

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

NINETEENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, May 27, 2009

The House of Representatives was called to order at 2:15 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	
Total - 104		

ABSENT

Total - 0

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

Prayer

Prayer was offered by The Most Reverend Robert A. Muench, Bishop of the Diocese of Baton Rouge.

Pledge of Allegiance

Rep. Burrell 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. Brossett, the reading of the Journal was dispensed with.

On motion of Rep. Brossett, the Journal of May 26, 2009, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 27, 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 No. 79

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 79—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To commend the North Rampart Community Center upon the occasion of its one hundredth anniversary.

Read by title.

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 27, 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. 10
Returned without amendments

House Concurrent Resolution No. 77
Returned without amendments

House Concurrent Resolution No. 132
Returned without amendments

House Concurrent Resolution No. 139
Returned without amendments

House Concurrent Resolution No. 141
Returned without amendments

House Concurrent Resolution No. 143
Returned without amendments

House Concurrent Resolution No. 144
Returned without amendments

House Concurrent Resolution No. 145
Returned without amendments

House Concurrent Resolution No. 146
Returned without amendments

House Concurrent Resolution No. 148
Returned without amendments

House Concurrent Resolution No. 156
Returned without amendments

House Concurrent Resolution No. 157
Returned without amendments

House Concurrent Resolution No. 158
Returned without amendments

House Concurrent Resolution No. 161
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 27, 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. 168, 172, 175, 182, 187, 193, 217, 218, 224, 239, 242, 251, and 321

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. 168—

BY SENATORS RISER AND B. GAUTREAUX
AN ACT

To amend and reenact R.S. 32:295.1(B), relative to seat belts; to provide that all occupants who are thirteen years of age or older shall wear a seat belt in certain vehicles; and to provide for related matters.

Read by title.

SENATE BILL NO. 172—

BY SENATOR QUINN
AN ACT

To enact R.S. 41:1702(B)(4), (5), (6), (7), and (8), relative to reclamation of lands lost through erosion, compaction, subsidence, and sea level rise; to provide for certain boundary agreements; to provide terms, conditions, and procedures; to provide for retroactivity; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 175—

BY SENATORS MICHOT AND WALSWORTH
AN ACT

To amend and reenact R.S. 32:781(5), (6), and (19), 782, 783(A), (F)(1), (2), and (8), and (I), 784(B) and (C), 785(C)(1), (D), and (E), 787, 789, 790(A) and (C), 802(A), 1251, 1252(2)(introductory paragraph), (a), and (c), (4), (8), (9), (12), (13), (16), (17), (19), (21), (23)(a), (b)(iv), and (c), (24), (25), (26), (27), (29), (33), (34), (35), (36)(a) and (b)(vi), and (37), 1253(A)(introductory paragraph), (1)(introductory paragraph), and (2), (3)(a) and (b), and (E), 1254(A)(6), (B)(2), (C)(9), (D)(4) and (7), (E)(introductory sentence), (E)(1), (2), (3), (4)(a), (5), (7), (8), (9), (10)(a), and (11), (F)(4), and (N), 1255(A)(2), 1256, 1261(1)(a)(introductory paragraph), (1)(a)(iv) and (v), and (o), (q) and (t), and (6)(a), 1265, and 1268, to enact R.S. 32:1252 (39) through (50), 1254(A)(18) and (19), (D)(6)(c), 1257.1, 1258(A)(10), 1261(7), 1261.1, 1261.2, 1262(A)(5), 1268.1 and 1268.2, and to repeal R.S. 32:781(1) through (4), (9) through (18), (22) through (25), and (28), 783(F)(7) and (10), 784(A)(5) through (8), and Part IV of Chapter 4-C of Title 32 of the Louisiana Revised Statutes of 1950, comprised of R.S. 32:811 through 822, relative to the distribution and sale of motor vehicles; to provide for changes in definitions within the Recreational and Used Motor Vehicle Commission and the Motor Vehicle Commission; to provide for changes to the jurisdiction and authority of the Recreational and Used Motor Vehicle Commission and the Motor Vehicle Commission; to provide for changes to the membership of the Used Motor Vehicle Commission and the Motor Vehicle Commission; to transfer authority over recreational products from the Recreational and Used Motor Vehicle Commission to the Motor Vehicle Commission; to provide for unauthorized acts of a manufacturer, distributor, wholesaler, distributor branch, factory branch, or converter; to provide for acts of a

motor vehicle dealer or specialty dealer; to provide for violations; to provide for indemnification of franchised dealers; to provide for payments to dealers; to provide for penalties; to provide for repurchase upon termination of a franchise; and to provide for related matters.

Read by title.

SENATE BILL NO. 182—
BY SENATOR CROWE

AN ACT

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

Read by title.

SENATE BILL NO. 187—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 32:361.2, relative to motor vehicle equipment; to provide relative to medical exemptions from prohibitions on certain window tinting; to provide relative to the contents of an affidavit for such medical exemption; to require certain information; to provide for certain departmental and board actions; to provide for violations; and to provide for related matters.

Read by title.

SENATE BILL NO. 193—
BY SENATOR LONG

AN ACT

To repeal R.S. 22:2372, relative to the Insure Louisiana Incentive Program; to repeal the requirement for use of unused monies in the program to assist individuals with homeowners' insurance premiums and to accelerate payoff of the Unfunded Accrued Liability of the state retirement systems; and to provide for related matters.

Read by title.

SENATE BILL NO. 217—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 33:4067(B), relative to the Cameron Parish Water and Wastewater Board for District No.1; to decrease the membership of the board of commissioners; and to provide for related matters.

Read by title.

