

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

SEVENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, May 6, 2009

The House of Representatives was called to order at 4:10 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	Gallot	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Morris
Arnold	Guillory, E.	Norton
Aubert	Guillory, M.	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Hutter	Roy
Champagne	Jackson G.	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaBruzzo	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	Landry	Thibaut
Edwards	LeBas	Waddell
Ellington	Leger	White

Ernst
Fannin
Foil
Franklin
Total - 103

Ligi
Little
Lopinto
McVea

Williams
Willmott

ABSENT

Wooton
Total - 1

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

Prayer

Prayer was offered by Rep. Howard.

Pledge of Allegiance

Rep. Pope 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 May 5, 2009, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 6, 2009

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. 85
Returned without amendments

House Concurrent Resolution No. 95
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 6, 2009

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

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

Senate Concurrent Resolution Nos. 4, 32, 33, and 34

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 33—
BY SENATOR MCPHERSON AND REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To designate May 12, 2009 as "Youth Tobacco Legislative Day."

Read by title.

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

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

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

HOUSE CONCURRENT RESOLUTION NO. 96—
BY REPRESENTATIVE MILLS AND SENATOR HEBERT
A CONCURRENT RESOLUTION

To commend David Allemond, owner of McGee's Landing in Henderson, upon being named a 2009 Laureate in the Acadiana Business Hall of Fame.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 97—
BY REPRESENTATIVE AUSTIN BADON
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2010 Regular Session of the Legislature the provisions of Act No. 396 of the 2008 Regular Session of the Legislature which changed the brackets for purposes of calculating the individual income tax in Louisiana.

Read by title.

Lies over under the rules.

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 582—
BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 33:2740.38(B), relative to the Shreveport Downtown Development District; to change the boundaries of the district; and to provide for related matters.

Read by title.

HOUSE BILL NO. 696—
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 33:2740.67(B), relative to the Greenwell Springs-Airline Economic Development District in East Baton Rouge Parish; to change the boundaries of the district; and to provide for related matters.

Read by title.

HOUSE BILL NO. 869—
BY REPRESENTATIVE TUCKER
AN ACT

To appropriate funds for Fiscal Year 2009-2010 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

Read by title.

HOUSE BILL NO. 870—
BY REPRESENTATIVE FANNIN
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2009-2010; and to provide for related matters.

Read by title.

HOUSE BILL NO. 871—
BY REPRESENTATIVE BURRELL
AN ACT

To amend and reenact R.S. 47:297.6(A)(1), relative to individual income tax credits; to increase the tax credit for the rehabilitation of residential structures in certain areas; to extend the time period for the credit; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 872—
BY REPRESENTATIVE DOWNS
AN ACT

To enact R.S. 17:3351.13, 3351.14, and 3351.15, relative to increases in tuition and fee amounts; to authorize the boards of supervisors of the Louisiana State University System, the Southern University System, and the University of Louisiana System to impose specified tuition and attendance fee increases for certain students attending the institutions under the management and supervision of each board; to provide for waivers; to provide for effectiveness; and to provide for related matters.

Read by title.

HOUSE BILL NO. 873—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 37:3286(A)(1)(d) and (e), relative to license fees charged by the Louisiana State Board of Private Security Examiners; to increase the fee charged for an initial company license; to increase the fee charged for a renewal company license; and to provide for related matters.

Read by title.

HOUSE BILL NO. 874—
BY REPRESENTATIVE PETERSON
AN ACT

To amend and reenact R.S. 39:570 and to enact R.S. 39:571(C), relative to the sale of bonds by a political subdivision; to authorize the private sale of bonds issued pursuant to the

American Recovery and Reinvestment Act of 2009; to authorize the sale of such bonds at a price which is less than their par value under certain circumstances; and to provide for related matters.

Read by title.

HOUSE BILL NO. 875—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 47:337.9(D)(25) and to enact R.S. 47:305.50(F), relative to state and local sales and use tax; to provide for the taxation of certain railroad ties and fabrications relating to railroad ties; to provide an exemption for certain railroad ties and fabrications relating to railroad ties; to provide for limitations; and to provide for related matters.

Read by title.

HOUSE BILL NO. 876—
BY REPRESENTATIVE AUSTIN BADON
AN ACT

To amend and reenact R.S. 47:32(A), relative to the individual income tax; to change certain income tax brackets; to provide for an effective date; and to provide for related matters.

Read by title.

House and House Concurrent Resolutions

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

HOUSE CONCURRENT RESOLUTION NO. 92—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to pass the Employee Free Choice Act.

Read by title.

Under the rules, the above resolution was referred to the Committee on Labor and Industrial Relations.

HOUSE CONCURRENT RESOLUTION NO. 93—
BY REPRESENTATIVE PETERSON
A CONCURRENT RESOLUTION

To create the Louisiana Climate Change Policy Commission; to provide for its membership; to provide for its powers, duties, functions, and responsibilities; and to provide for related matters.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 94—
BY REPRESENTATIVE MICHAEL JACKSON
A CONCURRENT RESOLUTION

To suspend until sixty days after final adjournment of the 2010 Regular Session of the Legislature the provisions of Act No. 396 of the 2008 Regular Session of the Legislature which changed the brackets for purposes of calculating the individual income tax in Louisiana.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 26—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to ensure that a comprehensive study is conducted for the purpose of determining a base per pupil expenditure that is not only equitable, but is also adequate to provide the quality education necessary to allow every student to meet the state's academic standards and related assessments.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 27—
BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the High School Redesign Commission to study the feasibility of establishing a statewide uniform grading scale for use in all public high schools.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 29—
BY SENATOR DUPRE

A CONCURRENT RESOLUTION

To continue the Louisiana Recreational Saltwater Fishing Task Force to advise the Department of Wildlife and Fisheries and other entities on various recreational saltwater fishing issues.

Read by title.

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

**House Bills and Joint Resolutions on
Second Reading to be Referred**

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

HOUSE BILL NO. 759—
BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 47:6035, relative to state tax credits; to establish the Venture Fund Tax Credit Program; to authorize Louisiana public retirement systems and plans to participate in the program; to provide for the participation of Louisiana university endowments in the program; to provide for certain tax benefits for such systems, plans and endowments; to provide for definitions; to require reporting; to authorize rulemaking; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 864—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 46:1816(E) and to repeal Code of Criminal Procedure Article 887(E), relative to additional fees assessed in relation to violations of criminal statutes and local ordinances; to continue the existing fees assessed in specified matters which are used for funding the training of and the providing of other assistance to local law enforcement agencies; to repeal provisions providing for fees to fund local law enforcement agencies; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 865—
BY REPRESENTATIVE PUGH
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2009-2010 to be used to pay the final judgment in the suit entitled "Jean Boudreaux and the Victims of the Flood on April 6, 1983 on the Tangipahoa River v. State of Louisiana, Department of Transportation and Development, et al"; to provide for interest; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 866—
BY REPRESENTATIVES CONNICK, ABRAMSON, RICHMOND, LEGER, HINES, AND ERNST AND SENATORS APPEL, ALARIO, GRAY EVANS, MARTINY, MORRELL, AND MURRAY
AN ACT

To enact R.S. 43:201(D), relative to Jefferson Parish; to provide for judicial advertisements and legal notices in certain publications; to provide for criteria; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 867—
BY REPRESENTATIVE RICHMOND
AN ACT

To provide for capital outlay appropriations for Fiscal Year 2009-2010 for the comprehensive state capital outlay budget to include certain projects; to provide for an effective date; and to provide for related matters.

Read by title.

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

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

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

HOUSE CONCURRENT RESOLUTION NO. 7—
BY REPRESENTATIVE ELLINGTON
A CONCURRENT RESOLUTION

To express the intent of the legislature regarding the meaning of certain laws within the jurisdiction of the Board of Ethics.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

HOUSE CONCURRENT RESOLUTION NO. 49—
BY REPRESENTATIVES RICHARDSON AND ST. GERMAIN
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the possibility of requiring all persons aboard a vessel to wear a personal flotation device.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

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

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

HOUSE BILL NO. 9—
BY REPRESENTATIVES BALDONE AND LEGER
AN ACT

To enact R.S. 47:301(6)(c), relative to sales and use tax; to exclude from the definition of "hotel" certain temporary lodging services provided by a nonprofit corporation to a homeless person; to authorize rulemaking; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 9 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 19, after "housing" insert a comma "," and "for periods no longer than thirty days' duration."

AMENDMENT NO. 2

On page 2, delete line 2 in its entirety and insert the following:

"(a) of this Paragraph, and further provided that the lodging charge to such persons is no greater than twenty dollars per day."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 17—
BY REPRESENTATIVE PEARSON
AN ACT

To amend and reenact R.S. 15:572.1(A) and 574.2(B) and R.S. 46:1803(B), relative to the membership of the Board of Pardons, the Board of Parole, and the Crime Victims Reparations Board; to authorize the Crimefighters, LLC organization to nominate a person to each of the boards; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 17 by Representative Pearson

AMENDMENT NO. 1

On page 1, delete lines 14 through 19 in their entirety and insert the following:

"which occur after August 15, 2009, at least one of the members shall be appointed from list of names submitted by nonprofit victim's rights advocacy organizations registered with the state of Louisiana with each organization submitting a list of three names. All appointments shall be subject to"

AMENDMENT NO. 2

On page 2, at the end of line 7, delete "One of the seven"

AMENDMENT NO. 3

On page 2, delete lines 8 through 12 in their entirety and insert the following:

"Beginning with appointments made to the board, or appointments to fill a vacancy on the board, which occur after August 15, 2009, at least of the members shall be appointed from list of names submitted by nonprofit victim's rights advocacy organizations registered with the state of Louisiana with each organization submitting a list of three names. Each appointment by the governor shall"

AMENDMENT NO. 4

On page 2, line 21, after "by" delete the remainder of the line and delete lines 22 through 24 in their entirety and insert the following:

"nonprofit victim's rights advocacy organizations registered with the state of Louisiana with each organization submitting a list of three names, and nine members who shall be appointed by the governor for a term"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 50—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To enact R.S. 15:712 and 1113 and R.S. 40:2853, relative to facilities providing housing or temporary residence to individuals referred to or participating in work release programs; to provide for a limitation on the location of those facilities in relationship to schools or day care centers; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

HOUSE BILL NO. 60—
BY REPRESENTATIVE PERRY
AN ACT

To amend and reenact R.S. 40:76(C)(introductory paragraph) and (C)(3) and 79(C)(introductory paragraph) and to enact R.S. 40:76(D) and 79(E), relative to records of birth; to clarify that a single adoptive parent who adopts a child in another state or a foreign country may obtain a record of birth listing the adoptive parent's name; to clarify that the registrar of vital

records may only issue a new record of birth to an adoptive parent or parents under certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 87—
BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 14:81(A)(2), (C), and (E), relative to indecent behavior with juveniles; to amend the elements of the crime with regard to the type and method of delivery of lewd or lascivious communications to include textual, visual, written, or oral communications; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 88—
BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 42:63(A)(3), relative to dual officeholding and dual employment; to authorize an employee of the United States government to serve as a part-time elected official; to provide for definitions; to provide exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 88 by Representative McVea

AMENDMENT NO. 1

On page 1, at the beginning of line 4, delete "police juror;" and insert "part-time elected official; to provide for definitions;"

AMENDMENT NO. 2

On page 1, delete lines 10 through 16 and insert the following:

"(3)(a) A person holding employment in the government of the United States and at the same time holding ~~an~~ part-time elective office ~~on a parish or city school board~~ shall not be in violation of this Subsection, unless the particular nature of his employment in combination with the duties and interests of his elective office ~~on a parish or city school board~~ is otherwise prohibited by this Part or is found to be adverse to the public interest as set forth in R.S. 42:61.

