TENTH 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

Tuesday, May 12, 2009

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

Morning Hour
ROLL CALL

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

PRESENT

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<th>Abramson</th>
<th>Gallot</th>
<th>Monica</th>
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<td>Anders</td>
<td>Geymann</td>
<td>Morris</td>
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<td>Armes</td>
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<td>Arnold</td>
<td>Guillory, E.</td>
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<td>Aubert</td>
<td>Guillory, M.</td>
<td>Nowlin</td>
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<td>Badon, A.</td>
<td>Guinn</td>
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<td>Baldon, B.</td>
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<td>Burns, T.</td>
<td>Honey</td>
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<td>Burrell</td>
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<td>Jackson M.</td>
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<td>Connick</td>
<td>Jones, S.</td>
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<td>Katz</td>
<td>St. Germain</td>
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<td>Edwards</td>
<td>Leger</td>
<td>Williams</td>
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<td>Ellington</td>
<td>Ligi</td>
<td>Willmott</td>
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<td>Ernst</td>
<td>Little</td>
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ABSENT

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<tr>
<th>Fannin</th>
<th>Lopinto</th>
<th>Wooton</th>
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<tr>
<td>Foil</td>
<td>McVeA</td>
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<td>Franklin</td>
<td>Total - 103</td>
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Henry
Total - 1

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

Prayer

Prayer was offered by Rev. Bland.
Ms. Rebecca Langlois Roth sang *The Lord’s Prayer*.

Pledge of Allegiance

Rep. Ligi 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 11, 2009, was
adopted.

Petitions, Memorials and
Communications

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

Message from the Secretary of State

The following message from the Secretary of State was received
and read:

State of Louisiana
SECRETARY OF STATE

May 12, 2009

To the Clerk of the House of Representatives
State of Louisiana

Sir:

I have the honor to submit to you the name of Jared Brossett,
who has been duly elected to fill the vacancy occurring in your
Honorable Body caused by the resignation of J. P. Morrell.

Jared Brossett has been officially proclaimed duly and legally
elected as State Representative from the 97th Representative District
of the State of Louisiana.

With best wishes,

JAY DARDENNE
Secretary of State

United States of America
STATE OF LOUISIANA

Jay Dardenne
Secretary of State

As Secretary of State of the State of Louisiana, I do hereby
certify that the following candidate, is declared elected by the people
to the office set opposite his name:
State Representative Jared Brossett, Representative of District 97

In testimony whereof, I have hereunto set my hand and caused the seal of my office to be affixed at the city of Baton Rouge on May 12, 2009.

JAY DARDENNE
Secretary of State

Oath of Office

Jared Brossett, presented himself before the bar of the House and took the following oath administered by The Honorable Dennis Bagneris:

"I, Jared Brossett, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state and that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member of the House of Representatives according to the best of my ability and understanding, so help me God."

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

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. 104
Returned without amendments

House Concurrent Resolution No. 106
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 41—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION
To highly and sincerely commend Sandra Bullock for her significant, substantial, and ongoing support of Warren Easton Senior High School in New Orleans, Louisiana.

Read by title.

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

Message from the Senate

SENATE BILLS

May 12, 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. 4, 24, 38, 143, 151, 154, 166, 184, 188, 230, 301, and 302

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. 4—
BY SENATOR AMEDEE
AN ACT
To enact R.S. 15:255(M), relative to the special witness fee funds in each of the parishes in the Twenty-Third Judicial District; to provide for the transfer of surplus monies in those funds to the criminal court fund of that district court; and to provide for related matters.

Read by title.

SENATE BILL NO. 24—
BY SENATOR AMEDEE
AN ACT
To amend and reenact R.S. 37:1432(A) and (B), relative to the Louisiana Real Estate Commission; to add two at-large members to the commission; and to provide for related matters.

Read by title.

SENATE BILL NO. 38—
BY SENATOR MICHOT
AN ACT
To amend and reenact R.S. 51:2101(D), relative to the Louisiana Immersive Technologies Enterprise Commission; to provide for the membership of the commission; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Brossett, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.
SENATE BILL NO. 143—
BY SENATORS AMEDEE AND MARIONNEAUX
AN ACT
To amend and reenact R.S. 9:2603(B)(4)(b) and to enact R.S. 9:2603.1 and 2603.2, relative to electronic transactions; to provide for the authorization and utilization of electronic applications for warrants and for electronic signatures; to provide for the electronic approval of such applications; to provide for processing of warrant applications, approvals of applications and documented returns of completed warrants for the judicial branch of state government; to provide for the authorization and utilization of electronic applications for testimony transcripts and electronic signatures; to provide for certification of testimony transcripts with electronic signatures; and to provide for related matters.

Read by title.

SENATE BILL NO. 151—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 35:191.4, relative to notaries public and registration of notary publics; to provide for related matters.

Read by title.

SENATE BILL NO. 143—
BY SENATOR DUPLESSIS
AN ACT
To enact R.S. 35:191.4, relative to notaries public and registration of notary publics; to provide for related matters.

Read by title.

SENATE BILL NO. 154—
BY SENATORS THOMPSON, LONG, NEVERS, RISER AND WALSWORTH
AN ACT
To amend and reenact R.S. 3:2(A), 80, 131, 302, 303, 415, 556.2(10), 556.7(A), 641, 642, 643, 644, 652, 666(9), 734(B)(1) and (6), 741, 825, 832, 851, 1024, 1025, 1311(3) and (12), 1312(A) and (C), 1313(C)(2)(b) and (E), 1362(9) and (24), 1432(A), 1651, 1652, 1732, 1772, 1891(28), 1892(A)(1) and (F), 1900(A) and (B), 2351, 2352, 2353, 2354, 2358.2(A), 2358.4(C), 3113(A), 3202(11) and (13), 3211(B)(3), 3225(A), 3402(1), (2), (7), (9) and (16), 3403(A)(7) and (H), 3404(B), 3405(B)(5) and (6), 3407(A)(2) and (3) and (E), 3408(A)(9)c and (10), 3409 (B), (C), (D) and (F), 3410 (E) and (F), 3410.1(A) and (B), 3410.2, 3411(B), (C), (D), 3411.1(B)(2) and (D), 3412, 3413(A), (B), (C), (E) and (F), 3414(B), 3415(A) and (C), 3416(A), (B) and (C), 3417(D) and (F), 3418(A), 3419(A), (C) and (D), 3424(B), 3802(A), 4224, 4603(B)(7), R.S. 29:726(E)(20)(a)(v) and 729(E)(13)(a)(vi), R.S. 36-4(A)(13), 621(C), 622, 623, the introductory paragraph of 624(B), 625, 626(A) and (B), 628(C), (D) and (E), 629(B), the introductory paragraph of (C), the introductory paragraph of (D), the introductory paragraph of (E), (F), (G), (I), (J), (K) and (L), R.S. 37:2202, R.S. 51:2.1, the introductory paragraph of 6, 472 and R.S. 54:112; to enact R.S. 3:2(F), 283.1 and 751(E); and to repeal R.S. 3:14, 401 through 409, 414, Part I-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:421 through 426, Part I-D of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:521 through 538, Part V of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:541 through 550, 824, 1312(H) and 1906(A) and R.S. 36:627(E), 628(B) and 629(C)(2), and R.S. 39:455, relative to the Department of Agriculture and Forestry; to abolish the State Market Commission; to abolish the Farm Youth Loan Program; to abolish other programs administered by the State Market Commission; to authorize the transfer of duties and obligations to the Louisiana Agricultural Finance Authority; to provide, relative to the Fertilizer Commission and submission of tonnage reports; to provide for restrictions on the sale of fertilizer; to provide for the powers and duties of the commissioner of agriculture and forestry; to provide relative to the composition of certain boards and commissions; to provide relative to the Louisiana Agricultural Commodities Commission; to provide relative to the functions of the office of agricultural and environmental sciences; to provide for recovery in receiverships; to change the name of the office of animal health services to the office of animal health and food safety; to provide relative to the assessment levied on grain sorghum; to provide for definitions; to direct the Louisiana Law Institute to re-designate certain provisions in current law; to provide for technical changes; and to provide for related matters.

Read by title.

SENATE BILL NO. 166—
BY SENATORS DUPRE, APPEL, CROWE, DUPLESSIS, KOSTELKA, LONG, MICHOT, QUINN, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAIGNE, DOWNS, FOIL, GINOS, MICKIE, GUILLOUX, LITTLE, MILLS, PEARSON, PERRY, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY AND JANE SMITH
AN ACT
To enact R.S. 14:98.3, relative to public safety; to create the crime of operating a vehicle while under suspension for certain prior offenses; to provide for elements of the crime; to provide for penalties; to provide for a prior offense involving operation under the influence of an intoxicant; to provide for certain criteria; and to provide for related matters.

Read by title.

SENATE BILL NO. 188—
BY SENATORS ALARIO, APP, MARTINY AND MORRELL AND REPRESENTATIVES GIROD JACKSON, LABRUZZO AND TEMPLET
AN ACT
To amend and reenact Code of Civil Procedure Articles 3421, 3431, 3432, and 3434, and to repeal Code of Civil Procedure Article 3433, relative to small successions; to define a small succession; to provide relative to small succession procedure and effects; to authorize recognition and conveyance of an ownership interest in certain immovable property through a small succession; to provide certain definitions, procedures, conditions, and requirements; to provide a prescriptive period for certain actions; and to provide for related matters.

Read by title.

SENATE BILL NO. 230—
BY SENATOR SHAW
AN ACT
To amend and reenact R.S. 46:236.11(A) and (C) and to enact R.S. 46:236.11.1 through 236.11.4, relative to the Family Support Program; to provide for certain electronic data matching and cooperation between the Department of Social Services and insurance companies; to provide relative to disclosure of certain information and penalties for intentional or willful unauthorized disclosure; to provide definitions; to provide for procedures and requirements for notice of payment to the state disbursement units; to provide for the redirection of income assignment payments; to provide for the amendment and use of certain records as evidence; and to provide for related matters.

Read by title.
SENATE BILL NO. 301—
BY SENATORS DUPRE AND THOMPSON
AN ACT
To enact R.S. 14:126.5, relative to perjury; to create the crime of false statements concerning participation in medical assistance programs; to provide for elements of the crime; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 302—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 15:902.3(A) and 902.4(A), (B) and (D), relative to the Department of Corrections; to provide relative to juvenile placement; to provide relative to the conversion of Jetson Center for Youth; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 35—
BY REPRESENTATIVE CHANEY
A RESOLUTION
To recognize May 13, 2009, as Dental Hygiene Day and to commend the Louisiana Dental Hygienists’ Association and dental hygienists around the state for their outstanding contributions to the oral health of citizens of the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 36—
BY REPRESENTATIVE CARTER
A RESOLUTION
To proclaim Friday, May 8, 2009, as Red Nose Day.

Read by title.

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

HOUSE RESOLUTION NO. 37—
BY REPRESENTATIVES WILLIAMS, CHANDLER, AND PATRICIA SMITH
A RESOLUTION
To commend the Louisiana Assembly on School-Based Health Care youth advocacy program and to recognize May 12, 2009, as Louisiana Assembly on School-Based Health Care Youth Advocacy Day at the Louisiana House of Representatives.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 109—
BY REPRESENTATIVE CHANDLER
A CONCURRENT RESOLUTION
To urge and request support and assistance in providing funding for the Wood to Electricity Program being developed by the Wood Products Development Foundation.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 110—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION
To recognize April 6 through the 10 as National Work Zone Safety Awareness Week.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to conduct a safety study of the Intracoastal Waterway LA 47 Bridge located in Orleans Parish and to report study findings and recommendations to the House Committee on Transportation, Highways and Public Works prior to the convening of the 2010 Regular Session.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE DOWNS
A CONCURRENT RESOLUTION
To urge and request each city, parish, and other local public school board to convene public meetings at least twice each year with the appropriate local law enforcement authorities and with the appropriate school personnel to discuss and report on issues relative to school attendance and behavioral problems of students.

Read by title.

Lies over under the rules.