SENATE BILL NO. 218—
BY SENATOR MORRELL AND REPRESENTATIVE BROSETT

AN ACT

To amend and reenact R.S. 22:2292(6) and (12) relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to Louisiana Property Insurance Corporation offering business interruption insurance coverage; and to provide for related matters.

Read by title.

SENATE BILL NO. 224—
BY SENATOR N. GAUTREAU

AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.790 through 130.793, inclusive; to provide relative to local governmental subdivisions; to authorize the creation of

sustainable energy financing districts; to provide terms, conditions, procedures, and requirements; to provide for the powers and duties of the districts; to authorize certain financing concerning property within the district; to provide for property assessment and collection of such assessments within the district; and to provide for related matters.

Read by title.

SENATE BILL NO. 239—
BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:305.20(A), the introductory paragraph of (C), (1) and (2) and R.S. 56:303(E)(1) and 304(A), relative to tax exemptions; to provide for certain exclusions and exemptions from state sales, use, lease, and services taxes; to provide for a rebate of such taxes; to include possession of a vessel license by a commercial fisherman as qualifying for such tax exemptions; to provide for issuance of a vessel license to certain commercial fishermen; to provide for certification of certain commercial fishermen licenses; and to provide for related matters.

Read by title.

SENATE BILL NO. 242—
BY SENATOR MOUNT

AN ACT

To enact R.S. 22:1062.1, relative to health insurance; to provide for an enrollment period for individuals in an employer sponsored insurance program when certain conditions are satisfied; to provide for rule making; and to provide for related matters.

Read by title.

SENATE BILL NO. 251—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 46:1426(C), relative to the Department of Social Services; to provide for disclosure of information by licensed day care centers to parents; and to provide for related matters.

Read by title.

SENATE BILL NO. 321—
BY SENATOR HEBERT

AN ACT

To enact R.S. 47:1925.10, relative to the assessor in the Iberia Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; 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. 49—
BY REPRESENTATIVE ELLINGTON

A RESOLUTION

To commend Joe Cordill upon his selection as chairman of the National Propane Gas Association.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 162—

BY REPRESENTATIVE PETERSON

A CONCURRENT RESOLUTION

To urge and request the division of administration to develop, conduct, and otherwise provide for an education and training program to train agency officials concerning performance-based budgeting practices.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 163—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To authorize and request the secretaries of the Department of Health and Hospitals and the Department of Social Services to study the consolidation of the two departments into one department and to present a plan for such consolidation and related information to the legislature.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 164—

BY REPRESENTATIVE PATRICIA SMITH

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to conduct an in-depth study of the financial burden on local school systems imposed by the rising costs of providing for health care benefits for school system retirees, particularly for school systems losing student population to the Recovery School District or for other reasons such as natural disasters, and to recommend solutions for meeting this substantial responsibility.

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 CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To direct all local governing authorities and public emergency service providers to cease assessing accident response fees or any similar assessment against persons utilizing emergency services and to express intent of the legislature that such fees and assessments are contrary to state law.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVES PATRICIA SMITH AND DIXON AND SENATOR BROOME

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of returning certain schools that have been transferred to the jurisdiction of the Recovery School District to the local school systems from which they were transferred under certain circumstances and to submit a written report on study findings and recommendations.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 152—

BY REPRESENTATIVES WHITE AND RICHARDSON AND SENATOR AMEDEE

A CONCURRENT RESOLUTION

To direct the Office of Financial Institutions to report to the joint committees on commerce updates regarding the investigations into the Stanford Financial Group.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To create a Blue Ribbon Transportation Advisory Committee to find alternative sources of funds to resolve transportation funding issues relative to transportation construction projects within the state of Louisiana and to report its findings and recommendations to the Legislature of Louisiana by January 1, 2010.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 154—

BY REPRESENTATIVE TUCKER

A CONCURRENT RESOLUTION

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the complaint handling procedures of all health care boards and commissions, including how complaints are received, investigated, and adjudicated.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 159—

BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to delay and revise implementation of the resource allocation model within the office for citizens with developmental disabilities and the office on aging and adult services.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 160—

BY REPRESENTATIVES PETERSON, ARMES, BARROW, BROSETT, DIXON, FRANKLIN, GALLOT, GISCLAIR, MICKEY GUILLORY, HENDERSON, HONEY, MICHAEL JACKSON, ROSALIND JONES, SAM JONES, LAFONTA, MILLS, RICHMOND, RITCHIE, PATRICIA SMITH, ST. GERMAIN, STIAES, WILLIAMS, AND WOOTON

A CONCURRENT RESOLUTION

To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2009-2010 and to authorize appropriation of such amounts.

Read by title.

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

Senate Concurrent Resolutions

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

Motion

On motion of Rep. Dove, the Committee on Natural Resources was discharged from further consideration of Senate Concurrent Resolution No. 14.

SENATE CONCURRENT RESOLUTION NO. 14—
BY SENATORS DUPRE AND MCPHERSON AND REPRESENTATIVES DOVE AND HUTTER

A CONCURRENT RESOLUTION

To approve the annual Coastal Protection Plan for Fiscal Year 2009-2010, as adopted by the Coastal Protection and Restoration Authority.

Read by title.

On motion of Rep. Dove, the resolution was recommitted to the Committee on Transportation, Highways and Public Works.