Page 6 HOUSE

7th Day's Proceedings - May 6, 2009

(b) For purposes of this Paragraph, "part-time elective office" shall mean an elective office the holder of which is deemed to be a part-time public servant pursuant to Article X, Section 29.1(A) of the Constitution of Louisiana."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 97—

BY REPRESENTATIVES GISCLAIR AND BALDONE
AN ACT

To amend and reenact R.S. 34:851.2(3) and 851.19, relative to vessels; to provide for definitions; to provide for operation of certain vessels; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 97 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 15, after "thereto" insert a comma "," and "unless the vessel is a recreational use vessel"

AMENDMENT NO. 2

On page 2, line 6, delete, "recreational use vessel or"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 104—

BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To enact R.S. 15:574.4(A)(3), relative to parole; to provide for eligibility for parole consideration for certain offenders who are at least sixty years of age and have been incarcerated for at least ten years; to provide for exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 104 by Representative Patricia Smith

AMENDMENT NO. 1

On page 1, line 20, after "R.S. 14:2(B)" and before "sex" delete "or" and insert a comma ","

AMENDMENT NO. 2

On page 1, at the end of line 20, delete the period "." and insert a comma "," and insert "or sentenced as an habitual offender pursuant to the provisions of R.S. 15:529.1."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 119—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 15:502, relative to testimony by audiovisual transmission; to authorize certain persons to testify through the use of audiovisual equipment in certain proceedings; to provide for written notice to opposing counsel; to provide for limitations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 158—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 38:3097.3(C)(9), relative to drought relief wells; to provide for temporary agricultural use; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

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

HOUSE BILL NO. 162—

BY REPRESENTATIVES SAM JONES AND CHAMPAGNE
AN ACT

To enact R.S. 30:2000.13 and R.S. 36:359(B) and 917, relative to the Atchafalaya Basin Program; to create an advisory board in the Department of Natural Resources to advise the secretary regarding the Lake Fausse Point and Grand Avoille Cove area; to provide relative to board composition, meetings, and functions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 162 by Representative Sam Jones

AMENDMENT NO. 1

On page 3, between lines 18 and 19, insert the following:

"(d) Ensure that any decision of the board is consistent with the Basin Master plan, the Annual Basin plan, and the master plan for coastal protection and restoration for a sustainable coast."

AMENDMENT NO. 2

On page 3, between lines 21 and 22, insert the following:

"(3) Any project proposed by the board which may impact water quality or water management in the Atchafalaya Basin, as defined by R.S. 30:2000.2, shall comply with all requirements of R.S. 30:2000.11 for the approval of a water management project for inclusion in the Annual Basin plan."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 163—

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:305.56, relative to sales and use tax; to provide relative to the state sales and use tax exemption on the purchases of certain off-road vehicles; to delete certain requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 176—

BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 17:270(A) and R.S. 32:402.1(D), relative to the driver education and training program for children operated by the State Board of Elementary and Secondary Education and the state Department of Education; to permit a child who is in at least the ninth grade and is less than fifteen years of age to participate in the classroom instruction component of the program; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 176 by Representative Pope

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 17:270(A)" and before "relative" delete the comma "," and insert "and R.S. 32:402.1(D),"

AMENDMENT NO. 2

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

"Section 2. R.S. 32:402.1(D) is hereby amended and reenacted to read as follows:

§402.1. Driver education; required

* * *

D. ~~No~~ Except as provided in R.S. 17:270(A), no person under the age of fifteen shall be allowed to enroll or participate in any driver education course or driver training program."

AMENDMENT NO. 3

On page 2, at the beginning of line 18, change "Section 2." to "Section 3."

On motion of Rep. Austin Badon, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 185—

BY REPRESENTATIVE CORTEZ

AN ACT

To enact R.S. 22:1289.1, relative to automobile insurance policies; to prohibit insurers from refusing to issue automobile insurance policies to certain purchasers based solely upon an impending named tropical storm or hurricane; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 185 by Representative Cortez

AMENDMENT NO. 1

On page 1, line 3, after "policies" delete "based" and insert "to certain purchasers based solely"

AMENDMENT NO. 2

On page 1, line 10, after "a" delete "trade-in or"

AMENDMENT NO. 3

On page 1, at the end of line 10, insert "to an otherwise qualified purchaser who is an existing automobile policyholder"

AMENDMENT NO. 4

On page 1, line 11, after "based" insert "solely"

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

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

Under the rules, placed on the regular calendar.

Page 8 HOUSE

7th Day's Proceedings - May 6, 2009

HOUSE BILL NO. 186—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact R.S. 15:587(D), (E), and (F) and to enact R.S. 15:587(G), relative to criminal history information; to provide for the remission of fees charged for providing this information; to provide for the use of some of those fees; to authorize the sheriff to conduct screening functions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 186 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 12, after "Any" and before "sheriff" insert "local law enforcement agency or"

AMENDMENT NO. 2

On page 1, line 16, after "provided." and before "dollars" delete "Five" and insert "When a sheriff conducts the screening, five"

AMENDMENT NO. 3

On page 2, line 2, after "fingerprints" and before "shall" insert "by electronic means"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 225—

BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact Code of Criminal Procedure Article 894.2(A) and (G), relative to sentencing in criminal cases; to provide with respect to home incarceration; to authorize home incarceration either in lieu of imprisonment or in addition to a term of imprisonment; to increase the maximum number of years a defendant may be sentenced to home incarceration for a felony; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

HOUSE BILL NO. 274—

BY REPRESENTATIVE TEMPLET
AN ACT

To amend and reenact R.S. 14:34.3(B) and 38.2(B), relative to crimes committed against school teachers; to provide for increased penalties for battery of a school teacher under certain circumstances; to provide for increased penalties for assault on a school teacher; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 309—

BY REPRESENTATIVE GALLOT
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of the judges; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 310—

BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 14:81.3(A), relative to computer-aided solicitation of a minor; to amend the elements of the crime of computer-aided solicitation of a minor; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

HOUSE BILL NO. 346—

BY REPRESENTATIVE POPE
AN ACT

To amend and reenact R.S. 15:609(B)(1) and (C) and 610, relative to the method of collecting DNA samples from persons arrested for or convicted of certain offenses for inclusion in the state DNA database; to authorize DNA samples to be drawn or taken from those persons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 366—

BY REPRESENTATIVES WOOTON, HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH
AN ACT

To amend and reenact R.S. 15:560.1, 560.2(B)(introductory paragraph) and (1), (E), and (F), 560.3, 560.4(A), 560.5,

560.6(A), 561.2, and 561.4(A)(1) and (B)(1) and (3) and to enact R.S. 15:560.2(H) and (I) and 560.4(E), relative to sex offenders and child predators; to provide relative to the monitoring of sex offenders and predators; to provide with respect to the determination of which sex offenders are sexually violent predators and child sexual predators; to amend the provisions governing the sex offender assessment panels; to provide for definitions; to provide with respect to the membership of the sex offender assessment panels; to provide for a judicial determination following an assessment by the sex offender assessment panel; to provide for a hearing and notice thereof; to provide with respect to the effects of a determination of status as a sexually violent predator or child sexual predator; to provide with respect to supervision of such persons; to provide for criminal penalties for violations of the conditions of supervision; to provide with respect to supervised release of certain sex offenders; to require that notice be given to the sex offender of supervised release; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 366 by Representative Wooton

AMENDMENT NO. 1

On page 2, line 14, after "offender" delete the remainder of the line and insert "was sentenced."

AMENDMENT NO. 2

On page 4, line 10, after "to the" delete the remainder of the line and insert "sentencing court."

AMENDMENT NO. 3

On page 4, at the beginning of line 11, delete "located."

AMENDMENT NO. 4

On page 4, line 15, change "determination" to "recommendation"

AMENDMENT NO. 5

On page 7, line 17, after "the" and before "court" insert "sentencing"

AMENDMENT NO. 6

On page 7, line 18, after "determination" and before the comma change "on an annual basis" to "not more than once every three years"

AMENDMENT NO. 7

On page 8, line 4, delete "annual"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 370—

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 22:1124(A)(introductory paragraph) and 1138(D), to enact R.S. 22:821(B)(28), and to repeal R.S. 22:1125, relative to fees collected by the commissioner of insurance; to provide relative to fees collected for Medical Necessity Review Organization licenses; to provide for a fee for filing of annual reports of Medical Necessity Review Organizations; to delete the requirement that Medical Necessity Review Organization licenses are subject to biannual renewal and associated fees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 370 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 17, after "Organization" insert "other than a health insurance issuer"

AMENDMENT NO. 2

On page 2, line 18, after "report," delete "the MNRO" and insert "an MNRO other than a health insurance issuer"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 385—

BY REPRESENTATIVE CORTEZ

AN ACT

To amend and reenact R.S. 22:1091(B)(13), relative to health insurance; to define a small employer for the purposes of the rate limitation provisions for health benefit plans providing coverage for small employers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 386—

BY REPRESENTATIVE MONICA

AN ACT

To amend and reenact R.S. 22:821(B)(3)(e), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for renewal of surplus lines broker licenses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 393—
BY REPRESENTATIVE LAFONTA
AN ACT

To enact R.S. 22:821(B)(28), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for review of preclicensing or continuing education provider applications; to provide relative to fees collected for review of preclicensing course or continuing education program applications; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 393 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 3, after "of" insert "preclicensing or"

AMENDMENT NO. 2

On page 1, line 4, after "of" insert "preclicensing course or"

AMENDMENT NO. 3

On page 1, line 13, after "For" insert "preclicensing or"

AMENDMENT NO. 4

On page 1, line 15, after "Program" delete "application" and insert "or course application, per program or course"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 394—
BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 22:821(B)(6), relative to fees collected by the commissioner of insurance; to provide relative to fees collected for registration of securities; to provide relative to fees collected for registration of security dealers and salesmen; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 407—
BY REPRESENTATIVES SMILEY AND TUCKER
AN ACT

To enact Chapter 19 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1301 through 1306, relative to boards, commissions, and like entities; to provide for a website

to contain certain information concerning certain boards, commissions, and like entities; to provide for the content of the website; to provide relative to the duties and responsibilities of certain boards, commissions, and like entities concerning the website; to provide relative to the powers and duties of the commissioner of administration concerning the website; to provide relative to notice of meetings of certain boards, commissions, and like entities; to provide relative to minutes of meetings of certain boards, commissions, and like entities; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 407 by Representative Smiley