House and House Concurrent Resolutions

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

HOUSE RESOLUTION NO. 34—
BY REPRESENTATIVE HILL
A RESOLUTION
To urge and request the Department of Public Safety and Corrections, office of state fire marshal, to conduct a study to determine the feasibility of rural fire departments using five thousand gallon or larger water tanks of various construction to fight fires and to determine what other major issues are facing rural fire departments.

Read by title.

Under the rules, the above resolution was referred to the Committee on Commerce.
HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To urge and request the secretary of the Department of Health and Hospitals to study whether Louisiana health care providers should be mandated to adopt the VistA electronic medical record system technology utilized by the United States Department of Veterans Affairs.

Read by title.

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

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. 3—
BY REPRESENTATIVES PONTI, BARRAS, BURFORD, HENRY BURNS, CARMOHY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, DANAHAY, FOLT, HARRISON, HAZEL, HENRY, HOWARD, LANDRY, LEGER, LIGI, LITTLE, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PERRY, POPE, PUGH, RICHARDSON, SCHRODER, SIMON, TALBOT, TEMPLET, WILLMOTT, AND PETERSON
A CONCURRENT RESOLUTION

To direct state agencies to maximize efficiency, minimize waste, and save taxpayer dollars and to be prepared to address their efforts in this regard at sunset review hearings and other legislative proceedings and to direct state agency staff members responsible for monitoring legislation affecting their respective agencies to take immediate notice of this Resolution so that action can begin accordingly.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Concurrent Resolution No. 3 by Representative Ponti

AMENDMENT NO. 1
On page 3, line 10, after "that" delete the comma "," and delete the remainder of the line and at the beginning of line 11, delete "Postal Service,"

AMENDMENT NO. 2
On page 3, line 11, after "transmitted" and before "to" delete "via electronic mail"

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

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

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 55—
BY REPRESENTATIVE LAFONTA
AN ACT
To enact R.S. 32:378.3, relative to motor vehicles; to prohibit installation of sound amplification systems on the exterior of a vehicle; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 65—
BY REPRESENTATIVE GIROD JACKSON
AN ACT
To amend and reenact R.S. 9:156(7), relative to the Uniform Unclaimed Property Act; to provide relative to the custody of certain unclaimed bank issued checks; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

HOUSE BILL NO. 261—
BY REPRESENTATIVE CONNICK
AN ACT
To amend and reenact R.S. 20:1(A)(2) and to enact R.S. 13:3851.1, relative to the exemption from seizure and sale of a homestead; to provide for an increase in the amount of the homestead exemption; to provide relative to the seizure and sale of a homestead in the execution of a judgment for credit card charges; to provide relative to judicial mortgages; to provide for exceptions; to provide for prescription; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 261 by Representative Connick

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 20:1(A)(2)" and before the comma "," insert "and to enact R.S. 13:3851.1,"

AMENDMENT NO. 2
On page 1, line 2, after "relative to the seizure and sale of a homestead;" delete the comma "," and to enact R.S. 13:3851.1"
AMENDMENT NO. 3

On page 1, between lines 5 and 6, insert the following:

"Section 1. R.S. 13:3851.1 is hereby enacted to read as follows:
§3851.1. Limitation of seizure of homestead

A. Except as otherwise provided in Subsection C of this Section, a judgment creditor shall not cause the seizure or sale of the homestead of the judgment debtor in the execution of a judgment for consumer credit card charges. For purposes of this Section, a judgment for consumer credit card charges is a judgment for the payment of money consisting solely of amounts due from a consumer for unsecured consumer loans incurred through the use of a lender credit card or seller credit card, as those terms are defined in R.S. 9:3516, and related interest, fees, charges, attorney fees, and court costs.

B. The provisions of this Section shall not preclude the filing of a judgment for credit card charges with the recorder of mortgages not affect the validity or ranking of a judicial mortgage upon the judgment debtor's homestead arising from such filing. Though the judicial mortgage arising from the filing of a judgment for credit card charges may not be enforced by the seizure and sale of the judgment debtor's homestead, the judgment creditor shall nonetheless have the right to be paid, according to the ranking of his judicial mortgage, from any proceeds resulting from the sale of the homestead through other means or initiated by other creditors.

C.(1) The provisions of this Section shall not apply to a creditor who holds a conventional mortgage upon the debtor's homestead.

(2) The provisions of this Section shall not apply if the debtor has executed a valid waiver of the homestead exemption which waiver shall be in authentic form.

D. A judgment debtor may bring an action to annul a sheriff's sale conducted in violation of this Section only if the judgment creditor is the purchaser at the sale and is still in possession of the property. A violation of this Section may not be asserted against a third party who purchases the homestead from the judgment creditor at any time after the sheriff's sale.

E.(1) An action to annul a sheriff's sale shall prescribe one year from the date of the sheriff's sale deed.

(2) An action for damages arising from a violation of this Section shall prescribe one year from the date of service of notice of seizure of the homestead upon the judgment debtor.

AMENDMENT NO. 4

On page 1, at the beginning of line 6, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, line 13, after "to" and before "thousand" change "one hundred" to "thirty-five"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 340—
BY REPRESENTATIVE HENRY
A JOINT RESOLUTION

Proposing to amend Article I, Section 8 of the Constitution of Louisiana, relative to freedom of religion; to prohibit government infringement of the right of every person to freely express his religious belief; to provide that the right shall not be burdened without the showing of a compelling governmental interest; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 340 by Representative Henry

AMENDMENT NO. 1

On page 1, line 13, after "prohibiting" delete the remainder of the line and delete line 14 through 20 in their entirety and insert the following:

"any religious belief. No person acting under color of law shall burden the free exercise of religion, even if the burden results from a rule of general applicability, unless the government proves that it has a compelling governmental interest in infringing upon the specific expression, act, or refusal to act at issue, and that there is no other less burdensome alternative. The free exercise of religion shall include the right of every person to freely express his sincerely held religious belief and to engage in or refrain from activity based on a sincerely held religious belief. A burden shall include, but not be limited to a direct burden as well as an indirect burden such as withholding benefits, assessing penalties, or exclusion from professions, programs, or facilities."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 349—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 32:663(A), relative to chemical lab analyses; to authorize the use of out-of-state chemical labs; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 349 by Representative Hazel
On page 2, between lines 3 and 4, insert the following:

"(3) Any chemical lab analyses of a person's blood, urine, breath, or other bodily substance, performed by an out-of-state laboratory shall be considered valid under the provisions of this Part, and admissible and competent evidence of intoxication in any court of law.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 354—
BY REPRESENTATIVE GIORD JACKSON AND SENATOR MURRAY
AN ACT
To amend and reenact R.S. 38:2225.2.1(A)(3), relative to public contracts; to extend the time relative to the utilization of design-build contracts under certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 354 by Representative Girod Jackson

AMENDMENT NO. 1
On page 1, line 3, after "circumstances;" add the following:

"to authorize other public entities to utilize the design-build method under certain circumstances;"

AMENDMENT NO. 2
On page 1, line 13, after "or both" and before "the colon": insert the following:

"or any public building or structure to be constructed or repaired to meet a homeland security or criminal justice need pursuant to a hurricane recovery plan.

AMENDMENT NO. 3
On page 1, line 14, after "the city of New Orleans" and before "and" insert "sheriffs, housing authorities.

AMENDMENT NO. 4
On page 1, line 20, after "and" and before "the" delete "an ordinance adopting" and insert "adopt"

AMENDMENT NO. 5
On page 2, line 6, change "five" to "three"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 363—
BY REPRESENTATIVES AUBERT AND LANDRY
AN ACT
To amend and reenact Civil Code Articles 2358, 2362.1 through 2364, and 2365 through 2367.2 and R.S. 9:374, to enact Civil Code Article 2367.3, and to repeal Civil Code Article 2364.1, relative to the community property regime; to provide for claims for reimbursement between spouses; to provide for a reduction in reimbursement for obligations paid with respect to certain movable property; to provide when a claim for reimbursement may be made; to provide for the use of a residence of the spouses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 403—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 10:1-201(b)(5), (6), (15), (16), (21), and (42), R.S. 10:4-104(c)(introductory paragraph), 4- 210(c)(introductory paragraph), Chapter 7 of Title 10 of the Louisiana Revised Statutes of 1950, formerly comprised of R.S. 10:7-101 through 7-105, 7-201 through 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, 7-601 through 7-603, and 7-701, to be comprised of R.S. 10:7-101 through 7-106, 7-201 through 7-210, 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, and 7-601 through 7-604, 9- 102(a)(30), (b), and (d)(7), 9-203(b)(introductory paragraph) and (3)(D), 9-207(c), 9-208(b)(5) and (6), 9-301(3), 9-310(b)(5) and (8), 9-312(e), 9-313(a), 9-314(a) and (b), 9-317(b) and (d), 9-338, and 9-601(b) and to enact R.S. 10:8-103(g) and 9- 208(b)(7), relative to warehouses and documents of title; to provide for definitions; to provide for documents of title, warehouse receipts, destination bills, and bills of lading; to provide for rules of negotiability of documents of title; to provide for liens of carriers; to provide for a carrier's duty of care; to provide for negotiation of documents of title; to provide for lost or missing documents of title; to provide for conforming amendments to other sections of the Uniform Commercial Code; to provide for applicability and retroactivity; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 403 by Representative Foil

AMENDMENT NO. 1
On page 1, line 17, after "Code;" and before "and" insert "to provide for applicability and retroactivity; to provide for an effective date;"
"Section 7. This Act applies to a document of title that is issued or a bailment that arises on or after the effective date of this Act. This Act does not apply to a document of title that is issued or a bailment that arises before the effective date of this Act even if the document of title or bailment would be subject to this Act if the document of title had been issued or bailment had arisen on or after the effective date of this Act. This Act does not apply to a right of action that has accrued before the effective date of this Act.

Section 8. A document of title issued or a bailment that arises before the effective date of this Act and the rights, obligations, and interests flowing from that document or bailment are governed by any statute amended or repealed by this Act as if amendment or repeal had not occurred and may be terminated, completed, consummated, or enforced under that statute.

Section 9. The provisions of this Act shall become effective January 1, 2010."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 425—
BY REPRESENTATIVE DOERGE
AN ACT
To amend and reenact R.S. 47:302.15, 322.47, and 332.53, relative to special treasury funds created for disposition of certain state sales taxes on hotel occupancy in Webster Parish; to provide for the use and deposit of monies into the Webster Parish Convention and Visitors Commission Fund; to change the name of the Webster Parish Convention and Visitors Bureau Fund to the Webster Parish Convention and Visitors Commission Fund; to provide for the use, deposit, and transfers of monies in the Webster Parish Convention and Visitors Bureau Fund; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 425 by Representative Doerge

AMENDMENT NO. 1

On page 1, line 8, after "Fund;" delete the remainder of the line and delete line 9 in its entirety and at the beginning of line 10, delete "date;"

AMENDMENT NO. 2

On page 3, delete lines 8 through 12 in their entirety

AMENDMENT NO. 3

On page 3, at the beginning of line 13, change "Section 4." to "Section 3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 444—
BY REPRESENTATIVES PERRY, BALDONE, HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, FOIL, GISCLAIR, MICKY GUILORY, LITTLE, MILLS, PEARSON, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY, AND JANE SMITH AND SENATORS AMEDEE, CHAISSON, CHEEK, CROWE, DUNLESS, DUPRE, KOSTELKA, LONG, MICHOT, QUINN, SHAW, SMITH, AND WALSWORTH
AN ACT
To amend and reenact R.S. 32:668(A)(introductory paragraph), to enact R.S. 32:668.1, and to repeal 32:668(A)(6) relative to drivers licenses; to provide for scope of administrative hearings related to driver's license suspension; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 445—
BY REPRESENTATIVES BALDONE, BILLIOT, HENRY BURNS, TIM BURNS, CHAMPAGNE, DOERGE, DOWNS, FOIL, GISCLAIR, MICKY GUILORY, HOWARD, LITTLE, MILLS, PEARSON, PERRY, POPE, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY, AND JANE SMITH AND SENATORS AMEDEE, CHAISSON, CHEEK, CROWE, DUNLESS, DUPRE, KOSTELKA, LONG, MICHOT, QUINN, SHAW, SMITH, AND WALSWORTH
AN ACT
To amend and reenact R.S. 32:667(B)(2) and to repeal R.S. 32:667(B)(1)(a) and (4), relative to driving while under the influence; to increase suspension of driving privileges upon refusal to submit to a chemical test; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 454—
BY REPRESENTATIVES SIMON, BURFORD, AND MILLS AND SENATOR HEBERT
AN ACT
To enact R.S. 9:4525, relative to liens; to provide with respect to obligations and rights of lessees; to provide relative to the rights of a lessee to agricultural crop or other plantings made for commercial purposes on the land of another; to create a privilege to secure the rights of a lessee to agricultural crop or other plantings made for commercial purposes on the land of another; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 454 by Representative Simon
AMENDMENT NO. 1
On page 2, line 9, change "ordinary" to "summary"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 502—
BY REPRESENTATIVE CORTEZ
AN ACT
To enact Part III-I of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:139 through 139.7, relative to expropriation by a declaration of taking; to authorize the city of Youngsville to expropriate property for the Chemin Métairie Phase II Project; to provide procedures for the expropriation by a declaration of taking; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