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 57—
BY SENATORS B. GAUTREUX AND NEVERS
AN ACT

To amend and reenact R.S. 11:62(10), 1307(E), and 1335(B), to enact R.S. 11:1312.1, and to repeal R.S. 11:1307(C) and 1312, relative to the State Police Pension and Retirement System; to create the Back-Deferred Retirement Option Program; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for effective dates; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 69—
BY SENATOR CROWE
AN ACT

To amend and reenact R.S. 47:1712, relative to ad valorem property tax refunds or credits; to authorize those who qualify for the special assessment level to receive a refund or credit of taxes paid; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 88—
BY SENATORS LONG, NEVERS AND THOMPSON
AN ACT

To enact R.S. 47:297.13, relative to individual income tax; to grant a deduction for contributions made to certain property and casualty deposit accounts for the purpose of paying expenses related to weather-related events; to provide for definitions; to provide with respect to contributions into and withdrawals from property and casualty deposit accounts; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 102—
BY SENATOR DUPLESSIS
AN ACT

To amend and reenact R.S. 33:9100.1, 9100.3(A), 9100.4(B), 9100.5, 9100.6(A), 9100.7(A) and (C), and 9100.11, to enact R.S. 33:9100.9(E), to repeal R.S. 33:9100.10, relative to the East New Orleans Neighborhood Advisory Commission; to provide for commission membership; to provide for commission jurisdiction; to provide for terms; to provide for officers and meetings; to provide for staff; to require notice from governing authority regarding zoning and building permits; to require that views of the commission to be presented only by their officers; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 104—
BY SENATOR DUPLESSIS
AN ACT

To enact R.S. 33:9080.3, relative to improvement districts in Orleans Parish; to create the Lakewood East Security and Neighborhood Improvement District; to provide that the Lakewood East Homeowners Association shall govern the district; to provide for the purpose, boundaries, parcel fee, budget, powers and duties of the district; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 331—
BY SENATOR QUINN
AN ACT

To amend and reenact R.S. 22:832(A) and (C)(1) and (7), relative to insurance license taxes; to provide for a reduction in the tax based upon the amount of admitted assets of an insurer placed in qualifying Louisiana investments; to require that investments be maintained in the state for a period of time in order to qualify for the reduction; and to provide for related matters.

Read by title.

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

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. 11—
BY REPRESENTATIVE HARDY
AN ACT

To enact R.S. 32:412(J), relative to controlled dangerous substances violations and driving privileges; to provide for a restriction code which declares that a driver's license holder has been convicted of certain violations of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.

Read by title.

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

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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. 11 by Representative Hardy

AMENDMENT NO. 1

On page 1, line 2, after "32:412(J)" and before "relative" delete "and 414.1.1, R.S. 40:981.5, and R.S. 47:463.136"

AMENDMENT NO. 2

On page 1, line 3, after "privileges;" delete the remainder of the line and delete lines 4 and 5 in their entirety and insert "to"

AMENDMENT NO. 3

On page 1, line 8, after "Law;" delete the remainder of the line

AMENDMENT NO. 4

On page 1, at the beginning of line 9 delete "provide procedures for notification;"

AMENDMENT NO. 5

On page 1, line 11, after "32:412(J)" delete "and 414.1.1 are" and insert "is"

AMENDMENT NO. 6

On page 1, line 16, after "license" insert "or identification card"

AMENDMENT NO. 7

On page 1, line 19, after "license" and before "holder" insert "or identification card"

AMENDMENT NO. 8

On page 2, line 1, after "Law." and before "The" insert "Upon the second or subsequent conviction, the court shall notify the Department of Public Safety and Corrections."

AMENDMENT NO. 9

On page 2, line 2, after "license" and before "shall" insert "or identification card"

AMENDMENT NO. 10

On page 2, line 3 after "words" delete "controlled substances offender" and insert "drug offender"

AMENDMENT NO. 11

On page 2, line 5, after "license" and before "issued" insert "or identification card"

AMENDMENT NO. 12

On page 2, line 7, after "license" and before "pursuant" insert "or identification card"

AMENDMENT NO. 13

On page 2, line 8, after "license" and before "shall" insert "or identification card"

AMENDMENT NO. 14

On page 2, line 10, after "license" and before "containing" insert "or identification card"

AMENDMENT NO. 15

On page 2, delete lines 12 through 28

AMENDMENT NO. 16

On page 3, delete lines 1 through 29

AMENDMENT NO. 17

On page 4, delete lines 1 through 16

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. 61— BY REPRESENTATIVE WOOTON AN ACT

To provide for the transfer and return to the Grand Prairie Levee District by the Orleans Levee District (formerly known as the Board of Commissioners of the Orleans Levee District) lands previously owned by the Grand Prairie Levee District; 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. 61 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 21, delete "government" and change "but" to "and"

AMENDMENT NO. 2

On page 2, lines 4 and 9, change "Whereas" to "That"

AMENDMENT NO. 3

On page 2, at the end of line 12, delete the period "." and add the following:

"and advised that the Grand Prairie Levee District and Plaquemines Parish should seek authority from the legislature for the transfer of such lands from the Orleans Levee District."

AMENDMENT NO. 4

On page 2, delete lines 13 through 16 in their entirety

AMENDMENT NO. 5

On page 2, line 17, change "(8)" to "(7)" and after "That" insert "the legislature has authority to require the transfer of lands from one state agency or levee district to another and"

AMENDMENT NO. 6

On page 2, between lines 20 and 21, insert the following:

"(8) That with the exception of the Orleans Levee District, no other flood control authority or levee district in the state of Louisiana owns property or mineral rights in another parish or supports its operations by revenues derived from lands in other parishes."