AMENDMENT NO. 1

On page 3, line 21, change "State" to "Louisiana"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 432—
BY REPRESENTATIVE BURFORD
AN ACT

To amend and reenact R.S. 40:1300.51(3), 1300.52(D)(1), and 1300.53(C)(1) and to enact 40:1300.51(2)(n), relative to criminal history checks on nonlicensed persons and licensed ambulance personnel; to amend the definition of employer to include pediatric day health care facilities; to make all crimes reportable in background checks; to amend the provisions for waiver; to provide that certain convictions cannot be waived by an employer; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

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

HOUSE BILL NO. 437—
BY REPRESENTATIVE MCVEA
AN ACT

To amend and reenact R.S. 22:1319 and 1332(B)(introductory paragraph) and (2) and to enact R.S. 22:1332(B)(6) and (C), relative to property insurance; to require disclosure of separate hurricane, wind, or named-storm deductibles on homeowners' and fire insurance policies; to otherwise provide with respect to all disclosures on such policies, including providing that such disclosures are for informational purposes only; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 461—
BY REPRESENTATIVE AUBERT

AN ACT

To amend and reenact R.S. 17:3351.2, relative to the dissemination of information to students at public postsecondary institutions; to prohibit the dissemination on campus of certain information concerning consumer credit cards to undergraduate students; to provide exceptions; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 476—

BY REPRESENTATIVES CONNICK, HENRY BURNS, CARTER, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, PERRY, POPE, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, TEMPLET, THIBAUT, AND WILLMOTT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH

AN ACT

To amend and reenact R.S. 14:81.4(A), (B)(2) and (4), and (E)(1), 91.1(A)(2), 91.2(A)(3) and (4), and R.S. 15:538(A), (D)(1)(b) and (c), and (6)(b) and (c), and to enact R.S. 14:91.3 and 91.4, relative to the protection of children; to amend the crime of prohibited sexual conduct between educator and student; to amend the crime of unlawful presence of a sexually violent predator to apply to child care facilities and family child day care homes; to amend the crime of unlawful presence of a sex offender to apply to certain locations; to create the crime of unlawful participation in a child-related business and to provide for criminal penalties; to create the crime of contributing to the endangerment of a minor and to provide for criminal penalties; to provide relative to conditions of probation, parole, or suspension of sentence for convicted sex offenders with respect to volunteer work activities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 478—

BY REPRESENTATIVE HARRISON

AN ACT

To amend and reenact R.S. 10:9-309(1), 311(b), 501(a)(3), 515(i), and 516(3), and R.S. 34:851.20(M)(1) and (3), 852.1, 852.2(2), (3), and (7) through (17), 852.3(A), 852.4(A) and (B)(2), (3), and (6), 852.5, 852.6, 852.7(A)(4) and (B), 852.8, 852.10, 852.11(B) and (C), 852.12, 852.14(A) and (C), 852.15, 852.16(A), (D) through (H), and (I)(1) and (3), 852.17, and 852.20 and to enact R.S. 10:9-504(5) and R.S. 34:851.20(M)(4) and (5), 852.2(18), 852.3(A)(1) and (2), and 852.23, relative to titling; to provide for titling and registering of certain vessels and outboard motors; and to provide for perfection of security interests in certain motors; to provide for effectiveness of certain financing statements; to provide for definitions; to provide for certificates of title; to provide for form and content of application for title and certificate of title; to provide for duplicate titles; to provide for exemptions; to provide for

manufacturers and dealers; to provide for transfer of and interest in outboard motors; to provide for liens; to provide for rules and regulations; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 478 by Representative Harrison

AMENDMENT NO. 1

On page 1, line 2, after "516(3), and" insert "R.S. 34:851.20(M)(1) and (3),"

AMENDMENT NO. 2

On page 1, at the end of line 3 and at the beginning of line 4, delete "R.S. 34:852.1" and insert "852.1"

AMENDMENT NO. 3

On page 1, line 7, delete "R.S. 34:852.2(18) and" and insert "R.S. 34:851.20(M)(4) and (5), 852.2(18),"

AMENDMENT NO. 4

On page 1, line 8, after "(2)," insert "and 852.23,"

AMENDMENT NO. 5

On page 1, line 8, after "titling" delete "of outboard motors"

AMENDMENT NO. 6

On page 1, at the beginning of line 9, insert "certain vessels and"

AMENDMENT NO. 7

On page 4, line 5, delete "The" and insert "R.S. 34:851.20(M)(1) and (3), the"

AMENDMENT NO. 8

On page 4, line 6, delete "R.S. 34:852.1" and insert "852.1"

AMENDMENT NO. 9

On page 4, at the beginning of line 10, change "and" to a comma "," and after "and (2)" insert a comma "," and "and 852.23"

AMENDMENT NO. 10

On page 4, between lines 10 and 11, insert the following:

"§851.20. Identification number

* * *

M.(1) Any application for registration or titling of a an outboard motor as defined in R.S. 34:852.2(9) with a serial number that has been removed or obliterated whether on purpose or accident, a homemade boat vessel, a vessel with an alteration in length due to restoration, construction, or other means that would require a change to the vessel's title document or registration certificate, a vessel with a hull identification number that has been removed or obliterated whether on purpose or by accident, a vessel with an incorrect hull identification number or a vessel with no hull identification number shall first be submitted to the nearest regional office of the Department of Wildlife and Fisheries. An agent associated with that regional office The enforcement division shall make a visual

inspection of the ~~boat~~ outboard motor or vessel to determine if it is homemade, to determine ownership, or to verify ownership. If the inspection of the ~~boat~~ outboard motor or vessel is favorable and approved by the State Boating Law Administrator or his designee, the agent shall issue and stamp a sequential hull number on the boat. The owner of the boat shall then submit the registration form with the favorable inspection report of the agent to the Department of Wildlife and Fisheries for processing. Persons shall be required to obtain titles for such approved outboard motors and vessels at the time of application.

* * *

(3) Any proprietor of a scrap or salvage yard who is in receipt of an ~~aluminum~~ boat outboard motor which does not have a serial number or vessel which does not have a hull identification number affixed thereto shall notify ~~an agent associated with the nearest regional office of~~ the Department of Wildlife and Fisheries to obtain verification of ownership thereof prior to payment of any value for the receipt of the ~~boat~~ outboard motor or vessel, unless proper ownership can be verified by registration.

(4) For the purposes of this Subsection "homemade vessel" shall mean a vessel that is built by an individual for personal use from raw materials that does not require the assignment of a federal hull identification number by a manufacturer pursuant to federal law. The term shall not include a rebuilt or reconstituted vessel.

(5) Hull identification numbers issued by the department and inspections of outboard motors shall be for identification purposes only and shall not guarantee the seaworthiness or to certify compliance with safety standards as required by the United States Coast Guard.

* * *

AMENDMENT NO. 11

On page 13, between lines 21 and 22, insert the following:

"§852.23. Titling abandoned and salvaged vessels and outboard motors

The department is authorized to adopt rules and regulations pursuant to the Administrative Procedures Act to establish guidelines and procedures for the registration and titling of vessels or outboard motors which are abandoned, salvaged, towed and stored abandoned vessels, court ordered transferred, and vessels or outboard motors which lack prior documentation of ownership."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 484—

BY REPRESENTATIVE LITTLE
AN ACT

To amend and reenact R.S. 47:1515.3, relative to timber severance taxes; to provide for authority to collect timber severance taxes; to provide for enforcement compliance; to provide for timber severance tax debt collection; to provide for the powers and duties of the secretary of the Department of Revenue and the secretary of the Department of Agriculture and Forestry; to provide for agreements; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Ways and Means.

The substitute was read by title as follows:

HOUSE BILL NO. 868 (Substitute for House Bill No. 484 by Representative Little)—

BY REPRESENTATIVE LITTLE
AN ACT

To amend and reenact R.S. 47:1515.3(A), (B), and (C), relative to timber severance taxes; to provide relative to the authority of the Department of Revenue and the Department of Agriculture and Forestry to enter into agreements to collect timber severance taxes; to authorize the commissioner of the Department of Agriculture and Forestry to appoint a director under certain circumstances; and to provide for related matters.

Read by title.

On motion of Rep. Greene, the substitute was adopted and became House Bill No. 868 by Rep. Little, on behalf of the Committee on Ways and Means, as a substitute for House Bill No. 484 by Rep. Little.

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

HOUSE BILL NO. 521—

BY REPRESENTATIVE LAFONTA
AN ACT

To enact Chapter 19 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1221 through 1223, and R.S. 36:4(AA) and 917, to create an advisory council in the governor's office to identify obstacles to the effective delivery of governmental services to Latin Americans and to make recommendations for removal of such obstacles; to provide for membership on the council; to provide for its powers and duties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

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

HOUSE BILL NO. 539—

BY REPRESENTATIVE GIROD JACKSON
AN ACT

To repeal R.S. 30:2014(A)(3), relative to permits, licenses, registrations, variances, or compliance schedules granted by the Department of Environmental Quality; to repeal the prohibition on granting a permit, license, registration, variance, or compliance schedule to construct or modify certain facilities handling sulphur in a solid state.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

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

HOUSE BILL NO. 564—

BY REPRESENTATIVES ABRAMSON AND MICKEY GULLORY AND SENATOR BROOME
AN ACT

To enact R.S. 14:46.3, relative to trafficking of children for sexual purposes; to create the crime of trafficking of children for sexual purposes; to provide for definitions; to prohibit the use of certain defenses; to provide for criminal penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 564 by Representative Abramson

AMENDMENT NO. 1

On page 2, delete lines 10 through 16 in their entirety and insert in lieu thereof:

"(D)(1)(a) Whoever violates the provisions of Paragraphs (A)(1) or (2) of this Section shall be fined not more than fifty thousand dollars, imprisoned at hard labor for not less than fifteen, nor more than fifty years, or both.

(b) Whoever violates the provisions of Paragraphs (A)(1) or (2) of this Section when the victim is under the age of fourteen years shall be fined not more than seventy-five thousand dollars and imprisoned at hard labor for not less than twenty-five years nor more than fifty years. At least twenty-five years of the sentence imposed shall be served without benefit of probation, parole or suspension of sentence.