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

HOUSE BILL NO. 509—
BY REPRESENTATIVE LEGER
A JOINT RESOLUTION
Proposing to amend Article VII, Section 25(A)(1) and (E) of the Constitution of Louisiana, relative to tax sales; to provide relative to the procedure for bidding at ad valorem property tax sales; to provide for the payment of penalties by an ad valorem tax sale bidder; to provide for the payment of penalties, interest, and costs by a taxpayer when taxes on moveables are delinquent; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported without amendments by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 516—
BY REPRESENTATIVES WILLIAMS, ELLINGTON, FANNIN, ELBERT GUILLORY, HAZEL LIGI, MCVEA, MORRIS, PEARSON, SMILEY, GARY SMITH, PATRICIA SMITH, AND STIAES
AN ACT
To enact Subpart Q-1, to be comprised of R.S. 39:100.121, and Q-2, to be comprised of R.S. 39:100.125, of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, relative to state funds; to establish the Center of Excellence for Autism Spectrum Disorder Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to establish the Walking the Walk for Our Kids Fund as a special treasury fund; to provide for deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 517—
BY REPRESENTATIVE LEBAS
AN ACT
To enact R.S. 40:1299.35.9, relative to health care services; to protect persons who refuse to provide health care services from certain types of punitive measures; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1
On page 1, line 8, after "A.", and before "Any", insert "(1)"

AMENDMENT NO. 2
On page 1, line 13, change "because of a refusal" to "for declining"

AMENDMENT NO. 3
On page 1, between lines 14 and 15, insert the following:

"(2) This Section shall not prevent an inquiry by an employer or patient regarding whether a person, employer, or entity declines to participate in any health care service that violates its conscience. When a patient requests health care services, a person, employer, or entity shall identify, in writing, as soon as practicable, its declination to provide a service in accordance with the provisions of this Section."

"(3) The provisions of this Section shall not be construed to relieve any health care provider from providing emergency care as required by state or federal law."

AMENDMENT NO. 4
On page 1, line 16, after "means", delete the remainder of the line and insert "sincerely held religious belief or moral conviction."

AMENDMENT NO. 5
On page 1, line 17, after "service", delete the remainder of the line and insert the following:

"includes, but is not limited to, abortion, dispensation of drugs affecting the reproductive process, artificial insemination, sterilization, artificial reproductive technologies, human embryonic stem cell research, human embryo cloning, fetal experimentation, euthanasia, or physician-assisted suicide."

AMENDMENT NO. 6
On page 1, delete lines 18 and 19 in their entirety and on page 2, delete lines 1 and 2 in their entirety.

AMENDMENT NO. 7
On page 2, after line 6, insert the following:

"C. A suit alleging a violation of this Section shall be brought in a district court in accordance with R.S. 23:303."

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On motion of Rep. Tim Burns, the amendments were adopted.
On motion of Rep. Tim Burns, the bill, as amended, was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 557—
BY REPRESENTATIVE HOWARD
AN ACT
To amend and reenact R.S. 47:302.37(B), relative to the Sabine Parish Tourism Improvement Fund; to change the name of the recipient of the monies in the fund to the Sabine Parish Tourist and Recreation Commission; to provide for an effective date; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Appropriations.

On motion of Rep. Fannin, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 559—
BY REPRESENTATIVES JANE SMITH, CORTEZ, ELLINGTON, FANNIN, ELBERT GUILORY, HARRISON, HAZEL, LEBAS, LERGER, LIGE, MCVEA, MORRIS, PEARSON, SCHRODER, SMILEY, GARY SMITH, PATRICIA SMITH, STAES, WHITE, AND WILLIAMS
AN ACT
To enact Chapter 23 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2171 through 2179, relative to veterans affairs; to create the Louisiana Initiative for Veteran and Service-Connected Disabled Veteran-Owned Small Entrepreneurships; to provide for state goals for procurements and public contracts for veteran and service-connected disabled veteran-owned small entrepreneurships; to provide for certification; to provide for responsibilities and training of the commissioner of administration; to provide for initiative coordinators and reporting; to provide for responsibilities of the Louisiana Department of Veterans Affairs; to provide for definitions; to provide for application; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Appropriations.

On motion of Rep. Fannin, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the local and consent calendar.

HOUSE BILL NO. 572—
BY REPRESENTATIVE ARNOLD
AN ACT
To amend and reenact R.S. 22:1624(C), relative to insurance-related activities of financial institutions; to require that funds be held by certain banks; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Commerce.
The committee amendments were read as follows:

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 22:1624(C)" delete "and to repeal R.S. 22:1598(C)"

AMENDMENT NO. 2
On page 1, line 4, after "banks;" delete the remainder of the line in its entirety and on line 5, delete "circumstances;"

AMENDMENT NO. 3
On page 2, delete line 1 in its entirety
On motion of Rep. Arnold, the amendments were adopted.
On motion of Rep. Arnold, the bill, as amended, was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 690—
BY REPRESENTATIVE BARROW
AN ACT
To amend and reenact R.S. 37:599(A)(1)(introductory paragraph) and (2), relative to licensing fees charged by the Louisiana Board of Cosmetology; to increase licensing fees for the board; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 691—
BY REPRESENTATIVE HONEY
AN ACT
To enact R.S. 45:805, relative to local emergency telephone systems; to prohibit a telephone company from charging a fee for publication of a 911 number; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Commerce.

On motion of Rep. Arnold, the bill was ordered engrossed and passed to its third reading.
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 725—
BY REPRESENTATIVES MICHAEL JACKSON, GEYMANN, HINES, AND LERGER
AN ACT
To enact R.S. 32:76.1, relative to bicycles; to provide a method by which drivers of vehicles shall pass bicyclists; to provide for penalties; to provide for publications, signage, and a public awareness campaign; and to provide for related matters.

Read by title.
Reported with amendments by the Committee on Transportation, Highways and Public Works.
The committee amendments were read as follows:
To enact R.S. 33:9109.1, relative to communications districts; to provide for issues of liability; to provide for exclusivity of the service charge; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 782 by Representative Ellington

AMENDMENT NO. 1
On page 3, line 19, change "fifty" to "sixty"

AMENDMENT NO. 2
On page 5, line 5, change "two" to "one"

AMENDMENT NO. 3
On page 6, after line 6, insert the following:

"Section 3. In the Fiscal Year 2009-2010, the department may retain up to eight hundred thousand dollars of remitted funds to pay actual start-up costs to implement the system for collection and remittance of prepaid wireless 911 service charges."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 820—
BY REPRESENTATIVE MICKY GUILLOY
AN ACT
To amend and reenact R.S. 32:702(4) and (16), 706.1(A) and (B), 707(I) and (J), 718 (B) and (C), 1722(A) and (C), 1728.2(C)(2), (D), (E), (F), and (G), and 1728.3(C), (D)(1), (E), and (F) and to enact R.S. 32:706.2, 707.5, 718(D), 1720(C), 1722(D), 1728.2(H) and R.S. 47:522, relative to dismantled or salvaged motor vehicles; to create the Louisiana Omnibus Auto Theft Prevention and Recovery Act (LOATPRA); to define "certificate of destruction"; to define "water-damaged vehicles"; to require sellers to disclose an assembled title to the purchaser of a motor vehicle; to require dismantlers to notify the office of motor vehicles upon receiving a vehicle for dismantling; to create a procedure for titling a total loss salvage motor vehicle prior to reconstruction and operation; to establish an assembled vehicle title and procedures for issuance; to require a storage or parking facility to notify the office of motor vehicles when an owner recovers a motor vehicle or when a motor vehicle is surrendered to a lien holder; to require contracted storage facilities to obtain verification and provide notification to registered lien holders prior to expiration of a vehicle storage contract; to mandate that appraisers use the latest version of the NADA Guide as a guideline for the appraisal of vehicles to be crushed or dismantled; to require an application for crushing and dismantling upon a form created by the Department of Public Safety and Corrections; to provide for a time limit for approval of the application after electronic submission of application to the Department of Public Safety and Corrections, office of motor vehicles; to require licensed dismantlers and crushers to certify the crushing or dismantling of a vehicle by submitting a form provided by the office of motor vehicles; to require the owner-operator to maintain certain records on file for all vehicles dismantled or crushed; to authorize representatives of the Department of Public Safety and...
Corrections to enter a dealer's premises to recover state credentials when the dealer's license has been suspended or revoked; to provide for information maintained by auto hulk buyers; to provide for the reporting of auto hulks; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 820 by Representative Mickey Guillory

**AMENDMENT NO. 1**
On page 1, line 2, and page 2, line 13, after "707(I) and (J)," and before "1722(A)" insert "718(B) and (C),"

**AMENDMENT NO. 2**
On page 1, line 4, and page 2, line 15, after "707.5," and before "1720(C)," insert "718(D),"

**AMENDMENT NO. 3**
On page 1, line 8, after "motor vehicle;" delete the remainder of the line

**AMENDMENT NO. 4**
On page 1, delete lines 9 through 11 in their entirety

**AMENDMENT NO. 5**
On page 1, at the beginning of line 12, delete "salvage vehicle status;"

**AMENDMENT NO. 6**
On page 2, line 10, after "revoked;" and before "to provide for" insert "to provide for information maintained by auto hulk buyers; to provide for the reporting of auto hulks;"

**AMENDMENT NO. 7**
On page 4, delete lines 6 through 17 in their entirety

**AMENDMENT NO. 8**
On page 4, delete line 23, after "within" and before "days" delete "sixty" and insert "thirty"

**AMENDMENT NO. 9**
On page 4, line 24, after "certificate of title" delete the remainder of the line

**AMENDMENT NO. 10**
On page 4, at the beginning of line 25, delete "appraisal"

**AMENDMENT NO. 11**
On page 4, line 28, after "days of" delete "transaction" and insert "settlement of the property damage claim and the owner retained salvage value."

**AMENDMENT NO. 12**
On page 5, line 27, after "restores a" delete the remainder of the line

**AMENDMENT NO. 13**
On page 5, line 28, after "vehicle" and before "to operating" insert "without salvage title"

**AMENDMENT NO. 14**
On page 6, delete lines 21 through 29 in their entirety

**AMENDMENT NO. 15**
On page 7, delete lines 1 through 3

**AMENDMENT NO. 16**
On page 7, line 4, change "(4)" to "(3)"

**AMENDMENT NO. 17**
On page 7, line 9, change "(5)" to "(4)"

**AMENDMENT NO. 18**
On page 7, line 13, change "(6)" to "(5)"

**AMENDMENT NO. 19**
On page 7, line 19, change "(7)" to "(6)"

**AMENDMENT NO. 20**
On page 7, line 27, change "(8)" to "(7)"

**AMENDMENT NO. 21**
On page 8, line 29, after "obtained" and before the period "." insert "or a receipt from a licensed automotive dismantler and parts recycler certifying that the vehicle from which the part was removed was reported to the office of motor vehicles in accordance with R.S. 32:718"

**AMENDMENT NO. 22**
On page 10, after line 28, insert the following:

"§718. Sale of an auto hulk as scrap to a scrap metal processor or a licensed automotive dismantler and parts recycler

* * *

B. Every secondary metal processor or licensed automotive dismantler and parts recycler shall maintain the signed and dated affidavit, along with the name and address of the person delivering, selling, or transferring the auto hulk, photographic or electronic copy of the seller's valid driver's license or a valid identification card issued by the seller's current state of residence, the tag number and state of issue of the vehicle delivering the auto hulk, and the vehicle identification number of the auto hulk. This information shall be kept in a registry or book or in electronic format for a period of two years at the secondary metal processor's or the licensed automotive dismantler and parts recycler's place of business and shall be made available for inspection by any peace officer, law enforcement official, or office of motor vehicles official at any time during customary business hours.