AMENDMENT NO. 7

On page 2, line 27, after "State" insert "of Louisiana"

AMENDMENT NO. 8

On page 3, line 3, after "East," insert "and"

AMENDMENT NO. 9

On page 3, delete lines 7 and 8 in their entirety and insert in lieu thereof the following:

"located in Plaquemines Parish that were acquired or otherwise taken or transferred from the Grand Prairie Levee District, the state of Louisiana, and other levee districts and from other political subdivisions, agencies, public bodies, and from private landowners for the Bohemia Spillway in addition to those described in Section 3 of this Act and which"

AMENDMENT NO. 10

On page 3, line 19, after "were" insert "taken, acquired, or" and after "transferred" insert "from private and public landowners"

AMENDMENT NO. 11

On page 3, line 20, change "private landowners to" to "or for"

AMENDMENT NO. 12

On page 3, line 24, delete "formerly owned by the Grand Prairie Levee District"

AMENDMENT NO. 13

On page 3, delete lines 25 through 29 in their entirety

AMENDMENT NO. 14

On page 4, line 2, after "Section 1;" delete the remainder of the line

AMENDMENT NO. 15

On page 4, line 3, after "Section 12;" insert "Eastern Two-Thirds of Section 21;"

AMENDMENT NO. 16

On page 4, line 4, after "Section 27;" insert "Northeast Quarter and South Half of Section 28; all of Section 29; all of Section 30;" and delete "all of Section 33;"

AMENDMENT NO. 17

On page 4, line 7, delete "South Half of Section 7;"

AMENDMENT NO. 18

On page 4, line 8, after "Section 9;" delete the remainder of the line

AMENDMENT NO. 19

On page 4, line 9, after "Section 17;" delete the remainder of the line

AMENDMENT NO. 20

On page 4, line 10, after "Section 19;" delete the remainder of the line

AMENDMENT NO. 21

On page 4, line 11, delete "25, 26," and after "33," insert "and" and after "34" change the comma "," to a semi-colon ";" and delete the remainder of the line

AMENDMENT NO. 22

On page 4, line 13, change "Sections 3, 4, 6, 10, 28, and 29;" to "Section 29;"

AMENDMENT NO. 23

On page 4, line 17, after "Section 14;" delete the remainder of the line

AMENDMENT NO. 24

On page 4, delete line 18 in its entirety and insert "North Half of"

AMENDMENT NO. 25

On page 4, delete line 21 in its entirety and insert "Section 18;"

AMENDMENT NO. 26

On page 4, delete lines 22 through 28 in their entirety

AMENDMENT NO. 27

On page 4, delete lines 29 and 30 in their entirety and on page 5 delete lines 1 through 15 in their entirety and insert in lieu thereof the following:

"Section 4. The listing in Section 3 of this Act is not an exclusive listing of public lands formerly owned by the Grand Prairie Levee District in the Bohemia Spillway and does not limit or otherwise restrict Plaquemines Parish, as the Grand Prairie Levee District, from any transfer of other public lands owned by the Grand Prairie Levee District not listed in said Section 3 of this Act or lands in Plaquemines Parish that were formerly titled in the name of the state of Louisiana, other levee districts, political subdivisions, agencies, or public bodies, including but without limitation, lands formerly titled in the names of the Lake Borgne Basin Levee District, Plaquemines Parish East Bank Levee District, Plaquemines Parish School Board, or the Plaquemines Parish Police Jury, that were formerly taken or acquired by or transferred to the Board of Commissioners of the Orleans Levee District for the Bohemia Spillway pursuant to Act No. 99 of 1924 and other legislative acts.

Section 5. Notwithstanding any provision of this Act to the contrary, the state of Louisiana shall not be liable to the Plaquemines Parish government for the refund of any monies which were collected prior to the effective date of this Act by the state as bonus, rental, royalty, or any other monies from mineral leases awarded by the state of Louisiana, either by the governor of the state of Louisiana and the Registrar of State Lands prior to the inception of the Louisiana State Mineral Board or by the Louisiana State Mineral Board, which leases cover and affect any land or water bottom which may be claimed by the Plaquemines Parish government as successor to the Grand Prairie Levee District, but to which land or water bottom the state maintains title claim, nor shall this Act deprive the state of any future revenues from these same existing mineral leases."

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AMENDMENT NO. 28

On page 5, line 16, change "Section 5." to "Section 6."

AMENDMENT NO. 29

On page 5, line 18, change "Section 6." to "Section 7."

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. 291—

BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 47:1675(A)(6), relative to tax credits; to provide relative to income and corporate income tax credits; to provide for the allocation of tax credits with annual or total program caps; to provide for certain limitations; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 352—

BY REPRESENTATIVE MICKEY GUILLORY
AN ACT

To enact R.S. 32:387.12(C), relative to annual noncritical off-road equipment permit; to provide for a permit to be issued to authorize noncritical off-road equipment to tow a vehicle; 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. 352 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 32:387.11(C)" to "R.S. 32:387.12(C)"

AMENDMENT NO. 2

On page 1, line 2, delete "semiannual critical" and insert "annual noncritical"

AMENDMENT NO. 3

On page 1, line 3, delete "unladen lift" and insert in lieu thereof "noncritical off-road"

AMENDMENT NO. 4

On page 1, line 6, change "R.S. 32:387.11(C)" to "R.S. 32:387.12(C)"

AMENDMENT NO. 5

On page 1, delete line 7 in its entirety and insert in lieu thereof:

"§387.12. Annual noncritical off-road equipment permit; authorization"

AMENDMENT NO. 6

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

"C. Notwithstanding any provision of law to the contrary and provided that there are no objections raised by the federal government, noncritical off-road equipment that has been issued a valid annual noncritical off-road equipment permit may be issued a concurrent permit allowing the off-road vehicle to tow a two-axle vehicle as long as the towed vehicle does not exceed ten thousand pounds gross vehicle weight; the noncritical off-road equipment does not exceed forty-five feet in length; and the combination of the off-road equipment and the towed vehicle does not exceed an overall length of sixty-five feet. Counterweights are allowed to be carried on the off-road equipment when carried in a functional position. The permit shall be valid for up to one hundred forty-four hours and shall be issued a charge not to exceed fifty dollars."