(2) Whoever violates the provisions of Paragraph(A)(3) of this Section shall be required to serve at least five years of the sentence imposed without benefit of probation, parole or suspension of sentence. Whoever violates the provisions of Paragraph (A)(3) when the victim is under the age of fourteen years shall be required to serve at least ten years of the sentence imposed without benefit of probation, parole or suspension of sentence."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 588—

BY REPRESENTATIVE LANDRY
AN ACT

To amend and reenact R.S. 15:588, relative to individual access to criminal history information; to authorize an individual or his authorized representative to obtain a certified copy of his criminal history information record; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 588 by Representative Landry

AMENDMENT NO. 1

On page 1, at the end of line 19, insert the following "The authorization provided in this Section for an individual, his authorized representative, or his attorney to obtain a certified copy of their criminal history information record shall become effective only

upon the adoption of rules by the department pursuant to the Administrative Procedure Act."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 591—

BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 24:55(E)(2), R.S. 42:1115.1(F), and R.S. 49:76(E)(2), relative to laws within the jurisdiction of the Board of Ethics; to provide relative to the meaning of certain terms and phrases within such laws; to provide for application and effectiveness; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 591 by Representative Ellington

AMENDMENT NO. 1

On page 1, delete lines 17 through 19 and insert the following:

"(b) The provisions of Subparagraph (a) of this Paragraph shall include without limitation any expenditure for any of the following:"

AMENDMENT NO. 2

On page 2, at the beginning of line 13, change "(1)" to "(1)"

AMENDMENT NO. 3

On page 3, delete lines 4 through 6 and insert the following:

"(b) The provisions of Subparagraph (a) of this Paragraph shall include without limitation any expenditure for any of the following:"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 619—

BY REPRESENTATIVES TIM BURNS AND ANDERS
AN ACT

To authorize and provide for the transfer or lease of certain state and other public properties; to provide for the property descriptions; to amend and reenact Section 7 of Act No. 264 of the 2007 Regular Session of the Legislature; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 619 by Representative T. Burns

Page 14 HOUSE

7th Day's Proceedings - May 6, 2009

AMENDMENT NO. 1

On page 1, delete lines 7 through 15 in their entirety

AMENDMENT NO. 2

On page 1, line 16, change "Section 2." to "Section 1."

AMENDMENT NO. 3

On page 2, delete lines 4 through 11 in their entirety

AMENDMENT NO. 4

On page 2, line 12, change "Section 4." to "Section 2."

AMENDMENT NO. 5

On page 2, line 20, change "Section 5." to "Section 3."

AMENDMENT NO. 6

On page 2, line 28, change "Section 6." to "Section 4."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 636—

BY REPRESENTATIVE MONICA
AN ACT

To amend and reenact R.S. 34:851.24(F)(2) and 851.36(A) and to enact R.S. 32:667(B)(5) and R.S. 34:851.8 and 851.31(B), relative to boat safety; to provide for suspension of the privilege and prohibition to operate a watercraft upon certain waterways; to provide for boating safety equipment; to provide for boating safety education; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 636 by Representative Monica

AMENDMENT NO. 1

On page 1, line 3, after "34:851.8" delete the comma "," and "851.27(B)(6),"

AMENDMENT NO. 2

On page 1, line 5, delete "to provide for speed limits;"

AMENDMENT NO. 3

On page 2, line 1, after "34:851.24(F)(2)" delete "and 851.36(A) are" and insert "is"

AMENDMENT NO. 4

On page 2, line 2, after "34:851.8" delete the comma "," and "851.27(B)(6),"

AMENDMENT NO. 5

On page 2, at the end of line 6, change "30:667" to "32:667"

AMENDMENT NO. 6

On page 2, line 12, after "person" insert "sixteen years or younger"

AMENDMENT NO. 7

On page 2, delete line 16 through 25 in their entirety

AMENDMENT NO. 8

On page 3, between lines 3 and 4, insert "Section 3. R.S. 34:851.36(A) is hereby amended and reenacted to read as follows:"

AMENDMENT NO. 9

On page 3, after line 11, insert "Section 4. Section 3 of this Act shall become effective on July 1, 2010."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 649—

BY REPRESENTATIVES MONToucET, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, AND RICHARD AND SENATORS B. GAUTREAU, DUPRE, HEBERT, AND MURRAY
AN ACT

To enact R.S. 11:546 and R.S. 15:574.4.2, relative to the Louisiana State Employees' Retirement System; to provide for a probation and parole processing fee; to create a fund for the deposit of funds generated by such fees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice with recommendation that the bill be recommitted to the Committee on Retirement.

Motion

Rep. Baldone moved that the bill be engrossed and recommitted to the Committee on Retirement.

As a substitute motion, Rep. Montoucet moved the bill be engrossed and recommitted to the Committee on Appropriations, which substitute motion was adopted.

The bill was ordered engrossed and recommitted to the Committee on Appropriations.

HOUSE BILL NO. 682—

BY REPRESENTATIVE CHANDLER
AN ACT

To authorize and provide for the transfer or lease of certain state property in Concordia Parish to Ira and Brenda Fontenot from the division of administration; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

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

HOUSE BILL NO. 713—

BY REPRESENTATIVES MILLS, HENRY BURNS, CHAMPAGNE, CORTEZ, FOIL, LITTLE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH
AN ACT

To enact Part IX-A of Chapter 1 of Title 28 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 28:214 through 220, relative to treatment of sexually dangerous persons; to provide for a court-mandated program for the treatment of sexually dangerous persons; to provide for definitions; to establish a procedure by which persons are determined to be sexually dangerous persons; to provide for the duties of the Department of Public Safety and Corrections; to provide for the duties of the Department of Health and Hospitals; to create a Treatment Review Committee and to provide for its membership; to provide for a hearing; to provide relative to the payment of costs of treatment; to provide for judicial review; to provide for the creation of a crime for failure to participate in treatment; to provide for penalties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 713 by Representative Mills

AMENDMENT NO. 1

On page 2, line 7, change "The" to "the"

AMENDMENT NO. 2

On page 2, line 8, change "The" to "the"

AMENDMENT NO. 3

On page 3, line 12, change "pled" to "pled"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 714—

BY REPRESENTATIVES NORTON, BURRELL, AND LOPINTO
AN ACT

To amend and reenact R.S. 27:44(15), 205(17), and 353(8) and to enact R.S. 27:21.2, 44(20.1), 205(30.1), 244(D), and 353(9.1), relative to the definitions of net gaming proceeds, net slot machine proceeds, and gross revenue at licensed gaming venues; to provide for a promotional expense deduction from the calculation of net gaming proceeds, net slot machine proceeds, and gross revenue; to provide for definitions; to provide for exceptions; to require certain gaming licensees and the casino gaming operator report the total amount of promotional expenses; to provide for an amendment to the casino operating contract; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 714 by Representative Norton

AMENDMENT NO. 1

On page 1, at the end of line 2, change "R.S. 27:21.1" to "R.S. 27:21.2"

AMENDMENT NO. 2

On page 1, line 12, change "R.S. 27:21.1" to "R.S. 27:21.2"

AMENDMENT NO. 3

On page 1, at the beginning of line 14, change "§21.1" to "§21.2"

AMENDMENT NO. 4

On page 2, line 17, change "2009-2010." to "2008-2009."

AMENDMENT NO. 5

On page 3, line 15, change "2009-2010." to "2008-2009."

AMENDMENT NO. 6

On page 4, line 19, change "2009-2010." to "2008-2009."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 752—

BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 17:1990(F)(5), relative to the Recovery School District; to authorize the Recovery School District to enroll certain students in a virtual or cyber school or educational program operated under the jurisdiction of the district under certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 777—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 42:1113(A)(1), relative to public servants and prohibited contractual arrangements; to authorize a municipal or parish governing authority to appoint one of its members to fill certain vacancies and to certain boards or commissions; to provide relative to the eligibility as a candidate in the next election of any governing authority member appointed to fill a vacancy; and to provide for related matters.

Read by title.

Page 16 HOUSE

7th Day's Proceedings - May 6, 2009

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 777 by Representative Champagne

AMENDMENT NO. 1

On page 1, line 3, change "parochial" to "parish"

AMENDMENT NO. 2

On page 1, line 5, after "commissions;" insert "to provide relative to the eligibility as a candidate in the next election of any governing authority member appointed to fill a vacancy;"

AMENDMENT NO. 3

On page 1, line 15, change "parochial" to "parish"

AMENDMENT NO. 4

On page 1, at the end of line 17, after "Code." insert "No person so appointed shall be eligible to or shall qualify in the next election as a candidate for the office to which he is appointed."

AMENDMENT NO. 5

On page 1, line 19, after "authority" delete the period " ." and insert "if a member of the governing authority is required to be appointed to the board or commission by the home rule charter, ordinance, or resolution which created or established the board or commission."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 822—

BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 15:574.22(G), relative to the Louisiana Risk Review Panel; to provide with respect to those persons who are eligible for a review by the Louisiana Risk Review Panel; to provide with respect to eligibility of persons sentenced for certain violations of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 832—

BY REPRESENTATIVE GUINN
AN ACT

To amend and reenact the first undesignated paragraph of Section 1 and Section 2 of Act No. 177 of the 2008 Regular Session of the Louisiana Legislature, relative to the transfer of certain state property located in Plaquemines Parish; to specify what shall be used to determine the appraised value of such property.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 842—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 25:1312(A), 1313(B)(3), and 1314 through 1316 and R.S. 36:801.21, to enact R.S. 36:4(B)(1)(r), and to repeal R.S. 36:744(M), relative to the South Louisiana Wetlands Discovery Center; to transfer the South Louisiana Wetlands Discovery Center and the South Louisiana Wetlands Discovery Center Commission from the Department of State to the Governor's Office of Coastal Activities; to provide for the powers, duties, and functions of the commission and the office; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 842 by Representative Baldone

AMENDMENT NO. 1

On page 2, at the beginning of line 2, change "Studies" to "Activities"

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

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

Under the rules, placed on the regular calendar.

Reconsideration

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

HOUSE BILL NO. 36—

BY REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the definition of second degree battery; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

Acting Speaker Schroder in the Chair

Speaker Tucker in the Chair

HOUSE BILL NO. 183—

BY REPRESENTATIVE HOFFMANN
AN ACT

To enact R.S. 17:7(6)(f), relative to teacher certification; to require the State Board of Elementary and Secondary Education to establish an appeals process with respect to the denial of teacher certification; to provide for appeals to the Teacher Certification Appeals Council; to provide for the membership of the council; to provide for rules and regulations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hoffmann to Engrossed House Bill No. 183 by Representative Hoffmann

AMENDMENT NO. 1

On page 2, line 14, between "Louisiana" and "Superintendents" insert "Association of School"

AMENDMENT NO. 2

On page 2, at the beginning of line 15, before "shall each" delete "Association"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Templet
Dixon	Lambert	Thibaut
Doerge	Landry	Waddell
Dove	LeBas	White
Downs	Leger	Williams
Ellington	Little	Willmott
Ernst	Lopinto	
Fannin	McVea	

Total - 94

NAYS

Total - 0

ABSENT

Edwards	Jones, R.	Talbot
Greene	Ligi	Wooton
Guinn	Nowlin	
Henry	Ponti	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 207—

BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 40:1006(C), relative to the Prescription Monitoring Program Act; to provide the Louisiana Board of Pharmacy authority to exempt certain dispensers from the reporting of prescription monitoring information; to provide the board authorization to rescind exemptions; and to provide for related matters.

Read by title.

Rep. LeBas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 18 HOUSE

7th Day's Proceedings - May 6, 2009

Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Templet
Dixon	Lambert	Thibaut
Doerge	Landry	Waddell
Dove	LeBas	White
Ellington	Little	Williams
Ernst	Lopinto	
Fannin	McVea	
Total - 91		

NAYS

Total - 0

ABSENT

Downs	Jones, R.	Talbot
Edwards	Leger	Willmott
Greene	Ligi	Wooton
Guinn	Pearson	
Henry	Ponti	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 227—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 43:31(B)(2), relative to public printing; to remove certain exemptions from certain public printing requirements; to limit certain exemptions from certain public printing requirements; and to provide for related matters.