C. Every secondary metal processor or licensed automotive dismantler and parts recycler shall submit an electronic report to the
of motor vehicles of the vehicle identification number of each auto hulk received from a seller. The report shall be in a form approved by the office of motor vehicles and shall be submitted on at least a weekly basis within seventy-two hours of the purchase of the auto hulk.

D. The provisions of this Section are applicable to auto hulks in lieu of the provisions of R.S. 32:717 and 807.

* * *

AMENDMENT NO. 23
On page 11, delete line 17 in its entirety and insert "in accordance with R.S. 32:1718."

AMENDMENT NO. 24
On page 12, line 21, after "by using the" and before "value" delete "applicable" and insert "rough trade-in"

AMENDMENT NO. 25
On page 12, line 27, after "expiration of" and before "days" delete "sixty" and insert "thirty"

AMENDMENT NO. 26
On page 13, delete lines 9 through 20 in their entirety and insert in lieu thereof a set of asterisks "* * *

AMENDMENT NO. 27
On page 13, at the beginning of line 23, delete "standard" and insert "rough trade-in"

AMENDMENT NO. 28
On page 14, delete lines 21 through 29 in their entirety

AMENDMENT NO. 29
On page 15, delete lines 1 through 3 in their entirety

AMENDMENT NO. 30
On page 15, line 4, change "(3)" to "(2)"

AMENDMENT NO. 31
On page 15, line 5, after "based on the" and before "value" delete "standard" and insert "rough trade-in"

AMENDMENT NO. 32
On page 15, line 8, change "(4)" to "(3)"

AMENDMENT NO. 33
On page 15, line 10, change "(5)" to "(4)"

AMENDMENT NO. 34
On page 15, line 12, change "(6)" to "(5)"

AMENDMENT NO. 35
On page 15, line 15, change "(7)" to "(6)"

AMENDMENT NO. 36
On page 16, line 2, after "based on the" and before "value" delete "standard" and insert "rough trade-in"

AMENDMENT NO. 37
On page 16, delete lines 14 through 25 in their entirety

AMENDMENT NO. 38
On page 16, line 26, change "(d)" to "(c)"

AMENDMENT NO. 39
On page 16, at the beginning of line 28, delete "standard" and insert "rough trade-in"

AMENDMENT NO. 40
On page 17, line 1, change "(e)" to "(d)"

AMENDMENT NO. 41
On page 17, line 14, after "photograph of" and before "of the vehicle" delete "each side" and insert "all four sides"

AMENDMENT NO. 42
On page 17, delete lines 21 through 29 in their entirety

AMENDMENT NO. 43
On page 18, delete lines 1 through 3 in their entirety

AMENDMENT NO. 44
On page 18, line 4, change "(c)" to "(b)"

AMENDMENT NO. 45
On page 18, line 5, after "based on the" and before "value" delete "standard" and insert "rough trade-in"

AMENDMENT NO. 46
On page 18, line 8, change "(d)" to "(c)" and after "photograph of" and before "of the vehicle" delete "each side" and insert "all four sides"

AMENDMENT NO. 47
On page 18, delete lines 10 through 25 in their entirety

AMENDMENT NO. 48
On page 18, line 10, change "(e)" to "(d)"

AMENDMENT NO. 49
On page 18, line 12, change "(f)" to "(e)"

AMENDMENT NO. 50
On page 18, line 14, change "(g)" to "(f)"

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

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

Under the rules, placed on the regular calendar.

Withdrawal of Notice of Intention to Call
Rep. Tucker withdrew his intention to call House Bill No. 830 from the calendar for future action.

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

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

Regular Calendar

HOUSE BILL NO. 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.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Gallow</th>
<th>Monica</th>
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</thead>
<tbody>
<tr>
<td>Abramson</td>
<td>Geymann</td>
<td>Montoucet</td>
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<td>Anders</td>
<td>Gisclair</td>
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<td>Armes</td>
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<td>Arnold</td>
<td>Guillory, E.</td>
<td>Nowlin</td>
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<td>Aubert</td>
<td>Guillory, M.</td>
<td>Pearson</td>
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<td>Badon, A.</td>
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<td>Carter</td>
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<td>Champagne</td>
<td>Jackson G.</td>
<td>Smiley</td>
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<td>Chandler</td>
<td>Johnson</td>
<td>Smith, G.</td>
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<td>Chaney</td>
<td>Jones, R.</td>
<td>Smith, J.</td>
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<tr>
<td>Connick</td>
<td>Jones, S.</td>
<td>St. Germain</td>
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<tr>
<td>Franklin</td>
<td>Mills</td>
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</tbody>
</table>

Total - 94

NAYS

| | |
| | |

Total - 0

ABSENT

<table>
<thead>
<tr>
<th>Burns, H.</th>
<th>Henry</th>
<th>Ponti</th>
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<tbody>
<tr>
<td>Burns, T.</td>
<td>Jackson M.</td>
<td>Ritchie</td>
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<td>Cromer</td>
<td>LaBruzoo</td>
<td>Smith, P.</td>
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<td>Ernst</td>
<td>Little</td>
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</tbody>
</table>

Total - 11

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. 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.

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. 17 by Representative Pearson

AMENDMENT NO. 1

On page 1, line 2, following "574.2" and before "and" change "(B)" to "(A)(1)"

AMENDMENT NO. 2

On page 1, line 7, following "574.2" and before "are" change "(B)" to "(A)(1)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Abramson</th>
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<td>Franklin</td>
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</tbody>
</table>

Total - 94
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Perry to Engrossed House Bill No. 60 by Representative Perry

AMENDMENT NO. 1
On page 2, delete lines 20 through 23 in their entirety

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Richmond to Engrossed House Bill No. 60 by Representative Perry

AMENDMENT NO. 1
On page 2, delete lines 20 through 23 in their entirety

Rep. Richmond moved the adoption of the amendments.


By a vote of 25 yeas and 65 nays, the amendments were rejected.

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

ROLL CALL
The roll was called with the following result:
ABSENT

Anders Henderson Schroder
Arnold Henry Williams
Badon, A. Hutter
Connick Jackson G.
Total - 10

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

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

Consent to Correct a Vote Record

Rep. Roy requested the House consent to correct his vote on final passage of House Bill No. 60 from nay to yea, which consent was unanimously granted.

HOUSE BILL NO. 87—
BY REPRESENTATIVE CARMODY

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 87 by Representative Carmody

AMENDMENT NO. 1

On page 2, following line 21 insert " * * * ".

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

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Franklin Mills
Abrahamson Gallot Monica
Anders Geymann Montoucet
Arnold Guiskair Morris
Badon, A. Guillory, E. Norton
Badon, B. Guillory, M. Nowlin
Baldone Guinn Pearson
Barras Hardy Perry
Barrow Harrison Peterson
Brown Harrison Ponti
Billiot Hazel Pope
Brossett Hill Richard
Burford Hoffmann Richardson
Burns, H. Hoffmann Robideaux
Burns, T. Howard Ritchie
Burrell Howard Robideaux
Carmody Hutter
Cortez Kleckley
Cromer LaBruz
Cranley Katz
Connick Kieckley
Coster LaFonta
Danahey Lambert
Dixon Landry
Downs Leger
Dove LeBas
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin McVe
Ferriero M. Simon

NAYS

Mr. Speaker Franklin
Abrahamson Gallot
Anders Geymann
Arnold Guiskair
Badon, A. Guillory, E.
Badon, B. Guillory, M.
Baldone Guinn
Barras Hardy
Barrow Harrison
Billiot Hazel
Brossett Hill
Burford Hoffmann
Burns, H. Hoffmann
Burns, T. Hoffmann
Burrell Howard
Carmody Howard
Cortez Kleckley
Cromer laBruz
Cranley Katz
Connick Kieckley
Coster LaFonta
Cranley LaFonta
Danahey Lambert
Dixon Landry
Downs Leger
Dove LeBas
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin McVe
Ferriero M. Simon

ABSENT

Armes Henry Schroder
Greene Jackson G.
Henderson Roy
Total - 7

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

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

HOUSE BILL NO. 88—
BY REPRESENTATIVE MVCA

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.

Rep. McVe moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Franklin
Abrahamson Gallot
Anders Geymann
Arnold Guiskair
Badon, A. Guillory, E.
Badon, B. Guillory, M.
Baldone Guinn
Barras Hardy
Barrow Harrison
Billiot Hazel
Brossett Hill
Burford Hoffmann
Burns, H. Hoffmann
Burns, T. Hoffmann
Burrell Howard
Carmody Howard
Cortez Kleckley
Cromer laBruz
Cranley Katz
Connick Kieckley
Coster LaFonta
Cranley LaFonta
Danahey Lambert
Dixon Landry
Downs Leger
Dove LeBas
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin McVe
Ferriero M. Simon

NAYS

Mr. Speaker Franklin
Abrahamson Gallot
Anders Geymann
Arnold Guiskair
Badon, A. Guillory, E.
Badon, B. Guillory, M.
Baldone Guinn
Barras Hardy
Barrow Harrison
Billiot Hazel
Brossett Hill
Burford Hoffmann
Burns, H. Hoffmann
Burns, T. Hoffmann
Burrell Howard
Carmody Howard
Cortez Kleckley
Cromer LaBruz
Cranley Katz
Connick Kieckley
Coster LaFonta
Cranley LaFonta
Danahey Lambert
Dixon Landry
Downs Leger
Dove LeBas
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin McVe
Ferriero M. Simon

ABSENT

Armes Henry Schroder
Greene Jackson G.
Henderson Roy
Total - 7

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

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

HOUSE BILL NO. 88—
BY REPRESENTATIVE MVCA

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.

Rep. McVe moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Franklin
Abrahamson Gallot
Anders Geymann
Arnold Guiskair
Badon, A. Guillory, E.
Badon, B. Guillory, M.
Baldone Guinn
Barras Hardy
Barrow Harrison
Billiot Hazel
Brossett Hill
Burford Hoffmann
Burns, H. Hoffmann
Burns, T. Hoffmann
Burrell Howard
Carmody Howard
Cortez Kleckley
Cromer laBruz
Cranley Katz
Connick Kieckley
Coster LaFonta
Cranley LaFonta
Danahey Lambert
Dixon Landry
Downs Leger
Dove LeBas
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin McVe
Ferriero M. Simon

NAYS

Mr. Speaker Franklin
Abrahamson Gallot
Anders Geymann
Arnold Guiskair
Badon, A. Guillory, E.
Badon, B. Guillory, M.
Baldone Guinn
Barras Hardy
Barrow Harrison
Billiot Hazel
Brossett Hill
Burford Hoffmann
Burns, H. Hoffmann
Burns, T. Hoffmann
Burrell Howard
Carmody Howard
Cortez Kleckley
Cromer laBruz
Cranley Katz
Connick Kieckley
Coster LaFonta
Cranley LaFonta
Danahey Lambert
Dixon Landry
Downs Leger
Dove LeBas
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin McVe
Ferriero M. Simon

ABSENT

Armes Henry Schroder
Greene Jackson G.
Henderson Roy
Total - 7

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

Rep. Carmody 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.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McVea 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. 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.