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. 513—

BY REPRESENTATIVE RICHARD
AN ACT

To enact R.S. 11:441.2, relative to the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System; to provide for eligibility, retirement benefits, restrictions on hiring new employees, abolition of vacated positions, restrictions on appropriated funds, and funding; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 513 by Representative Richard

AMENDMENT NO. 1

On page 4, between lines 17 and 18, insert the following:

"(6) The governor shall prepare, as part of the executive budget, a summary, by agency, of the number of positions abolished pursuant to this Section as well as positions abolished and refilled pursuant to Paragraph (5) of this Subsection."

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. 563—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 47:2134(D), 2153(B)(5), 2201, and 2202, relative to ad valorem taxes; to provide relative to certain challenges to assessments; to provide for bidding procedures at tax sales; to provide for tax sale title to undivided interests; to provide for public sale or donation of tax parcels; to provide for the sale of adjudicated property to adjoining property owners; to provide for effectiveness as to suits filed on or after a certain date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 563 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 6, after "owners;" and before "and" insert the following:

"to provide for effectiveness as to suits filed on or after a certain date;"

AMENDMENT NO. 2

On page 1, line 8, after "47:2134(D)" delete the remainder of the line and insert "is hereby amended and"

AMENDMENT NO. 3

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

"Section 2. R.S. 47:2153(B)(5), 2201, and 2202 are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 4

On page 3, after line 22, insert the following:

"Section 3. The provisions of Section 1 of this Act shall apply to suits filed on or after the effective date of this Act."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 626—

BY REPRESENTATIVE DOWNS

AN ACT

To enact R.S. 32:266, relative to traffic regulation; to provide for the disposition of fines for certain traffic tickets; 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. 626 by Representative Downs

AMENDMENT NO. 1

On page 1, line 12, delete "with a population of less than fifteen hundred, as determined by the"

AMENDMENT NO. 2

On page 1, line 13, delete "most recent federal decennial census, with" and insert in lieu thereof

"that is not governed by a home rule charter and has"

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

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

HOUSE BILL NO. 639—

BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 32:190(A), relative to safety helmets; to require certain motor vehicle operators to wear safety helmets; 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. 657—

BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact R.S. 48:755(B)(1) and to enact R.S. 48:755(D), relative to the Parish Transportation Fund; to provide that only certain funds are subject to the Parish Transportation Fund provisions; 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 local and consent calendar.

HOUSE BILL NO. 667—

BY REPRESENTATIVE FANNIN

AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Read by title.

Reported 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. 670—

BY REPRESENTATIVE ERNST

AN ACT

To amend and reenact R.S. 40:600.62(2) and (3), 600.63, 600.65, and 600.67, relative to The Road Home Program and The Road Home Corporation; to provide relative to the purpose of the corporation; to provide relative to the sale of property by the corporation; to provide for audit of the corporation by the legislative auditor; to provide relative to the nature of the corporation with respect to the state and its subdivisions; 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. 670 by Representative Ernst

AMENDMENT NO. 1

On page 1, line 2, after "600.67," delete the remainder of the line and delete line 3 and insert "relative to The Road"

AMENDMENT NO. 2

On page 2, line 8, after "by law." and before "It is" insert the following:

"Such corporation may amend its articles of incorporation to change its name to Louisiana Land Trust."

AMENDMENT NO. 3

On page 2, line 20, after "the corporation" and before the period "." insert "or to any property conveyed by the corporation"

AMENDMENT NO. 4

On page 3, after line 4, delete the remainder of the page and on page 4, delete lines 1 through 10 in their entirety

AMENDMENT NO. 5

On page 4, at the beginning of line 11, change "Section 4." to "Section 2."

AMENDMENT NO. 6

On page 4, at the beginning of line 13, change "Section 5." 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. 802—

BY REPRESENTATIVE FANNIN

AN ACT

To repeal R.S. 22:2371, relative to state funds; to abolish the Insure Louisiana Incentive Program Fund; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to provide for effective dates; 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. 802 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and delete line 3 and insert "repeal R.S. 22:2371, relative to state funds; to abolish the Insure Louisiana Incentive Program Fund; to provide for the transfer,"

AMENDMENT NO. 2

On page 1, after line 6, delete the remainder of the page, and on page 2, delete lines 1 through 17 and insert the following:

"Section 1. R.S. 22:2371 is hereby repealed in its entirety.

Section 2. Notwithstanding any provision of law to the contrary, the Insure Louisiana Incentive Program Fund is hereby abolished on the effective date of this Section. At such time, the treasurer is authorized and directed to transfer any unexpended, unencumbered monies remaining in the fund for deposit in and credit to the state general fund."

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 2, line 21, change "Section 3." to "Section 4."

AMENDMENT NO. 5

On page 7, line 26, change "Section 4." to "Section 5."

AMENDMENT NO. 6

On page 8, line 1, change "Section 5." to "Section 6."

AMENDMENT NO. 7

On page 8, line 5, change "Section 6." to "Section 7.A."

AMENDMENT NO. 8

On page 8, between lines 9 and 10, insert the following:

"B. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Thirteen Million Five Hundred Thousand Dollars from the Rapid Response Fund to be deposited in and credited to the state general fund."