Read by title.

Motion

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

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 231—

BY REPRESENTATIVES LITTLE AND DOVE AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 56:116.1(A)(6) and 116.4(A)(1), relative to hunting with a crossbow; to authorize the use of crossbows to take turkey; to authorize the use of crossbows to take wild birds and wild quadrupeds; and to provide for related matters.

Read by title.

Rep. Little moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Monica
Abramson	Gisclair	Montoucet
Anders	Greene	Morris
Armes	Guillory, E.	Norton
Arnold	Guillory, M.	Nowlin

Aubert	Hardy	Pearson
Badon, A.	Harrison	Perry
Badon, B.	Hazel	Peterson
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richardson
Burns, T.	Honey	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Robideaux
Carter	Jackson G.	Roy
Champagne	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Dove	Lambert	Talbot
Downs	Landry	Templet
Ellington	LeBas	Thibaut
Ernst	Leger	Waddell
Fannin	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Willmott
Gallot	Mills	
Total - 98		

NAYS

Doerge
Total - 2

McVea

ABSENT

Baldone
Edwards
Total - 4

Guinn
Wooton

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 235—

BY REPRESENTATIVES CHAMPAGNE, DOVE, AND ST. GERMAIN AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 14:108.1(A), (C), and (D)(2) and (4), relative to flight from an officer; to provide for operating a watercraft while fleeing from an officer; to provide for marked police watercraft; to provide for circumstances where human life is endangered; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Champagne to Engrossed House Bill No. 235 by Representative Champagne

AMENDMENT NO. 1

On page 2, line 5, after "vehicle" insert "or watercraft"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 100

NAYS

Total - 0

ABSENT

Edwards	Smith, P.
Guinn	Wooton
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 253—

BY REPRESENTATIVES ELBERT GUILLORY AND HARDY
AN ACT

To amend and reenact R.S. 15:711(G) and (H), 827(A)(4), 893.1(1) and 1111(B), (C), (E), (F)(introductory paragraph), (H), (I), (J), and (K), to enact R.S. 15:1111(L), and to repeal R.S. 15:1135, relative to inmate work release programs; to provide that inmates convicted of violations of controlled dangerous substances law are eligible to participate in work release programs if otherwise eligible and approved by the sheriff or the department of corrections; to provide that inmates convicted of

certain offenses are eligible to participate in work release programs during the last twelve months of their term of incarceration if otherwise eligible and approved by the department or the sheriff; to provide that deductions for work release expenses shall not exceed fifty percent of the wages received by the inmate in work release programs operated by the department; to authorize certain inmates participating in work release programs to depart from the state; to provide for technical changes; to provide relative to the collection and accounting of wages of inmates; to provide that inmates participating in work release programs shall not be permitted to work on a job or project involved in a labor dispute; to repeal provisions of law providing for work release programs for inmates at a community rehabilitation center; to provide that inmates convicted of controlled dangerous substances violations are eligible to be assigned to the J. Levy Dabadie Correctional Center; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 253 by Representative Elbert Guillory

AMENDMENT NO. 1

On page 2, line 20, following "this" and before "and" change "Section" to "Subsection"

AMENDMENT NO. 2

On page 2, line 22, following "this" change "Section" to "Subsection"

AMENDMENT NO. 3

On page 5, line 26, following "this" and before "and" change "Section" to "Subsection"

AMENDMENT NO. 4

On page 5, line 28, following "this" and before "shall" change "Section" to "Subsection"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Elbert Guillory to Engrossed House Bill No. 253 by Representative Elbert Guillory

AMENDMENT NO. 1

On page 6, line 3, after "(2)" and before "Any" insert "No"

On motion of Rep. Elbert Guillory, the amendments were adopted.

Rep. Elbert Guillory moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Mills
Abramson	Gisclair	Monica
Anders	Greene	Montoucet

Page 20 HOUSE

7th Day's Proceedings - May 6, 2009

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

Total - 101

NAYS

Total - 0

ABSENT

Cromer	Ellington	Wooton
--------	-----------	--------

Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 266—
BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 14:35.3(K), relative to domestic abuse battery; to provide with respect to the criminal penalties for domestic abuse battery committed upon certain persons; and to provide for related matters.

Read by title.

Rep. Hazel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 101

NAYS

Total - 0

ABSENT

Cromer	Edwards	Wooton
--------	---------	--------

Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 277—
BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 37:2102, 2104, 2110, and 2111, relative to sanitarians; to provide for the correction of the name of a referenced state agency; to provide for an increase in the maximum compensation a member of the Louisiana State Board of Examiners for Sanitarians may receive; to provide for the correction of statutory citations; to provide for clarification of the board's authority to issue sanitarian trainee permits; to provide for the revision of the qualifications of applicants seeking to become sanitarians; 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	Gisclair	Monica
Abramson	Greene	Montoucet
Anders	Guillory, E.	Morris
Arnold	Guillory, M.	Norton
Aubert	Guinn	Nowlin
Badon, A.	Hardy	Pearson

Badon, B.	Harrison	Perry
Baldone	Hazel	Peterson
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richardson
Burns, T.	Honey	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Robideaux
Carter	Jackson G.	Roy
Champagne	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	Landry	Templet
Downs	LeBas	Thibaut
Ellington	Leger	Waddell
Ernst	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Willmott
Gallot	McVea	
Geymann	Mills	
Total - 100		

NAYS

Total - 0

ABSENT

Armes	Fannin
Edwards	Wooton
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 297—
BY REPRESENTATIVE WHITE
AN ACT

To amend and reenact R.S. 15:1354(A), relative to racketeering; to provide for a minimum mandatory sentence for the crime of racketeering in certain cases involving securities violations; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 297 by Representative White

AMENDMENT NO. 1

On page 1, following line 13, insert " * * * "

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Engrossed House Bill No. 297 by Representative White

AMENDMENT NO. 1

On page 1, line 11, after "R.S. 15:1352(A)(19)" and before "shall" insert "when the amount of the violation exceeds ten thousand dollars"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Hardy	Jones, R.	Peterson
Total - 3		

ABSENT

Dove	Honey	Leger
Downs	Jackson G.	Wooton
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 333—

BY REPRESENTATIVES KLECKLEY, ANDERS, CORTEZ, MONICA, PEARSON, ROY, GARY SMITH, AND TALBOT AND SENATORS DUPRE, HEBERT, MORRISH, AND QUINN

AN ACT

To enact R.S. 22:1337, relative to homeowners' insurance and certain fire and allied lines insurance; to provide for limitations on named-storm, hurricane, and wind and hail deductibles; and to provide for related matters.

Read by title.

Rep. Kleckley moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Mills
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Morris
Aubert	Guillory, E.	Norton
Badon, A.	Guillory, M.	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Hardy	Perry
Barras	Harrison	Peterson
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Richmond
Carmody	Honey	Ritchie
Carter	Howard	Robideaux
Champagne	Hutter	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	LaBruzzo	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	Landry	Thibaut
Edwards	LeBas	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Total - 99		

NAYS

Total - 0

ABSENT

Greene	Leger	Wooton
Jackson G.	Schroder	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Tucker in the Chair

HOUSE BILL NO. 361—

BY REPRESENTATIVES TEMPLET AND WOOTON

AN ACT

To enact R.S. 27:310(H) and to repeal R.S. 27:311.1(B)(3), relative to suitability for designated representatives; to repeal provision of law requiring designated representatives to obtain a video draw poker employee permit; to require licensees employing designated representatives to request a record of convictions; to require licensees to maintain the criminal conviction information of designated representatives; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Templet gave notice of his intention to call House Bill No. 361 from the calendar during the week of May 11, 2009.

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 410—

BY REPRESENTATIVE BOBBY BADON

AN ACT

To amend and reenact R.S. 56:116.1(C)(2)(a) and to enact R.S. 56:116.1(C)(2)(c), relative to nuisance quadrupeds; to provide for the taking of certain quadrupeds destroying crawfish on private ponds or such ponds; to provide relative to the firearms which may be used to take nuisance quadrupeds; and to provide for related matters.

Read by title.

Rep. Bobby Badon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Monica
Anders	Geymann	Morris
Arnold	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guillory, E.	Pearson
Badon, B.	Guillory, M.	Peterson
Baldone	Guinn	Ponti
Barras	Hardy	Pope
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Burford	Henderson	Richardson
Burns, H.	Henry	Richmond
Burns, T.	Hill	Ritchie
Burrell	Hines	Robideaux
Carmody	Hoffmann	Roy
Carter	Honey	Schroder
Champagne	Howard	Simon
Chandler	Hutter	Smiley
Chaney	Jackson G.	Smith, G.
Connick	Jackson M.	Smith, J.

Cortez	Johnson	Smith, P.
Cromer	Jones, R.	St. Germain
Danahay	Jones, S.	Stiaes
Dixon	Katz	Talbot
Doerge	LaBruzzo	Templet
Dove	LaFonta	Thibaut
Downs	Lambert	Waddell
Edwards	Landry	White
Ellington	LeBas	Williams
Ernst	Ligi	Willmott
Fannin	Little	
Foil	Lopinto	

Total - 97

NAYS

Total - 0

ABSENT

Armes	Mills	Wooton
Kleckley	Montoucet	
Leger	Perry	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 451—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 56:1856(B) and to enact R.S. 56:1855(M), relative to historic and scenic rivers; to include certain waters within the state historic and scenic rivers system; to provide for exceptions; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 451 by Representative Foil

AMENDMENT NO. 1

On page 2, line 8, following "as" and before "historic", delete "a"

AMENDMENT NO. 2

On page 2, line 8, following "scenic" change "river" to "rivers"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory, E.	Nowlin
Badon, A.	Guillory, M.	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Peterson

Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Hutter	Robideaux
Champagne	Jackson G.	Roy
Chandler	Jackson M.	Schroder
Chaney	Johnson	Simon
Connick	Jones, R.	Smiley
Cortez	Jones, S.	Smith, G.
Cromer	Katz	Smith, J.
Dixon	LaBruzzo	Smith, P.
Doerge	LaFonta	St. Germain
Dove	Lambert	Stiaes
Downs	Landry	Talbot
Edwards	LeBas	Templet
Ellington	Leger	Thibaut
Ernst	Ligi	Waddell
Fannin	Little	White
Foil	Lopinto	Williams
Franklin	McVea	Willmott

Total - 96

NAYS

Total - 0

ABSENT

Armes	Harrison	Montoucet
Carter	Howard	Wooton
Danahay	Kleckley	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 462—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 15:827.1(B)(5), (C)(1) and (2), and (E) and to enact R.S. 15:827.1(F), relative to the reentry preparation program of the Department of Public Safety and Corrections; to provide technical changes to the law regarding reentry programs; to authorize the development of entrepreneurial education curriculum for eligible offenders; to provide for criteria for the program; to provide for eligibility of offenders to participate in the program; to provide for the adoption of rules and regulations regarding the program; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 462 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, following "(C)(1) and" and before "1" change "(2)" to "(2)(a)"

Page 24 HOUSE

7th Day's Proceedings - May 6, 2009

AMENDMENT NO. 2

On page 1, line 10, following "(C)(1) and" and before "z" change "(2)" to "(2)(a)"

AMENDMENT NO. 3

On page 1, line 19, following "(5)" insert "Placement in a work release program, if requested by any eligible offender."

