Reports Received**

Conference Committee Reports were received for the following legislative instruments:

House Bill Nos. 280, 553, 643, 748, 920, 1032, 1098, 1290, and 1356

Senate Bill No. 319

The conference committee reports for the legislative instruments above lie over under the rules.

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 420: Senators Marionneaux, Michot, and Hebert.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 622: Senators Murray, Chaisson, and Shepherd.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**APPOINTMENT OF  
CONFERENCE COMMITTEE**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has appointed the following committee to serve with a like committee from the House to confer on the disagreement to House Bill No. 1084: Senators B. Gautreaux, Nevers, and Hebert.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 19, 2008

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 6 by Sen. Murray, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 19, 2008

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 224 by Sen. Shepherd, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 19, 2008

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 315 by Sen. Nevers, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**DISAGREEMENT TO SENATE BILL**

June 19, 2008

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill

No. 384 by Sen. Hebert, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Message from the Senate

#### DISAGREEMENT TO SENATE BILL

June 19, 2008

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 465 by Sen. Walsworth, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Message from the Senate

#### HOUSE CONCURRENT RESOLUTIONS

June 19, 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. 26  
Returned without amendments

House Concurrent Resolution No. 50  
Returned without amendments

House Concurrent Resolution No. 52  
Returned without amendments

House Concurrent Resolution No. 65  
Returned without amendments

House Concurrent Resolution No. 68  
Returned without amendments

House Concurrent Resolution No. 69  
Returned without amendments

House Concurrent Resolution No. 76  
Returned without amendments

House Concurrent Resolution No. 77  
Returned without amendments

House Concurrent Resolution No. 95  
Returned with amendments

House Concurrent Resolution No. 100  
Returned without amendments

House Concurrent Resolution No. 101  
Returned without amendments

House Concurrent Resolution No. 105  
Returned without amendments

House Concurrent Resolution No. 107  
Returned without amendments

House Concurrent Resolution No. 110  
Returned without amendments

House Concurrent Resolution No. 114  
Returned without amendments

House Concurrent Resolution No. 115  
Returned without amendments

House Concurrent Resolution No. 116  
Returned without amendments

House Concurrent Resolution No. 125  
Returned without amendments

House Concurrent Resolution No. 126  
Returned without amendments

House Concurrent Resolution No. 130  
Returned without amendments

House Concurrent Resolution No. 132  
Returned without amendments

House Concurrent Resolution No. 139  
Returned with amendments

House Concurrent Resolution No. 149  
Returned with amendments

House Concurrent Resolution No. 151  
Returned without amendments

House Concurrent Resolution No. 155  
Returned without amendments

House Concurrent Resolution No. 182  
Returned without amendments

House Concurrent Resolution No. 187  
Returned without amendments

House Concurrent Resolution No. 207  
Returned without amendments

House Concurrent Resolution No. 225  
Returned without amendments

House Concurrent Resolution No. 226  
Returned without amendments

House Concurrent Resolution No. 227  
Returned without amendments

House Concurrent Resolution No. 228  
Returned without amendments

House Concurrent Resolution No. 229  
Returned without amendments

House Concurrent Resolution No. 230  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 19, 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. 3  
Returned without amendments

House Bill No. 5  
Returned without amendments

House Bill No. 43  
Returned without amendments

House Bill No. 110  
Returned without amendments

House Bill No. 146  
Returned without amendments

House Bill No. 158  
Returned without amendments

House Bill No. 164  
Returned without amendments

House Bill No. 183  
Returned without amendments

House Bill No. 191  
Returned with amendments

House Bill No. 246  
Returned with amendments

House Bill No. 376  
Returned with amendments

House Bill No. 401  
Returned with amendments

House Bill No. 455  
Returned with amendments

House Bill No. 613  
Returned without amendments

House Bill No. 705  
Returned without amendments

House Bill No. 868  
Returned without amendments

House Bill No. 877  
Returned with amendments

House Bill No. 922  
Returned with amendments

House Bill No. 937  
Returned without amendments

House Bill No. 1071  
Returned without amendments

House Bill No. 1091  
Returned with amendments

House Bill No. 1129  
Returned with amendments

House Bill No. 1133  
Returned with amendments

House Bill No. 1136  
Returned with amendments

House Bill No. 1171  
Returned without amendments

House Bill No. 1230  
Returned without amendments

House Bill No. 1363  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 6, 17, 20, 24, 25, 27, 35, 42, 46, 47, 50, 63, 70, 77, 78, 80, 83, 85, 92, 93, 102, 108, and 110

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Message from the Senate**

**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

June 19, 2008

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 3, 96, 119, 164, 212, 269, 275, 329, 346, 365, 367, 373, 407, 418, 461, 493, 559, 591, 660, 701, 713, 762, 770, and 810



and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

### Privileged Report of the Legislative Bureau

June 19, 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. 386  
Reported without amendments.

Senate Bill No. 780  
Reported without amendments.