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

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker Franklin Mills
Abramson Gallot Monica
Anders Geymann Montoucet
Armes Gisclair Morris
Arnold Greene Norton
Aubert Guillory, E. Nowlin
Badon, A. Guillory, M. Perry
Badon, B. Guinn Pope
Baldone Hardy Pugh
Barres Harrison Richardson
Barrow Hazel Richardson
Billiot Henderson Richmond
Burford Hill Ritchie
Burns, H. Hines Robideaux
Burns, T. Howard Roy
Burrell Hatter Smith, G.
Carter Jackson G. Smith, J.
Champagne Jackson M. Smith, P.
Chandler Johnson St. Germain
Connick Jones, R. Stiaes
Cortez Jones, S. Talbot
Cromer LaBruzzo Templet
Danahay LaFonta Waddell
Dixon Lambert White
Doerge LeBas Williams
Downs Ligi Willmott
Edwards Little Wooton
Ernst Lopinto
Fannin McVea
Foil Mills
Total - 91

NAYS
Hoffmann Little Simon
Total - 3

ABSENT
Brossett Henry Peterson
Chaney Katz Ponti
Ellington Jackson G. Schroder
Greene Jones, R. Pearson
Foil Lopinto
Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed House Bill No. 97 by Representative Gisclair

AMENDMENT NO. 1

On page 1, line 15, after "thereto" insert a period "." and delete the remainder of the line.

AMENDMENT NO. 2

On page 2, line 6, after "Any owner of a" insert "recreational use vessel or a"

On motion of Rep. Abramson, the amendments were withdrawn.

Rep. Gisclair moved the final passage of the bill.
HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patricia Smith to Engrossed House Bill No. 104 by Representative Patricia Smith

AMENDMENT NO. 1
On page 1, line 18, after "consideration" delete the period ".", and insert "regardless of the date of conviction."

AMENDMENT NO. 2
On page 1, after line 22, insert the following:

"Section 2. The provisions of this Act shall have both prospective and retroactive application."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Armes
Aubert
Badon, A.
Badon, B.
Baldone
Barrow
Brossett
Burrell
Carmody
Dixon
Downs
Edwards
Ellington
Fannin
Total - 42

LeBas
Leger
McVea
Mills
Montoucet
Norton
Peterson
Richard
Richmond
Smith, G.
Smith, P.
St. Germain
Staues
Williams

NAYS

Mr. Speaker
Anders
Arnold
Billiot
Barras
Burns, H.
Burns, T.
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
DoERGE
Dove
Gisclair
Total - 53

Greene
Harrison
Hazel
Hoffmann
Howard
Hutter
Johnson
Katz
Kleckley
LaBruzzo
Lambert
Landry
Ligi
Little
Lopinto
Monica
Morris
Nowlin

Perry
Ponti
Pugh
Richardson
Ritchie
Robideaux
Simon
Smiley
Smith, J.
Staues
Thibaut
Waddell
White
Willmott
Wooton

ABSENT

Abramson
Carter
Ernst
Geymann
Total - 10

Guillory, M.
Guinn
Henry
Pearson
McVea

The chair declared the above bill failed to pass.

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

Consent to Correct a Vote Record

Rep. Burrell requested the House consent to correct his vote on final passage of House Bill No. 104 from nay to yea, which consent was unanimously granted.

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.

Rep. Henry Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Anders
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barrow
Brossett
Burrell
Carmody
Dixon
Downs
Edwards
Ellington
Fannin
Total - 100

Franklin
Gallot
Geymann
Gisclair
Guillory, E.
Guillory, M.
Guinn
Hardy
Harrisons
Haze
Henderson
Hill
Hines
Hoffmann
Honey
Howard
Jackson G.
Jackson M.
Jones, R.
Jones, S.
LaFonta

Mills
Monticott
Morris
Norton
Nowlin
Pearson
Perry
Peterson
Ponti
Pope
Pugh
Richard
Richardson
Ritchie
Robideaux
Roy
Schrader
Simon
Smith, G.
Smith, J.
St. Germain
Sitaes
Templet
Thibaut
Waddell
White
Williams
Wooton

NAYS

Total - 0
ABSENT
Ernst, M. Johnson, J. Willmott, J. 
Henry, T. Smith, P. 
Total - 5
The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Sam Jones to Engrossed House Bill No. 162 by Representative Sam Jones
AMENDMENT NO. 1
On page 2, line 23, after "governor" insert a comma ", " and "the secretary of the Department of Wildlife and Fisheries;"

On motion of Rep. Sam Jones, the amendments were adopted.

Rep. Sam Jones moved the final passage of the bill, as amended.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Franklin McVea 
Abramson Gallot Mills 
Anders Geymann Monica 
Armstead Gisclair Montoucet 
Arnold Greene Morris 
Aubert Guilyory, E. Norton 
Badon, A. Guilyory, M. Nowlin 
Badon, B. Guinn Pearson 
Baldone Hardy Perry 
Barrows Harrison Peterson 
Barrow Hazel Ponti 
Billiot Henderson Pope 
Brossett Hill Pugh 
Burford Hines Richard 
Burns, H. Hoffmann Richardson 
Burns, T. Honey Richie 
Burrell Howard Robideaux 
Carmody Hutter Roy 
Carter Jackson H. Simon 
Champagne Jackson M. Smiley 
Chandler Johnson Smith, G. 
Chaney Jones, R. Smith, J. 

Connick Jones, S. Smith, P. 
Cortez Katz St. Germain 
Cromer Kleckley Stias 
Danahey LaBrizzio Talbot 
Dixon LaFonta Temple 
Doerge Lambert Thibaut 
Dove Landry Waddell 
Downs LeBas White 
Edwards Leger Williams 
Ellington Ligi Willmott 
Faminn Lint Wooton 
Foil Lopinto 
Total - 101
NAYS
Total - 0
ABSENT
Ernst Richmond 
Heanny Schroder 
Total - 4
The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

Rep. Sam Jones 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. 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.

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

Notice of Intention to Call

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.

Rep. Pope moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:
The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

Rep. Pope 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. 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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Cortez to Engrossed House Bill No. 185 by Representative Cortez
Rep. Cortez moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 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.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker    Franklin    McVea
Abramson       Gallot       Mills
Anders         Geymann      Monica
Armes          Guillaumie   Montoucet
Arnold         Greene       Morris
Aubert         Guillaumie, E. Norton
Badon, A.      Guillaumie, M. Nowlin
Badon, B.      Guiney       Pearson
Baldone        Hardy        Perry
Barras         Harrison     Peterson
Barrow         Hazel        Ponti
Billiot        Henderson    Pope
Brossett       Hill         Pugh
Burbard        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.
Dunahay        LaBruzzo     St. Germain
Dixon          LaFonta      Stiaes
Doerge         Lambert     Talbot
Dove           Landry       Temple
Downs          LeBas        Thibaut
Edwards        Leger        White
Ellington      Ligi         Williams
Fannin         Little       Willmott
Foil           Lopinto      Wooton
Total - 102

NAYS

Total - 0

ABSENT

Ernst         Henry        Waddell
Total - 3

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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.

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. 274 by Representative Templet

AMENDMENT NO. 1

On page 1, line 17, following "premises" and before "the principal" change "from" to "by"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Templet to Engrossed House Bill No. 274 by Representative Templet

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 14:34.3(B)" to "R.S. 14:34.3"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." change "R.S. 14:34.3(B)" to "R.S. 14:34.3"

AMENDMENT NO. 3

On page 1, delete lines 10 through 20 in their entirety

AMENDMENT NO. 4

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

"(A) Battery of a school teacher is a battery committed without the consent of the victim when the offender has reasonable grounds to believe the victim is a school teacher acting in the performance of employment duties.

(B) For purposes of this Section:

(1) "School teacher" shall include any teacher or instructor, administrator, staff person, or employee of any public or private elementary, secondary, vocational-technical training, special, or postsecondary school or institution. For purposes of this Section, "school teacher" shall also include any teacher aide and paraprofessional, school bus driver, food service worker, and other clerical, custodial, or maintenance personnel employed by a city, parish, or other local public school board.

(2) Vehicular assault of a school teacher is a vehicular assault committed without the consent of the victim when the offender has reasonable grounds to believe the victim is acting in the performance of employment duties.

(3) "School teacher" shall also include any teacher aide and paraprofessional, school bus driver, food service worker, and other clerical, custodial, or maintenance personnel employed by a city, parish, or other local public school board.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.
(2) "School" means any public or nonpublic elementary, secondary, high school, vocational-technical school, college, special, or postsecondary school or institution, or university in this state.

(3) "Student" means any person registered or enrolled at the school where the school teacher is employed.

C. Whoever commits the crime of battery of a school teacher shall be punished as follows:

(1) If the battery was committed by a student, upon conviction, the offender shall be fined not more than five thousand dollars or imprisoned not less than thirty days nor more than one year. At least seventy-two hours of the sentence imposed shall be imposed without benefit of suspension of sentence.

(2) If the battery was committed by someone who is not a student, the offender shall be fined not more than five thousand dollars or imprisoned with or without hard labor for not less than one year nor more than five years, or both.

(3) If the battery produces an injury that requires medical attention, the offender shall be fined not more than five thousand dollars or imprisoned with or without hard labor for not less than one year nor more than five years, or both.

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Rosalind Jones to Engrossed House Bill No. 274 by Representative Templet

AMENDMENT NO. 1
On page 2, line 1, after "both," delete the remainder of the line and delete line 2

AMENDMENT NO. 2
On page 2, at the end of line 5, delete "At" and delete lines 6 and 7 in their entirety

On motion of Rep. Rosalind Jones, the amendments were adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS
Abramson, Armes, Badon, B., Baldone, Barras, Billiot, Burford, Burns, H., Burns, T., Carmody, Carter, Champagne, Chandler, Chaney
Greene, Guillory, E., Gunn, Harrison, Hazel, Henderson, Hill, Hoffmann, Howard, Hutter, Johnson, Jones, R., Katz, LaBruzio
Pearson, Perry, Ponti, Pope, Pugh, Richard, Richardson, Ritchie, Robideaux, Schroder, Simon, Smiley, Smith, G., Smith, J.

NAYS
Connick, Cortez, Cromer, Doerge, Dove, Ellington, Fannin, Foil, Geymann, Gisclair, Landry, LeBas, Ligi, Little, Lopinto, McVea, Mills, Monica, Montoucet, Morris, St. Germain, Talbot, Templet, Thibaut, Waddell, White, Willmott, Wooton

ABSENT
Aubert, Gallot, Hardy, Hardy, Peterson, Barrow, Burrell, Dixon, Downs, Edwards, Franklin, Hort, Nowlin, Peterson, Pete, Roy, Smith, S., Stiaes, Williams, Norton, Kleckley, Henry

Total - 70
Total - 25
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record
Rep. St. Germain requested the House consent to correct her vote on final passage of House Bill No. 274 from nay to yea, which consent was unanimously granted.

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.

Rep. Gallot moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker, Abramo, Mr. Speaker Franklin, Gallot, Nel, Armes, Arnold, Aubert, Badon, A., Badon, B., Franklin, Gallot, Franklin, Morris, Gisclair, Nowlin, Armstrong, Gallot, Armstrong, Franklin, Gallot, Armstrong, Franklin, Morris

Total - 10

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

Rep. Pope 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. 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.

Rep. Pope moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Baldone
Barras
Barrow
Brossett
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chandler
Chaney
Connick
Cromer
Dixon
Doerge
Dove
Downs
Edwards
Ernst
Fannin
Foil
Total - 97

NAYS

Total - 0

ABSSENT

Danahay
Ellington
Geymann
Total - 8

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

Rep. Pope 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. 366—
BY REPRESENTATIVES WOOTON, HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS CROWE, Dupleisis, 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 for 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.
Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil
Abramson Franklin
Anders Gallot
Armes Greymann
Arnold Guilledy, E.
Aubert Greene
Badon, A. Guilledy, M.
Badon, B. Guinn
Barras Hardy
Barrow Harrison
Billiot Hazel
Brossett Henderson
Burns, H. Hines
Burns, T. Hoffmann
Burrell Honey
Carmody Howard
Carter Jackson M.
Champagne Johnson
Chandler Jones, R.
Chaney Jones, S.
Connick Katz
Cortez Kleckley
Cromer LaBruzzo
Danahay LaFonta
Dixon Lambert
Doerge Landry
Dove LeBas
Downs Leger
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin Mills

Total - 101

NAYS

Total - 0

ABSENT

Henry Jackson G.
Hutter McVea

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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.