AMENDMENT NO. 9

On page 8, line 10, delete "Section 7. Sections 1, 3, 4, and 5" and insert "Section 8. Sections 4, 5, and 6"

AMENDMENT NO. 10

On page 8, line 14, delete "Sections 1, 3, 4, and 5" and insert "Sections 4, 5, and 6"

AMENDMENT NO. 11

On page 8, line 16, delete "Section 8. Sections 2 and 6" and insert "Section 9. Sections 1, 2, 3, and 7"

AMENDMENT NO. 12

On page 8, line 17, delete "Sections 2 and 6" and insert "Sections 1, 2, 3, and 7"

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. 823—

BY REPRESENTATIVE DANAHAY
AN ACT

To enact R.S. 38:2212(A)(1)(f)(v) and 2212.1(B)(4)(e), relative to public contracts through the receipt of electronic bids; to exempt any special service district created by a parish with a police jury form of government from the requirements relating to the receipt of bids via high speed Internet access; 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. 823 by Representative Danahay

AMENDMENT NO. 1

On page 1, line 4, after "police" and before "form" insert "jury"

AMENDMENT NO. 2

On page 1, delete lines 15 and 16 in their entirety and insert the following:

"(v) Any special service district created by a police jury form of government and which is unable to comply with R.S. 38:2212(A)(1)(f)(ii) without securing and expending additional funding shall be exempt from the provisions of this Subparagraph. The special service district shall be exempted from any expenditures for high speed Internet access, software, personnel costs, training, or other office equipment directly relating to the receipt of bids via high speed Internet access."

AMENDMENT NO. 3

On page 2, delete lines 8 and 9 in their entirety and insert the following:

"(e) Any special service district created by a police jury form of government and which is unable to comply with R.S. 38:2212.1(B)(4)(b) without securing and expending additional funding shall be exempt from the provisions of this Paragraph. The special service district shall be exempted from any expenditures for high speed Internet access, software, personnel costs, training, or other office equipment directly relating to the receipt of bids via high speed Internet access."

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. 828—

BY REPRESENTATIVE CONNICK
AN ACT

To enact R.S. 47:820.5.5 and to repeal R.S. 47:820.5.3, relative to the Crescent City Connection; to create the Crescent City Connection Commission; to provide for membership, powers, and duties of the commission; to abolish the Crescent City Connection Oversight Authority; 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. 828 by Representative Connick

AMENDMENT NO. 1

On page 2, delete lines 1 through 3 in their entirety and insert the following:

"(2) The appointment of executive management officers for the division."

AMENDMENT NO. 2

On page 2, lines 4 and 7, change "implementation" to "development"

AMENDMENT NO. 3

On page 2, delete lines 15 through 17 in their entirety and insert the following:

"(8) The development of a plan on the feasibility and wisdom and a method of financing, which places its police force under the supervision and direction of the state police."

AMENDMENT NO. 4

On page 2, delete lines 20 through 27 in their entirety and insert in lieu thereof the following:

"(2)(a) Each of the state senators for Senate districts 1, 3, 5, 6, 7, and 8, and each of the state representatives from House districts 83, 84, 85, 86, 87, 102, 104, and 105 shall submit the names of three persons to the governor. The enumerated legislators shall select their three names from members of any of the following organizations:

- (i) The Algiers Economic Development Association.
- (ii) The Friends of the Ferry.
- (iii) The Harvey Canal Industrial Association.
- (iv) The Jefferson Business Council.
- (v) The Jefferson Parish Economic Development Commission.
- (vi) The West Bank Council of the Jefferson Chamber of Commerce.
- (vii) The West Bank Rotary Club.
- (viii) The Westwego Rotary Club.
- (ix) The St. Bernard Chamber of Commerce.

(b) One of the three names submitted may also be of a person who may not be a member of any of the organizations listed above.

(c) The governor shall appoint one person from each of the lists submitted by the legislators of the enumerated Senate and House districts, subject to confirmation by the Senate.

(d) The list of names shall be submitted to the governor no later than August 31, 2009. If the list is not timely submitted, the governor shall make the appointments at large. The terms of the appointees shall commence on October 1, 2009, and shall terminate on December 31, 2012. The governor shall appoint one"

AMENDMENT NO. 5

On page 2, line 28, after "large" and before the period "." insert a comma "," and "who shall also be subject to confirmation by the Senate"

AMENDMENT NO. 6

On page 2, at the end of line 29, delete "If the"

AMENDMENT NO. 7

On page 3, delete lines 1 through 5 in their entirety

AMENDMENT NO. 8

On page 3, at the beginning of line 6, change "(4)" to "(3)"

AMENDMENT NO. 9

On page 3, delete lines 12 through 17 in their entirety

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. 863—
BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 863 by Representative Fannin

AMENDMENT NO. 1

On page 4, line 46, change "\$17,738,876" to "\$12,738,876"

AMENDMENT NO. 2

On page 5, line 7, change "\$7,240,075" to "\$3,570,075"

AMENDMENT NO. 3

On page 5, line 17, change "\$59,832,676" to "\$51,162,676"

AMENDMENT NO. 4

On page 5, between lines 49 and 50, insert the following:

"21 Drug court maintenance and enhancement, payable out of the State General Fund through Interagency Transfers from the Department of Social Services	\$5,000,000
22 Court Appointed Special Advocates, payable out of the State General Fund through Interagency Transfers from the Department of Social Services	<u>\$3,670,000</u>

TOTAL - STATE GENERAL FUND THROUGH INTERAGENCY TRANSFER \$8,670,000"

AMENDMENT NO. 5

On page 12, between lines 22 and 23, insert the following:

"Section 2. The appropriations, and the allocations of such appropriations, from the State General Fund (Direct) contained in Section 1 of this Act shall be reduced by a total amount of Seven Million One Hundred Sixty-Four Thousand Seven Hundred Eleven and No/100 (\$7,164,711.00) Dollars, pursuant to a plan adopted by the Judicial Budgetary Control Board or as approved by the Louisiana Supreme Court."

AMENDMENT NO. 6

On page 12, line 23, change "Section 2.A." to "Section 3.A."

AMENDMENT NO. 7

On page 13, line 23, change "Section 3." to "Section 4."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 869—
BY REPRESENTATIVE TUCKER

AN ACT

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

Read by title.