Respectfully submitted,

WAYNE WADDELL  
Chairman

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

Rep. Waddell asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

#### SENATE BILL NO. 386— BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 14:90.4(A), 90.5(A) and (B), and R.S. 27:65(B)(9), 260, and 319 and R.S. 47:9070, relative to certain criminal offenses affecting certain military personnel; to provide for certain exceptions; 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. 780—

BY SENATORS CROWE, ALARIO, BROOME, CASSIDY, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAUX, N. GAUTREAUX, HEBERT, LAFLEUR, LONG, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHEPHERD, SMITH, THOMPSON, WALSWORTH AND SHAW

AN ACT

To enact Chapter 49 of Title 34 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 34:3491 through 3506, relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to create the authority and provide for a board of commissioners to govern the authority; to provide for the

authority's powers, duties, and responsibilities; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 780 by Senator Crowe

##### AMENDMENT NO. 1

On page 5, line 23, delete "mutual written agreement of" and insert in lieu thereof "authority shall enter into a cooperative endeavor agreement with the local governing authority."

##### AMENDMENT NO. 2

On page 5, line 25, delete "shall be required"

##### AMENDMENT NO. 3

On page 6, line 2, delete "ten" and insert in lieu thereof "twelve"

##### AMENDMENT NO. 4

On page 6, line 4, after "Development" insert the following:

"the chairmen of the House and Senate committees on transportation, highways, and public works or their designees"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

### Privileged Report of the Committee on Enrollment

June 19, 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. 162—

BY REPRESENTATIVE HOFFMANN  
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Joseph Anthony Accardo.

#### HOUSE RESOLUTION NO. 163—

BY REPRESENTATIVE ELBERT GUILLORY  
A RESOLUTION

To commend Lucille G. Guillory upon the celebration of her ninety-ninth birthday on August 6, 2008.

#### HOUSE RESOLUTION NO. 164—

BY REPRESENTATIVE MONICA  
A RESOLUTION

To commend the Crescent River Port Pilots' Association (CRPPA) upon the occasion and celebration of its one hundred year anniversary of piloting on the Mississippi River.

**HOUSE RESOLUTION NO. 167—**

BY REPRESENTATIVE BARROW

**A RESOLUTION**

To urge and request the Louisiana Department of Treasury to review the process of the approval and disbursement of funds appropriated during the 2008 Regular Session and to report its findings to the House Committee on Appropriations.

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 19, 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. 184—**

BY REPRESENTATIVES LAFONTA AND MILLS

**A CONCURRENT RESOLUTION**

To create the Mental Health Care Improvement Task Force to study the ongoing mental health crisis in Louisiana and to report to the House and Senate committees on health and welfare no later than April 1, 2009.

**HOUSE CONCURRENT RESOLUTION NO. 190—**

BY REPRESENTATIVE TUCKER AND SENATOR CHAISSON

**A CONCURRENT RESOLUTION**

To approve a proposed amendment, Action Plan Amendment Number 6, to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Long Term Community Recovery Program and for Infrastructure Program Delivery; and to provide for other matters pertaining thereto.

**HOUSE CONCURRENT RESOLUTION NO. 191—**

BY REPRESENTATIVE TUCKER AND SENATOR CHAISSON

**A CONCURRENT RESOLUTION**

To approve a proposed amendment, Action Plan Amendment Number 19, to the Action Plan for Fiscal Year 2006 Community Development Block Grant Disaster Recovery Funds proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Long Term Community Recovery Program and the Local Government Emergency Infrastructure Program: Primary and Secondary Education Infrastructure; and to provide for other matters pertaining thereto.

**HOUSE CONCURRENT RESOLUTION NO. 220—**

BY REPRESENTATIVE PERRY

**A CONCURRENT RESOLUTION**

To recognize Wednesday, June 18, 2008, as Hugh O'Brian Youth Leadership Day at the Louisiana State Capitol.

**HOUSE CONCURRENT RESOLUTION NO. 221—**

BY REPRESENTATIVES MCVEA AND EDWARDS AND SENATOR RISER

**A CONCURRENT RESOLUTION**

To commend Catherine Thoms Reames for her years of dedicated service as a poll commissioner in West Feliciana Parish.

**HOUSE CONCURRENT RESOLUTION NO. 223—**

BY REPRESENTATIVE BILLIOT AND SENATOR ALARIO

**A CONCURRENT RESOLUTION**

To commend Nine Mile Point Volunteer Fire Company No. 1 upon the celebration of its fiftieth anniversary.

**HOUSE CONCURRENT RESOLUTION NO. 224—**

BY REPRESENTATIVES PATRICIA SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, LORUSSO, MARCHAND, MCVEA, MILLS, MONICA, MONTUCET, MORRELL, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, TRAHAN, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ADLEY, ALARIO, AMEDEE, BROOME, CASSIDY, CHAISSON, 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, QUINN, RISER, SHAW, SHEPHERD, SMITH, THOMPSON, AND WALSWORTH

**A CONCURRENT RESOLUTION**

To commend the LSU Lady Tigers track and field team upon winning the 2008 NCAA Division I Outdoor Track and Field championship.