Rep. LaFonta moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fannin
Abramson Foil
Anders Franklin
Armes Gallot
Arnold Greymann
Aubert Guilledy, E.
Badon, A. Greyme, E.
Badon, B. Guilledy, M.
Barras Hardy
Barrow Harrison
Billiot Hazel
Brossett Henderson
Burford Hill
Burns, H. Hines
Burns, T. Hoffmann
Burrell Honey
Carmody Howard
Carter Jackson M.
Champagne Johnson
Chandler Jones, R.
Chaney Jones, S.
Connick Katz
Cortez Kleckley
Cromer LaBruzzo
Danahay LaFonta
Dixon Lambert
Doerge Landry
Dove LeBas
Downs Leger
Edwards Ligi
Ellington Little
Ernst Lopinto
Fannin Mills

Total - 96

NAYS

Total - 0

ABSENT

Doerge Katz
Harrison Kleckley
Henry Perry

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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 prelicensing or continuing education provider applications; to provide relative to fees collected for review of prelicensing course or continuing education program applications; and to provide for related matters.

Read by title.
Rep. LaFonta moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

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<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Foil</td>
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<td>Hardy</td>
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Total - 99

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<tr>
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Total - 0

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<tr>
<td>Henry</td>
</tr>
<tr>
<td>Howard</td>
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</tbody>
</table>

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Smiley to Engrossed House Bill No. 407 by Representative Smiley

**AMENDMENT NO. 1**

On page 1, line 10, after "and like entities;" insert "to provide for electronic submission;"

**AMENDMENT NO. 2**

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

"C. All submissions of information required by this Section shall be made in an electronic format designated by the commissioner of administration."

**AMENDMENT NO. 3**

On page 3, between lines 15 and 16 insert the following:

"C. All submissions of information required by this Section shall be made in an electronic format designated by the commissioner of administration."

**AMENDMENT NO. 4**

On page 4, line 10, change "January" to "March"

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

Rep. Smiley 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 Givens Nowlin
Aubert Guillory, E. Pearson
Badon, A. Guillory, M. Perry
Badon, B. Hardy Peterson
Baldone Hazel Ponti
Barriers Henderson Pope
Barrow Hill Pugh
Billiot Hines Richard
Brossett Hoffmann Richardson
Burford Honey Richmond
Burns, H. Howard Ritchie
Burns, T. Hutter Robideaux
Burrell Jackson G. Roy
Carmody Jackson M. Schroder
Carter Johnson Simon
Champagne Jones, R. Smiley
Chandler Jones, S. Smith, G.
Chaney Katz Smith, J.
Connick Keckley Smith, P.
Cortez LaBruzzo Stiæs
Danahay LaFonta Talbot
Dixon Lambert Templet
Doerge Landry Thibaut
Dove LeBas Waddell
Downs Leger White
Edwards Ligi Williams
Ellington Little Willmott
Ernst Lopinto Wooton
Fannin McVea
Foil Mills
Total - 100

NAYS

Total - 0

ABSENT

Cromer Harrison St. Germain
Guinn Henry
Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Smiley 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. 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.

Motion

Rep. Arnold moved that the bill be recommitted to the Committee on Commerce.

Rep. Aubert objected.

By a vote of 53 yeas and 46 nays, the House agreed to recommit the bill to the Committee on Commerce.

Acting Speaker Chandler in the Chair

Speaker Tucker in the Chair

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. 17:3351.2, (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 provide relative to volunteer work activities; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 476 by Representative Connick

AMENDMENT NO. 1

On page 1, line 2, after “reenact” delete the remainder of the line and insert in lieu thereof “R.S. 14:91.1(A)(2), 91.2(A)(3)”

AMENDMENT NO. 2

On page 1, delete line 5 in its entirety

AMENDMENT NO. 3

On page 1, line 15, after “Section 1.” delete the remainder of the line and insert in lieu thereof “R.S. 14:91.1(A)(2), 91.2(A)(3)”

AMENDMENT NO. 4

Delete page 2 in its entirety

AMENDMENT NO. 5

On page 3, delete lines 1 through 8 in their entirety

Rep. Baldone moved the adoption of the amendments.


By a vote of 30 yeas and 59 nays, the amendments were rejected.
Rep. Baldone sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Baldone to Engrossed House Bill No. 476 by Representative Connick

**AMENDMENT NO. 1**

On page 2, delete lines 3 through 23 in their entirety and insert the following in lieu thereof:

“committed when an educator with direct control or supervision over a student enrolled at the school where the educator is assigned, employed or working has sexual intercourse with the student, commits a lewd or lascivious act upon or in the presence of the student, or intentionally engages in the touching of the anus or genitals of the student when all of the following apply:

1) The student is seventeen years of age or older, but less than twenty-one years of age.

2) There is an age difference of greater than four years between the educator and the student.

3) The student is not the spouse of the educator."

Rep. Baldone moved the adoption of the amendments.


By a vote of 7 yeas and 83 nays, the amendments were rejected.

Rep. Connick moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Ernst</td>
<td>Little</td>
<td>Williams</td>
</tr>
<tr>
<td>Fannin</td>
<td>Lopinto</td>
<td>Willmott</td>
</tr>
<tr>
<td>Foil</td>
<td>McVeA</td>
<td>Wootton</td>
</tr>
<tr>
<td>Total - 102</td>
<td>NAYS</td>
<td>Total - 0</td>
</tr>
<tr>
<td>Baldone</td>
<td>Geymann</td>
<td>Henry</td>
</tr>
<tr>
<td>Total - 3</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Connick 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.

**Motion**

On motion of Rep. Smiley, the motion to reconsider the vote by which House Bill No. 407 finally passed was called from the table.

**Suspension of the Rules**

On motion of Rep. Smiley, the rules were suspended to reconsider the vote by which House Bill No. 407 finally passed on the same legislative day.

**Reconsideration**

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

**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.

On motion of Rep. Smiley, the vote by which the above House Bill finally passed was reconsidered.

**Motion**

On motion of Rep. Smiley, the vote by which the set of three House floor amendments by Reps. Smiley and Tucker were adopted was reconsidered.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Smiley and Tucker to Engrossed House Bill No. 407 by Representative Smiley
AMENDMENT NO. 1
On page 3, at the end of line 24, insert "; submission format"

AMENDMENT NO. 2
On page 3, line 25, at the beginning of the line, insert the following:

"Each board, commission, or like entity covered by this Chapter shall submit notices, minutes, and other information in an electronic form or format designated by the commissioner of administration."

AMENDMENT NO. 3
On page 4, between lines 23 and 24, insert the following:

"§1305.1. Disclosure by elected officials.
Any person elected to an office in this state who appoints a person to a board or commission shall disclose any contribution received from that appointee."

Point of Order
Rep. Ligi asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair
The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

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

Rep. Smiley 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
Gisclair
Morris
Arnold
Greene
Norton
Aubert
Guillory, E.
Nowlin
Badon, A.
Guinn
Perry
Badon, B.
Hardy
Peterson
Balderone
Harrison
Ponti
Barras
Hazel
Pope
Barrow
Henderson
Pugh
Billiot
Hill
Richard
Brossett
Hines
Richardson
Burford
Hoffmann
Richmond
Burns, H.
Honey
Ritchie
Burns, T.
Howard
Robidoux
Carroll
Jackson G.
Roy
Carter
Jackson M.
Scheroder
Champagne
Johnson
Smith
Chandler
Jones, R.
Smith, G.
Chaney
Jones, S.
Smith, J.
Connick
Katz
Smith, P.
Cortez
Kleckley
St. Germain
Cromer
LaBruzzi
Staies
Danahey
LaFonta
Talbot
Dixon
Lambert
Temple
Doerge
Landry
Thibaut
Dove
LeBas
Waddell
Downs
Leger
White
Edwards
Ligi
Williams
Ellington
Little
Willmott
Ernst
Lopinto
Wooton
Fannin
McVea

Total - 100

NAYS

Total - 0

ABSENT

Armes
Guillory, M.
Pearson
Geymann
Henry

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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 vessels and outboard motors; and to provide for effecting 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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Harrison to Engrossed House Bill No. 478 by Representative Harrison

AMENDMENT NO. 1
On page 1, line 2, change "516(3)" to "516(a)(3)"

AMENDMENT NO. 2
On page 1, line 7, delete "852.3(A)(1) and (2)"
AMENDMENT NO. 3
On page 1, line 17, change "516(3)" to "516(a)(3)"

AMENDMENT NO. 4
On page 4, line 9, delete "852.3(A)(1) and (2)"

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

Point of Order
Rep. Cortez asked for a ruling from the Chair as to whether House Bill No. 478 levies a new fee or increases an existing fee, and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair
The Chair ruled the bill does levy a new fee or increases an existing fee, and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

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

ROLL CALL
The roll was called with the following result:

YEAS
Anders Ellington Lambert
Aubert Foil Leger
Badon, B. Franklin Little
Baldone Guillory, M. Monica
Barrow Hardy Montoucet
Billiot Harrison Peterson
Brossett Henderson Pugh
Burford Hines
Burns, H. Honey
Burrell Jackson G.
Carter Jackson M. Roy
Dixon Johnson Smith, P.
Dove Katz Stiaes
Edwards LaFonta Thibaut
Total - 45

NAYS
Mr. Speaker Greene Nowlin
Abramson Franklin Morin
Anders Gallot
Arnold Gisclair Norton
Aubert Guillory, E.
Badon, A. Guillory, M.
Badon, B. Guinn
Baldone Hardy
Barras Harrison
Barrow Hazel
Billiot Henderson
Brossett Hill
Burns, H. Hoffmann
Burns, T. Honey
Burrell Howard
Carmody Hutter
Carter Jackson G.
Champagne Jones, G.
Chandler Jones, S. Smiley
Cromer Kleckley Smith, G.
Danahay LaBrutto Talbot
Ernst Landry Templet
Fannin LeBas Waddell
Gallot Ligi Williams
Gisclair Lopinto Willmott
Total - 42

ABSENT
Armes Geymann Ponti
Arnold Guillory, E. Richard
Badon, A. Henry Robideaux
Barras McVea Smith, J.

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

Motion to reconsider pending.

HOUSE BILL NO. 564—
BY REPRESENTATIVES ABRAMSON AND MICKEY GUILLORY 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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Abramson to Engrossed House Bill No. 564 by Representative Abramson

AMENDMENT NO. 1
On page 1, line 10, after "solicit" insert a comma and "sell, purchase,"

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Foil Monica
Abramson Franklin Montoucet
Anders Gallot Morris
Arnold Gisclair Norton
Aubert Guillory, E.
Badon, A. Guillory, M.
Badon, B. Guinn
Baldone Hardy
Barras Harrison
Barrow Hazel
Billiot Henderson
Brossett Hill
Burns, H. Hoffmann
Burns, T. Honey
Burrell Howard
Carmody Hutter
Carter Jackson G.
Champagne Jones, G.
Chandler Jones, S. Smiley
Cromer Kleckley Smith, G.
Danahay LaBrutto Talbot
Ernst Landry Templet
Fannin LeBas Waddell
Gallot Ligi Williams
Gisclair Lopinto Willmott
Total - 45

ABSENT
Armes Geymann Ponti
Arnold Guillory, E. Richard
Badon, A. Henry Robideaux
Barras McVea Smith, J.

Mr. Speaker Foil Monica
Abramson Franklin Montoucet
Anders Gallot Morris
Arnold Gisclair Norton
Aubert Guillory, E.
Badon, A. Guillory, M.
Badon, B. Guinn
Baldone Hardy
Barras Harrison
Barrow Hazel
Billiot Henderson
Brossett Hill
Burns, H. Hoffmann
Burns, T. Honey
Burrell Howard
Carmody Hutter
Carter Jackson G.
Champagne Jones, G.
Chandler Jones, S. Smiley
Cromer Kleckley Smith, G.
Danahay LaBrutto Talbot
Ernst Landry Templet
Fannin LeBas Waddell
Gallot Ligi Williams
Gisclair Lopinto Willmott
Total - 42

ABSENT
Armes Geymann Ponti
Arnold Guillory, E. Richard
Badon, A. Henry Robideaux
Barras McVea Smith, J.