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. 874—

BY REPRESENTATIVE PETERSON
AN ACT

To amend and reenact R.S. 39:570 and to enact R.S. 39:571(C), relative to the sale of bonds by a political subdivision; to authorize the private sale of bonds issued pursuant to the American Recovery and Reinvestment Act of 2009; to authorize the sale of such bonds at a price which is less than their par value under certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 881—

BY REPRESENTATIVE FANNIN
AN ACT

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

Read by title.

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. 881 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 22, delete "Executive Administration Program" and insert "Community Development Block Grant Program"

AMENDMENT NO. 2

On page 2, between lines 15 and 16, insert the following:

"01-129 LOUISIANA COMMISSION ON LAW ENFORCEMENT AND THE ADMINISTRATION OF CRIMINAL JUSTICE

Payable out of the State General Fund (Direct) for satisfaction of the judgment in the matter of "James Benz v. Crime Victims Reparation Board of the Louisiana Commission on Law Enforcement, Office of the Governor, State of Louisiana, Chief Richard Pennington, and the City of New Orleans", bearing Number 476249 on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana, inclusive of interest and attorneys fees, be it more or less estimated \$ 30,852"

AMENDMENT NO. 3

On page 2, line 33, change "SERF" to "State Emergency Response"

AMENDMENT NO. 4

On page 2, after line 35, insert the following:

"Payable out of the State General Fund (Direct) from nonrecurring revenues out of the state general fund for Fiscal Year 2007-2008, as recognized by the Revenue Estimating Conference to the Management and Finance Program for the Louisiana Agricultural Finance Authority for the retirement or defeasance of state debt including revenue bonds issued by the Louisiana Agricultural Finance Authority \$ 15,000,000"

AMENDMENT NO. 5

On page 4, between lines 34 and 35, insert the following:

"Payable out of the State General Fund (Direct) to the Payments to Public Providers Program for Louisiana Special Education Center \$ 162,353

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Public Providers Program of this agency, as contained in Act 19 of the 2008 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Interagency Transfers to the Louisiana Special Education Center by \$ 162,353."

AMENDMENT NO. 6

On page 6, between lines 18 and 19, insert the following:

"Payable out of the State General Fund (Direct) for satisfaction of the motion and order to pay pro bono attorney fees to Lawrence Pichler, as recommended by the Juvenile Court for the parish of Orleans, state of Louisiana, Docket No. 2008-170-01-FSF/D \$ 678"

AMENDMENT NO. 7

On page 7, between lines 30 and 31, insert the following:

"Payable out of the State General Fund (Direct) for satisfaction of the order confirming arbitration award in the matter of "Dwayne Zuppardo v. Louisiana Department of Social Services, Rehabilitation Services", bearing Number 573-549, Section 24, on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana, inclusive of interest, be it more or less estimated. \$ 139,497

DEPARTMENT OF REVENUE

12-440 OFFICE OF REVENUE

Payable out of the State General Fund by Fees & Self-Generated Revenues for the Charitable Gaming Program for projected deficit expenditure in personal services \$ 41,688"

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AMENDMENT NO. 8

On page 8, line 17, delete "\$2,179,188" and insert "\$1,379,188"

AMENDMENT NO. 9

On page 8, line 21, change "424,485" to "424,285"

AMENDMENT NO. 10

On page 8, line 25, after "Tax" and before "Fund" insert "Health Care"

AMENDMENT NO. 11

On page 8, line 27, change "424,485" to "424,285"

AMENDMENT NO. 12

On page 8, line 32, delete "for accreditation of the school of pharmacy" and insert "College of Pharmacy for library and education resources to ensure accreditation with Accreditation Council for Pharmacy Education (ACPE)"

AMENDMENT NO. 13

On page 8, between lines 32 and 33, insert the following:

"SPECIAL SCHOOLS AND COMMISSIONS

19D-655 LOUISIANA SPECIAL EDUCATION CENTER

The commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency as contained in Act 19 of the 2008 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund (Direct) by \$162,353

19D-661 LOUISIANA OFFICE OF STUDENT FINANCIAL ASSISTANCE

Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund to The TOPS Tuition Program for increases due to approved tuition increases at the state colleges and universities \$ 3,259,588"

AMENDMENT NO. 14

On page 9, between lines 32 and 33, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Beautification and Improvement of the New Orleans City Park Fund to the New Orleans City Park Improvement Association \$ 2,000,000"

AMENDMENT NO. 15

On page 9, after line 42, add the following:

"20-XXX FUNDS

Payable out of the State General Fund by Statutory Dedications out of the Legislative Capitol Technology Enhancement Fund to the Legislative Budgetary Control Council for improvements related to audio-visual upgrades and technology enhancements \$ 6,400,000"

21-806 LOUISIANA PROPERTY ASSISTANCE AGENCY

Payable out of the State General Fund by Fees & Self-Generated Revenues for the sale of surplus generators \$ 2,200,000

21-810 PUBLIC SAFETY SERVICES CAFETERIA

Payable out of the State General Fund by Interagency Transfers for reimbursement for expenditures related to Hurricanes Gustav and Ike \$ 193,704

The commissioner of administration is hereby authorized and directed to adjust the means of finance for this agency, as contained in Act 49 of the 2008 Regular Session of the Legislature, by reducing the appropriation out of the State General Fund by Fees & Self-Generated Revenues by \$193,704."