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 19, 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. 39—**

BY REPRESENTATIVE HAZEL

**AN ACT**

To enact R.S. 14:2(B)(41), relative to crimes of violence; to add battery of a police officer to the list of enumerated crimes of violence; and to provide for related matters.

**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.

**HOUSE BILL NO. 303—**

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 11:1631(F), relative to the District Attorneys' Retirement System; to provide for the reemployment of certain retirees; to allow such reemployed retirees to receive full salary and benefits; to provide with respect to employer and employee contributions; and to provide for related matters.

**HOUSE BILL NO. 416—**

BY REPRESENTATIVE ELLINGTON

AN ACT

To enact R.S. 51:1787(A)(1)(a)(iii), (iv), and (v), relative to the rebate of sales and use taxes; to require the timely payment of sales and use tax rebates; to authorize reconsideration of certain items; to require the payment of interest under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 465—**

BY REPRESENTATIVES LABRUZZO, BILLIOT, CONNICK, LIGI, LOPINTO, TALBOT, WILLMOTT, AND WOOTON AND SENATOR MARTINY

AN ACT

To enact R.S. 33:1420.19, relative to economic development in Jefferson Parish; to provide for the creation of a special district in the parish for the purpose of promoting, encouraging, and participating in infrastructure improvements to stimulate the economy; to provide for the boundaries, governance, and duties and powers of the district, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

**HOUSE BILL NO. 503—**

BY REPRESENTATIVE GALLOT

AN ACT

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

**HOUSE BILL NO. 526—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3685(D), relative to the Harbor Police Retirement System; to provide for a change in the formula used to calculate a cost-of-living adjustment; to provide for an effective date; and to provide for related matters.

**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.

**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.

**HOUSE BILL NO. 556—**

BY REPRESENTATIVES ARNOLD AND PONTI

AN ACT

To amend and reenact R.S. 37:2156.1(F) and to enact R.S. 37:2150.1(14) and (15) and 2156.1(M), relative to the licensing of electrical and mechanical contractors; to provide for definitions; to provide for preemption of certain contractors; to provide for waiver of examination under certain circumstances; and to provide for related matters.

**HOUSE BILL NO. 558—**

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 38:2212(A)(3)(a), (b), and (c), relative to public contracts; to provide relative to certain designer's estimates and to the procedures for bidding on such contracts including forms used for such purposes; and to provide for related matters.

**HOUSE BILL NO. 563—**

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b), relative to the letting of contracts for public works; to provide relative to the more effective and efficient letting of such contracts; to provide relative to the procedures for bidding on such contracts including forms used for such purpose; and to provide for related matters.

**HOUSE BILL NO. 766—**

BY REPRESENTATIVE RICHARDSON

AN ACT

To enact R.S. 47:2060.1, relative to tax collectors; to provide a procedure for the settlement of erroneous payments; and to provide for related matters.

**HOUSE BILL NO. 899—**

BY REPRESENTATIVE PETERSON

AN ACT

To enact R.S. 39:34(D), 51(E), and 56(D), relative to the state operating budget; to require the inclusion of certain tax exemption information in the executive budget and the state budget; to require that certain tax exemption information shall be available as an appendix to the General Appropriation Bill; and to provide for related matters.

**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.

**HOUSE BILL NO. 968—**

BY REPRESENTATIVE EDWARDS

AN ACT

To enact R.S. 23:921(F)(1)(c), relative to covenants not to compete; to provide relative to employment with a franchise; and to provide for related matters.

**HOUSE BILL NO. 1214—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact Children's Code Article 551, relative to child abuse; to further state legislative intent by providing for interaction between certain parties; and to provide for related matters.

**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.

**HOUSE BILL NO. 1347—**

BY REPRESENTATIVES AUSTIN BADON, TIM BURNS, CARTER, CONNICK, CROMER, GREENE, HAZEL, HENRY, LIGI, LORUSSO, MONICA, PEARSON, PERRY, PUGH, ROBIDEAUX, SCHRODER, SMILEY, TALBOT, AND TUCKER AND SENATOR WALSWORTH  
AN ACT

To enact Chapter 43 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4011 through 4025, relative to educational options for parents and other legal guardians; to establish and provide for the implementation of the Student Scholarships for Educational Excellence Program; to provide for legislative findings; to provide for definitions; to provide relative to the duties and responsibilities of the State Board of Elementary and Secondary Education and the state Department of Education; to provide relative to eligibility and participation requirements for students and schools; to provide relative to selection and enrollment of eligible students; to provide relative to funding and payments to eligible schools including eligible nonpublic schools; to provide relative to testing; to provide for reports; 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.

**Leave of Absence**

Rep. Dove - 2 days

Rep. Gisclair - 1 day

**Adjournment**

On motion of Rep. Peterson, at 6:12 P.M., the House agreed to adjourn until Friday, June 20, 2008, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M. Friday, June 20, 2008.

ALFRED W. SPEER  
Clerk of the House