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

Motion to reconsider pending.
Dove LeBas Waddell
Downs Leger White
Edwards Ligi Williams
Ellington Little Willmott
Ernst Lopinto
Fannin Mills
Total - 97
NAYS
Total - 0
ABSENT
Armes Henry Robideaux
Geymann Jackson M. Wooton
Greene McVea
Total - 8

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

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

Acting Speaker White in the Chair

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.

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. 588 by Representative Landry

AMENDMENT NO. 1
On page 2, line 1, following "of" and before "criminal history" change "their" to "his"

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Abramson Franklin Mills
Anders Gallot Monica
Arnold Gisclair Morris
Aubert Greene Norton
Badon, A. Guillory, E. Nowlin
Badon, B. Guillory, M. Pearson
Baldone Guin Perry
Barras Hardy Peterson
Barrow Harrison Ponti
Billiot Hazel Pope
Brossett Henderson Pugh
Burford Bill Richard
Burns, H. Hines Richardson
Burns, T. Hoffmann Richmond
Burrell Honey Ritchie
Carson Howard Robideaux
Carter Hutter Roy
Champagne Jackson M. Schroder
Chandler Johnson Simon
Chaney Jones, R. Smith, G.
Connick Jones, S. Smith, J.
Cortez Katz Smith, P.
Cromer Kleckley St. Germain
Danahay LaBruzio Stiaes
Dixson LaFonta Talbot
Doerge Lambert Thibaut
Dove Landry Templet
Downs LeBas Waddell
Edwards Leger White
Ellington Ligi Williams
Ernst Little Willmott
Fannin Lopinto McVea
Foil McVea Wooton
Total - 99
NAYS
Total - 0
ABSENT
Mr. Speaker Geymann Jackson G.
Armes Henry Montoucet
Total - 6

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

Rep. Landry 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.

Speaker Tucker in the Chair

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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Ellington to Engrossed House Bill No. 591 by Representative Ellington

AMENDMENT NO. 1
On page 1, line 2, after "R.S. 24:55(E)(2)" insert "(D)(2) and"

AMENDMENT NO. 2
On page 1, line 2, after "R.S. 49:76(E)(2)" insert "(D)(2) and"
On motion of Rep. Ellington, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker Dove Little
Anders Edwards Lopinto
Arnold Ellington McVea
Aubert Ernst Mills
Badon, A. Fannin Monica
Badon, B. Franklin Montoucet
Baldone Gallot Norton
Barras Guillory E. Ponti
Barrow Guillory M. Pope
Billiot Guillot Pugh
Brossett Hardy Richard
Burns, H. Harrison Richardson
Burrell Henderson Smith G.
Burrell Henderson Smith J.
Chandler Jackson M. St. Germain
Chaney Jones R. White
Cromer LaFonta Willmott
Danahay Lambert Wooton
Dixon LeBas Wooton
Doege Ligi

Total - 59

**NAYS**

Abramson Hines Pearson
Burford Hoffmann Perry
Burns T. Honey Richmon
Carter Hutter Ritchie
Champagne Johnson Roy
Cortez Jones S. Schroder
Fisil Kleckley Simon
Gisclair LaBruzzo Siaes
Greene Landry Talbot
Hazel Morris Thibaut
Hill Nowlin Waddell

Total - 33

**ABSENT**

Armes Jackson G. Smiley
Connick Katz Smith P.
Downs Leger Templet
Geymann Peterson
Henry Robideaux

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ellington 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. 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.
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. 619 by Representative Tim Burns

**AMENDMENT NO. 1**

On page 1, line 3, following "reenact" and after "Section 7" insert "(introductory paragraph)"

**AMENDMENT NO. 2**

On page 2, line 3, following "Section 3." and after "Section" insert "(introductory paragraph)"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker Gallo Monica
Abramson Gisclair Montoucet
Anders Greene Morris
Arnold Guilory, E. Norton
Badon, A. Guilory, M. Nowlin
Badon, B. Guinn Pearson
Baldone Hardy Perry
Barrow Harrison Peterson
Billiot Hazel Ponti
Brossett Henderson Pope
Burford Hill Pugh
Burns, H. Hines
Burns, T. Hoffmann
Burrell Honey
Carmona Howard
Carter Hutter
Champagne Jackson
Chandler Jackson M. Simon
Chaney Johnson
Connick Jones, S.
Cortez Katz
Danahey Kleckley
Dixon LaBranco
Doerge LaFonta
Dove Lambert
Downs Landry
Edwards LeBas
Ellington Leger
Ernst Ligi
Fannin Little
Foil Lopinto
Franklin Mills
Total - 95

**NAYS**

Total - 0

**ABSENT**

Armes Geymann
Aubert Henry
Barras Jones, R.
Croner McVea
Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Monica to Engrossed House Bill No. 636 by Representative Monica

**AMENDMENT NO. 1**

On page 1, line 2, after "reenact" insert "R.S. 32:415.1(A)(1)(a) and (B) and"

**AMENDMENT NO. 2**

On page 1, at the end of line 2, change "32:667(B)(5)" to "32:414(V) and 667(B)(5)"

**AMENDMENT NO. 3**

On page 1, line 4, after "waterways;" insert "to provide for suspension of driver's license; to provide for hardship appeal;"

**AMENDMENT NO. 4**

On page 1, line 8, delete "32:667(B)(5) is" and insert "32:415.1(A)(1)(a) and (B) are hereby amended and reenacted and R.S. 32:414(V) and 667(B)(5) are"

**AMENDMENT NO. 5**

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

"§414. Suspension, revocation, renewal, and cancellation of licenses; judicial review"

* * *

V. (1) The department shall suspend the license of a person for the same period of time as provided in Subparagraphs (A)(1)(a), (B)(2)(a), and (D)(1)(a) of this Section for the conviction or the entry of a plea of guilty and sentence thereupon, or the forfeiture of bail of any such person charged with vehicular negligent injuring committed while operating a watercraft or for operating a watercraft while under the influence of beverages of high alcoholic content, of low alcoholic content, of narcotic drugs, or of central nervous system stimulants.

(2) Any suspension or revocation of license due to the conviction or the entry of a plea of guilty or nolo contendere and sentence thereupon or the forfeiture of bail on the charge of vehicular negligent injuring or for operating a motor vehicle while under the influence of beverages of high alcoholic content, of low alcoholic content, of narcotic drugs, or of central nervous system stimulants..."
§415.1. Economic and medical hardship appeal of driver's license suspension

A.(1) Except as provided in R.S. 32:378.2(A) and 415(B)(2), upon suspension, revocation, or cancellation of a person's driver's license for the first time only as provided for under R.S. 32:414 and 415, said person, after initial notice from the department, shall have the right to file a petition in the district court of the parish in which the applicant is domiciled alleging that revocation of his driving privileges will deprive him or his family of the necessities of life, will prevent him from earning a livelihood, or prevent him from obtaining proper medical treatment if disabled. The district court is vested with jurisdiction to set the matter for contradictory hearing in open court upon ten days written notice to the department, and thereupon to determine whether the allegations of hardship have merit. Upon determination by the court that the lack of a license would deprive the person or his family of the necessities of life or prevent the licensee from obtaining proper medical treatment if disabled, the court may order that the person be granted, by the department, a restricted license to enable the person to continue to support his family or to obtain such medical treatment as provided for in this Section. The restrictions of said license shall be determined by the court and shall include the following:

(a) Licensee shall be permitted to operate a motor vehicle only on such streets or watercraft on the waterways of the state as would enable him to earn his livelihood or for treatment of his debilitative condition as provided for in Subparagraph (c) of this Paragraph.

B. A copy of the order shall be sent to the department along with a copy of the conviction notice. A copy of the order containing the restrictions shall be attached to the license of the person convicted and must be in possession of the person whenever he is operating a motor vehicle or watercraft. A restricted license shall be issued by the department and designated by a large red R printed on the face of the license. The term of the restrictions shall be the same as the term of the original suspension, cancellation, or revocation.

C. A violation of the restrictions or a subsequent conviction of any offense involving the operation of a motor vehicle or watercraft during the term of the restricted license shall result in the extension of the period of suspension, revocation, or cancellation for one year from the date upon which the licensee would otherwise have been able to apply for new license and shall also constitute contempt of court. Suspension, revocation, or cancellation that results from such a violation shall not be subject to appeal as set forth in this Section. Except as provided in R.S. 32:378.2(A)(2), restricted driving privileges for this Section may be allowed to a person only once.

AMENDMENT NO. 6

On page 2, at the end of line 6, change "32:667." to "32:414 or 667." On motion of Rep. Monica, the amendments were adopted.

Motion

On motion of Rep. Monica, the bill, as amended, was returned to the calendar.
Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Austin Badon gave notice of his intention to call House Bill No. 752 from the calendar during the week of May 18, 2009.

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.

Rep. Champagne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gisclair Monica
Anders Greene Montoucet
Arnold Guillory, E. Morris
Aubert Guillory, M. Norton
Badon, A. Gunn Pearson
Badon, B. Hardy Perry
Baldone Harrison Peterson
Barrow Hazel Ponti
Billiot Henderson Pope
Brossett Hill Pugh
Burford Hines Richard
Burns, H. Hoffmann Richardson
Burns, T. Honey Rich mond
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, P.
Cromer Kleckley St. Germain
Dixon LaBruzzo Stiaes
Doerge LaFonta Talbot
Downs Lambert Templet
Edwards Landry Thibaut
Ellington LeBas Waddell
Ernst Leger White
Fannin Ligi Williams
Foil Little Willmott
Franklin Lopinto Wooton
Gallot Mills
Total - 95

NAYS

Total - 0

ABSENT

Abramson Dove Nowlin
Armes Geymann Smith, J.
Barras Henry
Danahay McVea
Total - 10

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. 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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Billiot to Engrossed House Bill No. 636 by Representative Monica

AMENDMENT NO. 1

On page 2, at the end of line 14, insert "However, the provisions of this Paragraph shall not apply to commercial fishing vessels."

On motion of Rep. Billiot, 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. 636 by Representative Monica

AMENDMENT NO. 1

On page 1, line 2, delete "851.24(F)(2) and"

AMENDMENT NO. 2

On page 2, line 1, delete "R.S. 34:851.24(F)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 2, delete lines 8 through 15 in their entirety

Rep. Lopinto moved the adoption of the amendments.

Rep. Monica objected.

By a vote of 14 yeas and 71 nays, the amendments were rejected.
Rep. Monica moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<tr>
<th>Mr. Speaker</th>
<th>Franklin</th>
<th>Mills</th>
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<tbody>
<tr>
<td>Abramson</td>
<td>Gallot</td>
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<td>Foil</td>
<td>Lopinto</td>
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Total - 93

**NAYS**

| Burns, T.            | Little   | Simon |

Total - 3

**ABSENT**

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<thead>
<tr>
<th>Mr. Speaker</th>
<th>Geymann</th>
<th>Richard</th>
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</table>

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Monica 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. 822—**

**BY REPRESENTATIVE PATRICIA SMITH**

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.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

<table>
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Total - 83

**NAYS**

| Burns, T.            | Little   | Simon |

Total - 3

**ABSENT**

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</table>

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Reps. Little and Simon requested the House consent to correct their vote on final passage of House Bill No. 822 from yea to nay, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Tim Burns requested the House consent to record his vote on final passage of House Bill No. 822 as nay, which consent was unanimously granted.
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.

Motion

On motion of Rep. Guinn, the bill was returned to the 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.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Baldone gave notice of his intention to call House Bill No. 842 from the calendar during the week of May 18, 2009.

HOUSE BILL NO. 688—
BY REPRESENTATIVE MONTOUCET
AN ACT
To enact R.S. 14:40.6, relative to the unlawful disruption of the operation of a school; to provide for penalties; and to provide for related matters.

Called from the calendar.

Read by title.

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

Delete the set of amendments proposed by Representative Montoucet and adopted by the House of Representatives on May 6, 2009.

AMENDMENT NO. 2

Delete the set of amendments proposed by the Legislative Bureau and adopted by the House of Representatives on May 6, 2009.

AMENDMENT NO. 3

On page 1, delete lines 8 through 20 in their entirety

AMENDMENT NO. 4

On page 2, delete lines 1 through 8 in their entirety and insert in lieu thereof the following:

"A. Unlawful disruption of the operation of a school is the commission of any of the following acts by a person, who is not authorized to be on school premises, which would foreseeably cause any of the following:

(1) Intimidation or harassment of any student or teacher by threat of force or force.