AMENDMENT NO. 4

On page 3, line 5, following "in" and before "z" change "R.S. 15:541(14.1)" to "R.S. 15:541(24)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Yeas, Nays. Lists names of representatives and their counts for YEAS and NAYS.

NAYS

Total - 0

ABSENT

Table with 3 columns: Name, Yeas, Nays. Lists names of representatives who were absent.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Tucker in the Chair

HOUSE BILL NO. 551—

BY REPRESENTATIVES MILLS, ABRAMSON, BOBBY BADON, BARROW, BURFORD, HENRY BURNS, CHAMPAGNE, DOERGE, DOVE, GISCLAIR, GUINN, HARDY, HARRISON, HENDERSON, HILL, HINES, SAM JONES, KATZ, LABRUZZO, LAMBERT, LANDRY, LEBAS, LITTLE, MONToucET, MORRIS, NOWLIN, POPE, SIMON, ST. GERMAIN, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:4(A)(1)(b) and to enact R.S. 40:5.5.2, relative to seafood products; to create a seafood safety campaign; to grant the state health officer rulemaking authority; to mandate the labeling of certain seafood products; to require the posting of signs; 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 Engrossed House Bill No. 551 by Representative Mills

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:5.5.2" and before the comma "," insert "and 5.5.3"

AMENDMENT NO. 2

On page 1, line 3, after "campaign" insert "regarding the risk of consumption of Chinese seafood"

AMENDMENT NO. 3

On page 1, line 4, delete "mandate" and insert in lieu thereof "encourage"

AMENDMENT NO. 4

On page 1, at the end of line 4, delete "require" and insert in lieu thereof "encourage"

AMENDMENT NO. 5

On page 1, line 5, after the semicolon ";" insert "to create the Seafood Safety Task Force; to provide for the membership of the task force; to provide for the purpose and duties of the task force;"

AMENDMENT NO. 6

On page 1, line 7, after "R.S. 40:5.5.2" delete "is" and insert "and 5.5.3 are"

AMENDMENT NO. 7

On page 2, line 13, after "officer" insert "in conjunction with the Louisiana Department of Agriculture and Forestry"

AMENDMENT NO. 8

On page 2, line 13, after "safety" insert "marketing"

AMENDMENT NO. 9

On page 2, at the end of line 17, insert the following:

"The state health officer shall enter into a memorandum of understanding with the Louisiana Department of Agriculture and Forestry to implement this marketing campaign."

AMENDMENT NO. 10

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

"(iii) The Louisiana Retailers Association shall work with the Louisiana Department of Agriculture and Forestry, the Louisiana Crawfish Promotion and Research Board, and other respective agencies to develop a voluntary assessment for the implementation of the public safety marketing campaign."

AMENDMENT NO. 11

On page 2, line 19, after "program" delete the remainder of the line

AMENDMENT NO. 12

On page 3, line 1, after "purchase" delete the remainder of the line and insert a period "."

AMENDMENT NO. 13

On page 3, delete line 2 in its entirety

AMENDMENT NO. 14

On page 3, line 9, after "of" delete "patronizing Louisiana restaurants and"

AMENDMENT NO. 15

On page 3, line 9, after "eating" delete "local" and insert in lieu thereof "domestic"

AMENDMENT NO. 16

On page 3, delete lines 10 through 27 in their entirety and insert in lieu thereof the following:

"C. The state health officer shall produce a statement to include on labels, placards, menu boards, or other promotional signage that encourages consumers to consume Louisiana seafood and warns of the risks that may be associated with the consumption of Chinese seafood.

D. With the cooperation and assistance of the Louisiana Retailers Association, the Louisiana Restaurant Association, and other necessary organizations, the state health officer in conjunction with the Louisiana Department of Agriculture and Forestry shall encourage the display of the signage and other promotional literature as provided for in Subsection C of this Section where seafood sales occur.

§5.5.3. Seafood Safety Task Force; creation; purpose

A. Within the Department of Health and Hospitals there is hereby created the Seafood Safety Task Force, hereafter referred to as "task force". The task force shall be charged with obtaining: (1) the method in which the imported seafood is inspected in Louisiana; (2) the frequency of inspections of imported seafood; (3) the substances for which imported seafood are currently being tested; and (4) the results of sampling analysis of potentially harmful substances in imported seafood. The task force shall compile the results of these findings and develop seafood and safety recommendations to be reported to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, the House Committee on Agriculture, Forestry, Aquaculture, and Rural Development, and the Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development by March 1, 2010.

B. The task force shall be composed of the following members:

(1) A member of the House Committee on Health and Welfare, who shall serve as chair of the task force or his designee.

(2) A member of the Senate Committee on Health and Welfare or his designee.

(3) The commissioner of the Department of Agriculture and Forestry or his designee.

(4) The chancellor of the Louisiana State University Agricultural Center or his designee.

(5) A representative of the Louisiana Poison Control Center.

(6) The secretary of the Department of Health and Hospitals or his designee.

(7) A representative of the United States Food and Drug Administration.

(8) A representative of the Louisiana Farm Bureau Federation.

(9) The secretary of the Department of Wildlife and Fisheries or his designee.

(10) The secretary of the Department of Environmental Quality or his designee.

C. The task force shall convene for its first meeting no later than January 15, 2010. At this meeting the members shall elect a vice chairman and other officers as they deem appropriate.

D. The task force shall meet at such times and at places it may designate. Meetings shall be held at the call of the chairman or at the call of a quorum of members upon not less than seven days notice. A majority of a quorum shall be present to transact any business. The members of the task force shall not be compensated for their services on the task force but may seek travel reimbursements from their respective agencies under their respective guidelines. Meetings of the task force shall be subject to laws regarding open meetings, and records of the task force shall be subject to laws regarding public records.

E. The chair of the task force may appoint committees to fulfill the purposes of the task force. The chair of the task force shall appoint the chair of any committee and shall designate the functions and responsibilities of each committee appointed."

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	Gisclair	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	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.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	Landy	Templet
Edwards	LeBas	Thibaut
Ernst	Leger	Waddell
Fannin	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Willmott
Gallot	McVea	
Geymann	Mills	
Total - 100		

NAYS

Total - 0

ABSENT

Connick	Ellington
Downs	Wooton
Total - 4	

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

Suspension of the Rules

On motion of Rep. Carter, the rules were suspended in order to take up and consider Introduction of House Bills and Joint Resolutions at this time.

Introduction of House Bills and Joint Resolutions

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

HOUSE BILL NO. 877—
 BY REPRESENTATIVES CARTER, BARROW, FOIL, HONEY, MICHAEL JACKSON, PONTI, POPE, PATRICIA SMITH, AND WHITE AND SENATORS BROOME, DORSEY, ERDEY, AND N. GAUTREAUX
 AN ACT

To enact R.S. 33:9038.63, relative to cooperative economic development; to create the Bluebonnet Conference Hotel Taxing District in East Baton Rouge Parish; to provide relative to the governance, purpose, and powers and duties of the district; to provide relative to district funding, including the power to provide for tax increment financing and to incur debt and issue evidences of indebtedness; and to provide for related matters.

Read by title.

HOUSE BILL NO. 878—
 BY REPRESENTATIVE TUCKER
 AN ACT

To appropriate Federal Funds from the Community Development Block Grant for Fiscal Year 2009-2010 for paying off debt incurred by local governments as a result of hurricanes; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 879—
 BY REPRESENTATIVE TUCKER
 AN ACT

To appropriate funds and to make certain changes in appropriations from certain sources and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2008-2009; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 880—
 BY REPRESENTATIVE TEMPLET
 AN ACT

To amend and reenact R.S. 40:1322(B) relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; and to provide for related matters.

Read by title.

HOUSE BILL NO. 881—
 BY REPRESENTATIVE FANNIN
 AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2008-2009; and to provide for related matters.

Read by title.

HOUSE BILL NO. 882—
 BY REPRESENTATIVE GREENE
 AN ACT

To enact R.S. 47:301(16)(q), relative to sales and use tax; to provide with respect to the definition of tangible personal property for purposes of sales and use tax levied by the state and its political subdivisions; to exclude certain component parts of immovable property; to provide with respect to legislative intent of Act No. 632 of the 2008 Regular Session of the Legislature as relates to sales and use tax; to provide for applicability and retroactivity; and to provide for related matters.

Read by title.

HOUSE BILL NO. 883—
 BY REPRESENTATIVE PERRY
 AN ACT

To repeal Part VI of Chapter 3 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:295 through 295.3, relative to the Vermilion Parish Law Library Commission; to repeal such commission and the powers, rights, and duties of such commission; to provide for the transfer of any assets or liabilities of the commission; and to provide for related matters.

Read by title.

HOUSE BILL NO. 884—

BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 47:6035, relative to the motion picture investor tax credit; to authorize a tax credit for certain infrastructure projects; to provide for certain definitions; to provide for the amount of the tax credit, the use of the tax credit, the application for the tax credit, and the administration of the tax credit; to require certain fees; to authorize creation of the Entertainment Promotion and Marketing Fund; to provide for the disposition of the monies in the fund; to authorize the promulgation of rules and regulations under certain circumstances; to authorize the recapture and the recovery of the tax credit under certain circumstances; and to provide for related matters.

Read by title.

HOUSE BILL NO. 885—

BY REPRESENTATIVE PERRY
AN ACT

To amend and reenact R.S. 33:4574.1.1(Q)(1)(b)(ii) and to enact R.S. 33:4574.1.1(Q)(1)(b)(iii), relative to Vermilion Parish; to provide relative to the Vermilion Parish Tourist Commission; to provide relative to the use of certain monies collected by the commission; to provide relative to cooperative endeavor agreements with the governing authorities of certain municipalities and the parish to fund recreation programs in the parish; and to provide for related matters.

Read by title.

HOUSE BILL NO. 886—

BY REPRESENTATIVE WILLIAMS
AN ACT

To amend and reenact R.S. 27:91(C)(1) and 92(B)(2)(b)(i), and to enact R.S. 27:92(B)(2)(b)(v) and (D), relative to the collection and disposition of fees from the conduct of gaming activities on a riverboat; to dedicate a portion of fees collected by the state from riverboats; to establish a special treasury fund and to provide for deposit, use, and investment of monies in such fund; to provide for an effective date; and to provide for related matters.

Read by title.

HOUSE BILL NO. 887—

BY REPRESENTATIVE BARRAS
AN ACT

To enact Chapter 13-K of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.181, to create the New Iberia Redevelopment Authority; to provide for the formation of a program or programs in the city of New Iberia for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings in the city of New Iberia; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Read by title.