(2) Placing teachers or students in sustained fear for their health, safety, or welfare.

(3) Disrupting, obstructing, or interfering with the operation of the school.

B. For the purposes of this Section:

(1) "Authorized to be present on school premises" means all of the following:

(a) Any student enrolled at the school.

(b) Any teacher employed at the school.

(c) Any person attending a school sponsored function.

(d) 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.

(2) "School" means any public or nonpublic elementary, secondary, high school, vocational-technical school, college, special, or postsecondary school or institution, or university in this state.

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

(4) "School-sponsored function" means the specific designated area of the function, including but not limited to athletic competitions, dances, parties, or any extracurricular activity.

(5) "Student" means any person registered or enrolled at a school as defined in this Section.

(6) "Teacher" shall include any teacher or instructor, administrator, staff person, teacher aide, paraprofessional, school bus driver, food service worker, and other clerical, custodial, or maintenance personnel employed by any public or nonpublic elementary, secondary, high school, vocational-technical school, college, special, or postsecondary school or institution, or university in this state.

C. Whoever commits the offense of unlawful disruption of the operation of a school shall be fined not more than one thousand dollars or imprisoned with or without hard labor for not less than one year nor more than five years, or both.

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.

354
On motion of Rep. Montoucet, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<td>Total</td>
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</table>

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

**Withdrawal of Notice of Intention to Call**

Rep. Templet withdrew his intention to call House Bill No. 361 from the calendar for future action.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Landry gave notice of her intention to call House Bill No. 554 from the calendar during the week of May 18, 2009.

**Declaration of Conflict**


**Suspension of the Rules**

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

**Petitions, Memorials and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 12, 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. 110 Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

May 12, 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. 9, 39, 43, 44, 45, and 46

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

May 12, 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. 61, 110, 191, 211, 212, 290, and 299

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. 61—
BY SENATOR HEITMEIER
AN ACT
To enact Children’s Code Article 837(I), relative to certain delinquency proceedings; to provide that the court, upon a showing of good cause, may authorize the Department of Health and Hospitals to use restraints on the person of a child during transport; and to provide for related matters.

Read by title.

SENATE BILL NO. 110—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 9:3573.3(5), 3573.4(F), 3573.6(B), and 3573.11(B), and to repeal R.S. 9:3573.11(C), relative to the Credit Repair Services Organizations Act; to provide for the filing of a registration statement with the attorney general; to provide for certain terms, notifications, procedures, conditions, and requirements; to provide for orders, injunctions, publication, and availability of records to the general public; and to provide for related matters.

Read by title.

SENATE BILL NO. 191—
BY SENATOR ALARIO
AN ACT
To amend and reenact R.S. 44:4.1(B)(24) and to enact R.S. 40:2020, relative to the authority of the Department of Health and Hospitals to conduct certain mortality reviews; to provide for legislative intent; to provide for definitions and duties; to provide for records; to provide for confidentiality; to provide for a public records exception; and to provide for related matters.

Read by title.

SENATE BILL NO. 211—
BY SENATOR CLAITOR
AN ACT
To amend and reenact R.S. 36:801(introductory paragraph), and to enact R.S. 36:109(U) and Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2401, relative to economic development; to create the Louisiana Innovation Council within the Department of Economic Development; to provide for the membership; to provide for the duties and responsibilities; to provide for reporting; and to provide for related matters.

Read by title.

SENATE BILL NO. 212—
BY SENATOR CLAITOR
AN ACT
To amend and reenact R.S. 18:134(A), relative to registrars of voters; to provide for office hours of registrars of voters; and to provide for related matters.

Read by title.

SENATE BILL NO. 290—
BY SENATORS QUINN AND HEBERT
AN ACT
To amend and reenact R.S. 22:1317, relative to surplus lines insurers; to exempt surplus lines insurers from provisions regarding co-insurance clauses in policies of fire and extended coverage insurance; and to provide for related matters.

Read by title.

SENATE BILL NO. 299—
BY SENATORS DUPLESSIS AND MICHOT AND REPRESENTATIVE ROSALIND JONES
AN ACT
To enact Chapter 3-D of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:296, relative to the Healthy Food Retail Act; to provide for a financing program to stimulate investment in healthy food retail outlets in underserved areas of Louisiana; to provide for administration of the program; to provide for eligible projects and uses for funding; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS
May 12, 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. 32, 34, 36, and 38

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. 113—
BY REPRESENTATIVE LOPINTO AND SENATOR CROWE
A CONCURRENT RESOLUTION
To recognize May 10 through May 16, 2009, as Police Week and May 15, 2009, as Peace Officers Memorial Day, to commend law enforcement officers, and to encourage all citizens to join in the week’s special commemorative tributes.

Read by title.

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

Ordered to the Senate.
HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVE PONTI

A CONCURRENT RESOLUTION

To request the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs to meet and function as a joint committee to study and make recommendations with respect to issues relating to the Louisiana State Plumbing Code and the adoption of the International Plumbing Code.

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 Administration of Criminal Justice

May 12, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

House Concurrent Resolution No. 10, by Anders
Reported favorably. (9-0)

House Bill No. 27, by Wooton
Reported favorably. (9-6) (Regular)

House Bill No. 44, by LaFonta
Reported with amendments. (15-0) (Regular)

House Bill No. 82, by Billiot
Reported favorably. (12-0) (Regular)

House Bill No. 177, by Mills
Reported by substitute. (14-0) (Regular)

House Bill No. 312, by Abramson
Reported favorably. (11-0) (Regular)

House Bill No. 523, by Ernst
Reported with amendments. (14-0) (Regular)

House Bill No. 703, by Katz
Reported with amendments. (13-0) (Regular)

ERNEST D. WOOTON
Chairman

Report of the Committee on Health and Welfare

May 12, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Resolution No. 1, by Katz
Reported favorably. (16-0)

House Bill No. 449, by Anders
Reported with amendments. (13-0) (Regular)

House Bill No. 687, by Pearson
Reported with amendments. (12-2) (Regular)

House Bill No. 717, by Greene
Reported with amendments. (11-5) (Regular)

House Bill No. 784, by Katz
Reported favorably. (12-0) (Regular)

House Bill No. 797, by Simon
Reported with amendments. (15-0) (Regular)

House Bill No. 806, by Katz
Reported with amendments. (12-0) (Regular)

House Bill No. 837, by Mills
Reported with amendments. (12-3) (Regular)

Senate Concurrent Resolution No. 19, by Heitmeier
Reported favorably. (15-0)

KAY KELLOGG KATZ
Chairman

Report of the Committee on House and Governmental Affairs

May 12, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 6, by Danahay
Reported favorably. (17-0)

House Concurrent Resolution No. 89, by Barrow
Reported favorably. (12-0)

House Concurrent Resolution No. 90, by Billiot
Reported with amendments. (12-0)

House Concurrent Resolution No. 98, by Danahay
Reported favorably. (15-0)

House Concurrent Resolution No. 100, by Dixon
Reported favorably. (14-0)

House Bill No. 347, by Downs
Reported with amendments. (10-0) (Local & Consent)

House Bill No. 380, by Cromer
Reported with amendments. (11-0) (Regular)

House Bill No. 504, by Ligi
Reported with amendments. (14-0) (Regular)

House Bill No. 511, by Harrison (Joint Resolution)
Reported favorably. (12-4) (Regular)

House Bill No. 595, by Danahay
Reported with amendments. (15-0) (Regular)

House Bill No. 852, by Smiley
Reported with amendments. (12-0) (Regular)

RICHARD “RICK” GALLOT, JR.
Chairman
Report of the Committee on Insurance
May 12, 2009
To the Speaker and Members of the House of Representatives:
I am directed by your Committee on Insurance to submit the following report:

House Bill No. 175, by Hutter
Reported with amendments. (7-0) (Regular)

House Bill No. 201, by Thibaut
Reported with amendments. (7-0) (Regular)

House Bill No. 208, by Monica
Reported favorably. (6-0) (Regular)

House Bill No. 580, by Roy
Reported with amendments. (8-0) (Regular)

House Bill No. 669, by Talbot
Reported with amendments. (8-0) (Regular)

CHARLES E. "CHUCK" KLECKLEY
Chairman

Report of the Committee on Natural Resources and Environment
May 12, 2009
To the Speaker and Members of the House of Representatives:
I am directed by your Committee on Natural Resources and Environment to submit the following report:

House Concurrent Resolution No. 52, by St. Germain
Reported with amendments. (11-0-1)

House Concurrent Resolution No. 93, by Peterson
Reported with amendments. (12-0-1)

House Concurrent Resolution No. 105, by Dove
Reported favorably. (12-0-1)

House Bill No. 159, by Burns, Henry
Reported with amendments. (13-0-1) (Regular)

House Bill No. 234, by Dove
Reported with amendments. (12-0-1) (Regular)

House Bill No. 492, by Burford
Reported with amendments. (11-0-1) (Regular)

House Bill No. 624, by Jackson, G.
Reported with amendments. (12-0-1) (Regular)

House Bill No. 829, by Cortez
Reported with amendments. (13-0-1) (Regular)

House Bill No. 833, by Dove
Reported with amendments. (10-0-1) (Regular)

GORDON E. DOVE, SR.
Chairman

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

Motion
On motion of Rep. Connick, the Committee on Transportation, Highways and Public Works was discharged from further consideration of House Bill No. 813.

HOUSE BILL NO. 813—
BY REPRESENTATIVE CONNICK
AN ACT
To enact R.S. 32:861(F), relative to motor vehicle liability policies; to provide for increased minimum liability limits for taxi cabs; and to provide for related matters.
Read by title.

On motion of Rep. Connick, the bill was recommitted to the Committee on Insurance.

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

Motion
On motion of Rep. Fannin, the Committee on Ways and Means was discharged from further consideration of Senate Bill No. 18.

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.

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

Privileged Report of the Committee on Enrollment
May 12, 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. 29—
BY REPRESENTATIVE ROY
A RESOLUTION
To express the sincere and heartfelt condolences of the House of Representatives upon the death of Dr. Aubrey Murray Alexander, Jr.

HOUSE RESOLUTION NO. 30—
BY REPRESENTATIVE PATRICIA SMITH
A RESOLUTION
To commend the members of Alpha Kappa Alpha Sorority, Incorporated, and to recognize Tuesday, June 2, 2009, as AKA Day at the Capitol.

HOUSE RESOLUTION NO. 31—
BY REPRESENTATIVES WILLIAMS AND BARROW
A RESOLUTION
To recognize Monday, May 18, 2009, as Legislative Wellness Day at the Louisiana House of Representatives and to commend the efforts of the American Heart Association, the Louisiana Association for Health, Physical Education, Recreation and Dance, the Louisiana Council on Obesity Prevention and Management, the Louisiana Dietetic Association, and the Governor's Council on Physical Fitness and Sports.

HOUSE RESOLUTION NO. 32—
BY REPRESENTATIVE GEYMANN
A RESOLUTION
To commend Randi Layne Adams upon being named a 2009 Louisiana Student of the Year.

HOUSE RESOLUTION NO. 33—
BY REPRESENTATIVE ROY
A RESOLUTION
To commend the Oak Hill High School Lady Rams softball team in Rapides Parish upon winning the Class B state softball championship and to congratulate the Lady Rams on an outstanding 2008-2009 season.

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.

HOUSE CONCURRENT RESOLUTION NO. 104—
BY REPRESENTATIVE TIM BURNS
A CONCURRENT RESOLUTION
To urge and request the Louisiana Tax Commission to accept the property tax assessments contained in the 2008 tax roll for St. Tammany Parish with regard to compliance with the requirements for uniform assessments.

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. Richmond, the rules were suspended to permit the Committee on Judiciary to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 712
Senate Bill No. 27

Suspension of the Rules

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

House Bill No. 785

Leave of Absence

Rep. Henry - 1/2 day

Adjournment

On motion of Rep. Billiot, at 7:15 P.M., the House agreed to adjourn until Wednesday, May 13, 2009, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 13, 2009.

ALFRED W. SPEER
Clerk of the House