HOUSE BILL NO. 888—

BY REPRESENTATIVE TEMPLET
AN ACT

To enact R.S. 22:832.1 and Chapter 55 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3121 through 3129, relative to the Louisiana Business Finance and Development Program; to create the Louisiana Business

Finance and Development Program; to provide for a premium tax reduction for insurers who make eligible investments; to provide for approval of investments by the Office of Financial Institutions; to establish criteria for the approval of investments; to establish criteria for the approval of issuers; to provide for conditions of approval; and to provide for related matters.

Read by title.

HOUSE BILL NO. 889—

BY REPRESENTATIVE PETERSON
AN ACT

To amend and reenact R.S. 47:841(A), (C), and (E) and to enact R.S. 47:841(B)(6) and 841.2, relative to the tobacco tax; to enact the Louisiana Healthier Families Act; to increase the tax on cigars, cigarettes, smoking tobacco, and smokeless tobacco; to establish the Louisiana Healthier Families Fund as a special treasury fund; to provide for the deposit, use, and investment of the monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 621—

BY REPRESENTATIVE HOFFMANN
AN ACT

To enact R.S. 17:7(6)(f), relative to the certification of certain teachers; to require the State Board of Elementary and Secondary Education to develop and implement certain policies relative to the certification of foreign associate teachers; and to provide for related matters.

Read by title.

Rep. Hoffmann moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Lopinto
Abramson	Fannin	McVea
Anders	Foil	Monica
Armes	Franklin	Montoucet
Arnold	Gallot	Morris
Aubert	Geymann	Norton
Badon, A.	Gisclair	Nowlin
Badon, B.	Guillory, E.	Pearson
Baldone	Guillory, M.	Perry
Barras	Hardy	Peterson
Barrow	Harrison	Ponti
Billiot	Hazel	Pope
Burford	Henderson	Pugh
Burns, H.	Henry	Richard
Burns, T.	Hoffmann	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Roy
Champagne	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley

Page 28 HOUSE

7th Day's Proceedings - May 6, 2009

Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Thibaut
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott

Total - 93

NAYS

Honey	Smith, P.	Stiaes
-------	-----------	--------

Total - 3

ABSENT

Greene	Hines	Robideaux
Guinn	Landry	Wooton
Hill	Mills	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 623—
BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 22:881.1, relative to insurance policies; to define certificates of insurance and otherwise provide with respect to their issuance; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 623 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 9, following "issued" change "on or behalf of" to "by or on behalf of"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Lopinto
Abramson	Gallot	McVea
Anders	Geymann	Mills
Armes	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory, E.	Morris
Badon, A.	Guillory, M.	Norton
Badon, B.	Guinn	Nowlin

Baldone	Hardy	Pearson
Barras	Harrison	Peterson
Billiot	Hazel	Ponti
Burford	Henderson	Pope
Burns, T.	Henry	Richard
Burrell	Hill	Richardson
Carmody	Hines	Richmond
Carter	Hoffmann	Robideaux
Champagne	Honey	Roy
Chandler	Howard	Schroder
Chaney	Hutter	Simon
Connick	Jackson G.	Smiley
Cortez	Johnson	Smith, G.
Cromer	Jones, R.	Smith, J.
Danahay	Jones, S.	St. Germain
Dixon	Katz	Stiaes
Doerge	Kleckley	Talbot
Dove	LaBruzzo	Templet
Downs	LaFonta	Thibaut
Edwards	Lambert	Waddell
Ellington	LeBas	White
Ernst	Leger	Williams
Fannin	Ligi	Willmott
Foil	Little	

Total - 95

NAYS

Total - 0

ABSENT

Barrow	Landry	Ritchie
Burns, H.	Perry	Smith, P.
Jackson M.	Pugh	Wooton

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 688—
BY REPRESENTATIVE MONTOU CET
AN ACT

To enact R.S. 14:40.6, relative to the unlawful disruption of the operation of a school; to create the crime of the unlawful disruption of the operation of a school; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 688 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 6, following "R.S." and before "40.6" insert "14:"

AMENDMENT NO. 2

On page 1, line 11, following "(1)" and before "teachers" change "Place" to "Placing"

AMENDMENT NO. 3

On page 1, line 12, following "(2)" and before "a teacher" change "Intimidate or harass" to "Intimidation or harassment of"

AMENDMENT NO. 4

On page 1, line 13, following "(3)" and before "with" change "Violate, disrupt, or interfere" to "Violation, disruption, or interference"

AMENDMENT NO. 5

On page 1, line 14, following "(4)" and before "of" change "Cause the evacuation" to "Evacuation"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Engrossed House Bill No. 688 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 4, after "penalties;" and before "and" insert "to provide for exceptions;"

AMENDMENT NO. 2

On page 1, delete line 9 in its entirety and insert in lieu thereof the following:

"any act upon the premises of a school, by a person who is not authorized to be present on school premises, which would foreseeably cause any of the"

AMENDMENT NO. 3

On page 1, between lines 15 and 16 insert the following:

"(1) "Authorized to be present on school premises" means any student or teacher of the school as well as any other person who has authorization to be present on the school premises from the principal of the school in the case of a public school, or the principal or headmaster in the case of a nonpublic school."

AMENDMENT NO. 4

On page 1, at the beginning of line 16, change "(1)" to "(2)"

AMENDMENT NO. 5

On page 1, between lines 18 and 19 insert the following:

"(3) "School premises" means any property used for school purposes, including but not limited to school buildings, playgrounds, and parking lots."

AMENDMENT NO. 6

On page 1, at the beginning of line 19 change "(2)" to "(4)"

AMENDMENT NO. 7

On page 2, at the beginning of line 1, change "(3)" to "(5)"

AMENDMENT NO. 8

On page 2, line 6, after "of" delete the remainder of the line and insert "unlawful disruption of the operation of a school shall be"

AMENDMENT NO. 9

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

"D. Nothing herein shall be construed to prevent lawful assembly and orderly petition for the redress of grievances, including any labor dispute between any school or institution of higher learning and its employees, or contractor or subcontractor or any employees thereof. Nothing herein shall apply to a bona fide labor organization or its legal activities such as picketing, assembly or concerted activities in the interest of its members for the purpose of securing better wages, hours, or working conditions."

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

Acting Speaker Hazel in the Chair

Speaker Tucker in the Chair

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

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Gisclair	Monica
Badon, B.	Guillory, E.	Montoucet
Barras	Guillory, M.	Perry
Billiot	Harrison	Pope
Burns, H.	Hazel	Pugh
Burns, T.	Henry	Richard
Carmody	Hill	Richardson
Champagne	Hines	Robideaux
Chandler	Hoffmann	Schroder
Chaney	Howard	Simon
Cortez	Jones, S.	Smiley
Cromer	Katz	Smith, G.
Danahay	LaBruzzo	St. Germain
Doerge	Lambert	Talbot
Dove	LeBas	White
Ellington	Little	Willmott
Ernst	Lopinto	
Geymann	Mills	
Total - 52		

NAYS

Mr. Speaker	Franklin	Morris
Abramson	Gallot	Norton
Anders	Greene	Nowlin
Arnold	Guinn	Pontin
Aubert	Hardy	Ponti
Badon, A.	Honey	Richmond
Baldone	Jackson G.	Ritchie
Barrow	Jackson M.	Smith, J.
Burford	Johnson	Smith, P.
Burrell	Jones, R.	Stiaes
Carter	Kleckley	Templet
Connick	LaFonta	Thibaut
Dixon	Leger	Waddell
Fannin	Ligi	Williams
Foil	McVea	
Total - 44		

ABSENT

Downs Hutter Roy
Edwards Landry Wooton
Henderson Pearson
Total - 8

Failed to pass.
Motion to reconsider pending.

HOUSE BILL NO. 695—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 42:1125(A), (C)(introductory paragraph), (D), and (E) and to enact R.S. 42:1125(F), relative to gubernatorial transition and inauguration; to provide relative to contribution limits; to provide relative to reporting; to provide relative to the duties of the Board of Ethics; to provide relative to certain records; to provide for effectiveness and applicability; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 695 by Representative Greene

AMENDMENT NO. 1

On page 2, line 21, before "accepts" change "which" to "that"
On motion of Rep. Waddell, the amendments were adopted.
Rep. Greene moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

Dove LaFonta Talbot
Downs Lambert Templet
Edwards Landry Thibaut
Ellington LeBas Waddell
Ernst Leger White
Fannin Ligi Williams
Foil Little Willmott
Total - 102

NAYS

Total - 0

ABSENT

Richmond Wooton
Total - 2

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 227—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 43:31(B)(2), relative to public printing; to remove certain exemptions from certain public printing requirements; to limit certain exemptions from certain public printing requirements; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Smiley to Engrossed House Bill No. 227 by Representative Greene

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact" and insert "repeal"

AMENDMENT NO. 2

On page 1, line 3, after "printing requirements" delete the semicolon ";" and delete the remainder of the line and delete line 4 and insert a period "."

AMENDMENT NO. 3

On page 1, line 6, after "is hereby" delete the remainder of the line and delete lines 7 through 19 and delete page 2 and insert "repealed in its entirety."

Rep. Smiley moved the adoption of the amendments.

Rep. Greene objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

Dove Little St. Germain
Gisclair Monica
Guinn Smiley
Total - 7

NAYS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Morris
Anders	Geymann	Norton
Arnold	Greene	Nowlin
Aubert	Guillory, E.	Pearson
Badon, A.	Guillory, M.	Perry
Baldone	Hardy	Peterson
Barras	Harrison	Ponti
Barrow	Hazel	Pope
Billiot	Henderson	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hines	Richmond
Burrell	Hoffmann	Ritchie
Carmody	Honey	Robideaux
Carter	Howard	Roy
Champagne	Jackson G.	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Kleckley	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	LaFonta	Templet
Downs	Lambert	Thibaut
Edwards	Landry	Waddell
Ellington	LeBas	White
Ernst	Leger	Williams
Fannin	Ligi	Willmott
Foil	Lopinto	
Total - 89		

ABSENT

Armes	Hutter	Montoucet
Badon, B.	Katz	Wooton
Danahay	McVea	
Total - 8		

The amendments were rejected.

Rep. Greene moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Cromer	Jones, S.	Smith, P.
Dixon	Kleckley	St. Germain
Doerge	LaBruzzo	Stiaes
Dove	LaFonta	Talbot
Downs	Lambert	Templet
Edwards	Landry	Thibaut
Ellington	LeBas	Waddell
Ernst	Leger	White
Fannin	Ligi	Williams
Foil	Lopinto	Willmott
Franklin	Mills	
Total - 95		

NAYS

Little
Total - 1

ABSENT

Armes	Hutter	Montoucet
Badon, B.	Katz	Wooton
Danahay	McVea	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Peterson, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 6, 2009

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. 96
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 6, 2009

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

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

Senate Concurrent Resolution Nos. 36, 37, and 38

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 37—
BY SENATORS BROOME AND DORSEY AND REPRESENTATIVES BARROW, PATRICIA SMITH AND HONEY
A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Leverenz Stevenson "LV" Hall.

Read by title.

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

Message from the Senate

SENATE BILLS

May 6, 2009

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

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

Senate Bill Nos. 18, 27, 160, 206, and 225

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 18—
BY SENATOR ALARIO
AN ACT

To enact R.S. 49:191(5) and to repeal R.S. 49:191(2)(e), relative to the Department of the Treasury, including provisions to provide for the re-creation of the Department of the Treasury and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

SENATE BILL NO. 27—
BY SENATOR MARTINY
AN ACT

To enact R.S. 9:203(E)(7), relative to marriage officiants, judges, and justices of the peace; to provide for the extension of authority for certain federal judges to preside over a marriage ceremony for a particular period of time; and to provide for related matters.

Read by title.

SENATE BILL NO. 160—
BY SENATOR MARIONNEAUX
AN ACT

To enact R.S. 47:1675(A)(6), relative to tax credits; to provide that any tax credit against income or corporate franchise tax with a "cap" on the amount of the credit allowed be administered on a first-come, first-serve basis unless otherwise provided by the statute granting the tax credit; to provide an exception when the total tax credits requested on a single business day exceed tax credits available under the credit "cap"; and to provide for related matters.

Read by title.

SENATE BILL NO. 206—
BY SENATORS ADLEY, DORSEY, DUPRE, ERDEY, LONG, MARIONNEAUX AND RISER
AN ACT

To amend and reenact R.S. 47:305.59, relative to the sales and use tax of the state and its political subdivisions; to exempt the sale and use of certain construction materials sold to certain organizations; and to provide for related matters.

Read by title.

SENATE BILL NO. 225—
BY SENATORS MORRISH AND DUPRE AND REPRESENTATIVES BALDONE AND DOVE
AN ACT

To enact R.S. 49:213.4(A)(9), relative to Louisiana Coastal Protection, Conservation, Restoration and Management; to provide for certain powers and duties of the Coastal Protection and Restoration Authority; to authorize the authority to enter into certain agreements with parish governing authorities; to provide certain terms and conditions of the agreements; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 6, 2009

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. 21, 22, 23, and 24

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.

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 98—

BY REPRESENTATIVE DANAHAY

A CONCURRENT RESOLUTION

To call upon the Department of State Civil Service to develop and implement a reporting system for all state departments and agencies to furnish the department certain information concerning the use of the Performance Planning and Review (PPR) system and pay increases for employees and to submit a report thereon to the legislature and certain committees thereof and also to direct all state departments and agencies to submit information to the Department of State Civil Service necessary for completion of such report.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Agriculture, Forestry, Aquaculture, and Rural Development

May 6, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Agriculture, Forestry, Aquaculture, and Rural Development to submit the following report:

House Bill No. 203, by Kleckley
Reported with amendments. (12-0) (Regular)

House Bill No. 408, by Anders
Reported with amendments. (14-0) (Regular)

House Bill No. 439, by Ellington
Reported with amendments. (14-0) (Regular)

House Bill No. 538, by Anders
Reported with amendments. (15-0) (Regular)

JOHN F. "ANDY" ANDERS
Chairman

Report of the Committee on Judiciary

May 6, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 75, by Hardy
Reported favorably. (9-0-1)

House Concurrent Resolution No. 77, by Baldone
Reported favorably. (11-0-1)

House Bill No. 14, by Burford
Reported favorably. (12-0-1) (Local & Consent)

House Bill No. 34, by Fannin
Reported favorably. (10-0-1) (Regular)

House Bill No. 70, by Hardy
Reported with amendments. (9-0-1) (Regular)

House Bill No. 91, by Wooton
Reported with amendments. (9-0-1) (Regular)

House Bill No. 95, by Mills
Reported favorably. (11-0-1) (Local & Consent)

House Bill No. 111, by Lambert
Reported favorably. (9-0-1) (Local & Consent)

House Bill No. 118, by Smith, Jane
Reported favorably. (14-0-1) (Regular)

House Bill No. 125, by Ritchie
Reported with amendments. (12-0-1) (Regular)

House Bill No. 136, by Guinn
Reported with amendments. (14-0-1) (Regular)

House Bill No. 148, by Stiaes
Reported favorably. (9-0-1) (Local & Consent)

House Bill No. 150, by Montoucet
Reported favorably. (11-0-1) (Local & Consent)

House Bill No. 160, by Danahay
Reported favorably. (12-0-1) (Local & Consent)

House Bill No. 165, by Edwards
Reported favorably. (9-0-1) (Local & Consent)

House Bill No. 197, by Doerge
Reported with amendments. (14-0-1) (Regular)

House Bill No. 202, by Richardson
Reported favorably. (12-0-1) (Local & Consent)

House Bill No. 219, by Carmody
Reported favorably. (9-0-1) (Local & Consent)

House Bill No. 279, by Richardson
Reported favorably. (12-0-1) (Local & Consent)

House Bill No. 296, by Hazel
Reported favorably. (11-0-1) (Local & Consent)

House Bill No. 359, by Lopinto
Reported favorably. (14-0-1) (Regular)

House Bill No. 391, by Gallot
Reported with amendments. (14-0-1) (Regular)

House Bill No. 447, by Thibaut
Reported favorably. (11-0-1) (Local & Consent)

House Bill No. 532, by Gallot
Reported favorably. (11-0-1) (Local & Consent)

House Bill No. 599, by Hill
Reported favorably. (12-0-1) (Local & Consent)

House Bill No. 617, by Talbot
Reported favorably. (10-0-1) (Regular)

House Bill No. 654, by Badon, Bobby
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 701, by Thibaut
Reported with amendments. (12-0-1) (Regular)

House Bill No. 710, by Ernst
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 716, by Leger
Reported favorably. (9-0-1) (Local & Consent)

CEDRIC L. RICHMOND
Chairman

**Report of the Committee on
Municipal, Parochial and Cultural Affairs**

May 6, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Bill No. 59, by Richardson
Reported with amendments. (12-0) (Regular)

House Bill No. 115, by Guinn
Reported favorably. (12-0) (Local & Consent)

House Bill No. 116, by Guinn
Reported favorably. (11-0) (Local & Consent)

House Bill No. 117, by Danahay
Reported favorably. (13-0) (Local & Consent)

House Bill No. 170, by Ellington
Reported favorably. (9-0) (Local & Consent)

House Bill No. 188, by Edwards
Reported with amendments. (14-0) (Regular)

House Bill No. 273, by Fannin
Reported favorably. (10-0) (Local & Consent)

House Bill No. 401, by Perry
Reported favorably. (9-0) (Local & Consent)

House Bill No. 411, by Pugh
Reported favorably. (12-0) (Regular)

House Bill No. 526, by Chandler
Reported favorably. (10-0) (Local & Consent)

House Bill No. 527, by Chandler
Reported with amendments. (10-0) (Regular)

House Bill No. 528, by Chandler
Reported favorably. (13-0) (Local & Consent)

REGINA ASHFORD BARROW
Chairman

**Report of the Committee on
Retirement**

Wednesday, May 6, 2009

To the Speaker and Members of the House of Representatives:

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

House Bill No. 358, by Armes
Reported with amendments. (9-0) (Regular)

House Bill No. 421, by Doerge
Reported favorably. (9-0) (Local & Consent)

House Bill No. 540, by Badon, Bobby
Reported favorably. (10-0) (Local & Consent)

House Bill No. 561, by Pope
Reported favorably. (10-0) (Local & Consent)

House Bill No. 646, by Jones, Sam
Reported favorably. (10-0) (Local & Consent)

House Bill No. 655, by Badon, Bobby
Reported favorably. (10-0) (Local & Consent)

JOEL C. ROBIDEAUX
Chairman

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

May 6, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 166, by Guillory, Mickey
Reported with amendments. (9-6) (Regular)

House Bill No. 192, by Abramson
Reported favorably. (15-0) (Regular)

House Bill No. 320, by Gallot
Reported favorably. (15-0) (Local & Consent)

House Bill No. 338, by Greene
Reported with amendments. (16-0) (Regular)

House Bill No. 756, by Montoucet
Reported with amendments. (16-0) (Regular)

House Bill No. 765, by Gallot (Joint Resolution)
Reported favorably. (17-0) (Regular)

HUNTER V. GREENE
Chairman

Privileged Report of the Committee on Enrollment

May 6, 2009

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. 28—
BY REPRESENTATIVE DIXON
A RESOLUTION

To recognize Tuesday, May 12, 2009, as Youth Tobacco Legislative Day and to commend the Boys and Girls Clubs of Central Louisiana.

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

May 6, 2009

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. 43—
BY REPRESENTATIVE ELLINGTON AND SENATOR THOMPSON
A CONCURRENT RESOLUTION

To approve a proposed amendment, Action Plan Amendment Number 1, to the State of Louisiana Action Plan for the Utilization of Community Development Block Grant Funds in Response to Hurricanes Gustav and Ike proposed by the Louisiana Recovery Authority and approved by the governor and the Joint Legislative Committee on the Budget for the Louisiana Farm Recovery Loan and Grant Program and the Louisiana Critical Farm Infrastructure Grant Program; and to provide for other matters pertaining thereto.

HOUSE CONCURRENT RESOLUTION NO. 81—
BY REPRESENTATIVE JANE SMITH
A CONCURRENT RESOLUTION

To recognize Tuesday, May 5, 2009, as Louisiana Society of Professional Surveyors Day at the Louisiana State Capitol and to commend the society's members.

HOUSE CONCURRENT RESOLUTION NO. 82—
BY REPRESENTATIVES ROY, 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, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, ELBERT GUILLORY, MICKLEY 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, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, HEBERT, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON, AND WALSWORTH
A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former state representative John Wyeth "Jock" Scott of Alexandria.

HOUSE CONCURRENT RESOLUTION NO. 86—
BY REPRESENTATIVE GARY SMITH
A CONCURRENT RESOLUTION

To commend C.H. "Sonny" Savoie of St. Charles Parish upon being named president of the National School Boards Association.

HOUSE CONCURRENT RESOLUTION NO. 87—

BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend the East Baton Rouge Parish School System upon being recommended for AdvancED district accreditation.

HOUSE CONCURRENT RESOLUTION NO. 88—

BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend McKinley Senior High School upon receiving a 2009 Siemens Award for Advanced Placement.

HOUSE CONCURRENT RESOLUTION NO. 91—

BY REPRESENTATIVE TUCKER AND SENATOR CHAISSON
A CONCURRENT RESOLUTION

To commend the Louisiana Academy of Family Physicians and to recognize Wednesday, May 6, 2009, as Family Medicine Day at the Louisiana State Capitol.

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.

Suspension of the Rules

On motion of Rep. Greene, the rules were suspended to permit the Committee on Ways and Means to meet at 9:00 a.m. on Thursday, May 7, 2009, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 2 and 3

Leave of Absence

Rep. Wooton - 1 day

Adjournment

On motion of Rep. Harrison, at 6:55 P.M., the House agreed to adjourn until Thursday, May 7, 2009, at 12:00 noon

The Speaker of the House declared the House adjourned until 12:00 noon, Thursday, May 7, 2009.

ALFRED W. SPEER
Clerk of the House