AMENDMENT NO. 16

On page 10, between lines 11 and 12, insert the following:

"B. Notwithstanding any provision of law to the contrary, including the provisions of R.S. 39:126, the following capital outlay change orders are hereby approved:

Project No. 01-107-05B-13 Repair, Restoration, and Replacement for Hurricanes Katrina, Rita, Gustav, and Ike, Planning, Construction, Renovation, and Acquisition (Statewide) Interagency Transfer \$ 134,000,000

Project No. 16-514-02-1 Marine Fisheries Investigation and Management Laboratory Southeast Louisiana Planning and Construction (Jefferson, Lafourche, Orleans, Plaquemines) Federal Funds \$ 600,000

Louisiana State University Increase Cooling Capacity for Fred C. Frey Computer Center, Planning and Construction (East Baton Rouge) Creation of a "959" Project \$ 1,245,000

McNeese State University Central Plaza Development (Calcasieu) Creation of a "959" Project \$ 210,000

Provided, however, that before any capital outlay change orders shall be finalized, the commissioner of administration shall review and approve all necessary change order forms.

C. The appropriation of \$9,000,000 to 10/107 DIVISION OF ADMINISTRATION for Rural Health Clinics contained in Section 3.A of Act 203 of the 2007 Regular Session of the Legislature as amended and reenacted in Section 8.5 of Act 511 of the 2008 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

On page 9, between lines 20 and 21, insert the following:

"Provided, however, that in the total appropriated for the planning, construction, expansion, and renovation of rural health clinics, the amount of \$100,000 for the East Carroll Medical Clinic shall be combined with the \$100,000 for the Lake Providence Medical Clinic so that the total amount allocated for the Lake Providence Medical Clinic is \$200,000."

AMENDMENT NO. 17

On page 10, at the beginning of line 12, change "Section 3." to "Section 3.A."

AMENDMENT NO. 18

On page 11, between lines 8 and 9, insert the following:

"B. The appropriation contained in Schedule **06-265 DEPARTMENT OF CULTURE, RECREATION, AND TOURISM, OFFICE OF CULTURAL DEVELOPMENT** of Act 19 of the 2008 Regular Session of the Legislature, is hereby amended and reenacted to read as follows:

On page 67, delete line 24 and insert the following:

"Lafayette Parish Convention and
Visitors Commission \$ 100,000

Provided, however, that upon execution of a valid cooperative endeavor agreement this shall be a bona fide obligation through December 31, 2009, and all other provisions of the cooperative endeavor agreement, including, but not limited to the reporting requirements, shall be performed as agreed."

C. The appropriation contained in **20-945 STATE AID TO LOCAL GOVERNMENTS** of Act 19 of the 2008 Regular Session of the Legislature is hereby amended and reenacted to read as follows:

On page 268, line 12, delete "road improvements on LA 733 and US 167" and insert "infrastructure improvements"

Section 4.A. For the satisfaction and payment of consent judgments, stipulated judgments, and other judgments against the state, if such judgments are final, and notwithstanding the provisions of R.S. 49:112, the provisions of this Section contain appropriations in the total amount of Thirty-Six Million Dollars, be it more or less estimated, as specifically provided in each Subsection. Provided, however, that all judgments provided for in this Section shall be paid as to principal, interest, court costs, and expert witness fees as provided in said judgments, it being the intent herein that when the provisions of any judgment conflict with the provisions of the respective House Bill or this Act, the provisions of the judgment shall be controlling. Any other provision of any such House Bill or this Act, not in conflict with the provisions of such judgment, shall control. Payment shall be made as to any such judgment only after presentation to the state treasurer of documentation required by the state treasurer. Further, all judgments provided for in this Section shall be deemed to have been paid on the effective date of the Act, and interest shall cease to run as of that date.

B. There is hereby appropriated the sum of Twenty-Four Million Two Hundred Thousand and No/100 (\$24,200,000.00) Dollars, be it more or less estimated, out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be allocated to pay the consent judgments, stipulated judgments, and other judgments against the state, if such judgments are final and if such judgments are delineated in the following House Bills introduced in the 2009 Regular Session of the Legislature:

House Bill No. 20 by Representative Smith
House Bill No. 35 by Representative Kleckley
House Bill No. 42 by Representative Leger
House Bill No. 48 by Representative Anders
House Bill No. 52 by Representative Kleckley
House Bill No. 67 by Representative Carmody
House Bill No. 68 by Representative Roy
House Bill No. 71 by Representative Chaney
House Bill No. 93 by Representative Geymann

House Bill No. 129 by Representative Hill
House Bill No. 131 by Representative Anders
House Bill No. 153 by Representative Kleckley
House Bill No. 154 by Representative Little
House Bill No. 174 by Representative Richmond
House Bill No. 180 by Representative Labruzzo
House Bill No. 196 by Representative Edwards
House Bill No. 250 by Representative Burns
House Bill No. 262 by Representative Richardson
House Bill No. 263 by Representative Richardson
House Bill No. 267 by Representative St. Germain
House Bill No. 268 by Representative Templet
House Bill No. 275 by Representative Foil
House Bill No. 280 by Representative Hill
House Bill No. 281 by Representative Hill
House Bill No. 306 by Representative Templet
House Bill No. 321 by Representative Pugh
House Bill No. 335 by Representative Cromer
House Bill No. 339 by Representative Monica
House Bill No. 362 by Representative Stiaes
House Bill No. 417 by Representative Baldone
House Bill No. 419 by Representative Morris
House Bill No. 422 by Representative Lambert
House Bill No. 426 by Representative Hutter
House Bill No. 428 by Representative Hutter
House Bill No. 436 by Representative Leger
House Bill No. 459 by Representative Templet
House Bill No. 464 by Representative Cortez
House Bill No. 474 by Representative Perry
House Bill No. 489 by Representative Michael Jackson
House Bill No. 491 by Representative Barrow
House Bill No. 494 by Representative Nowlin
House Bill No. 543 by Representative Ritchie
House Bill No. 553 by Representative Richmond
House Bill No. 577 by Representative Templet
House Bill No. 592 by Representative Gisclair
House Bill No. 681 by Representative Franklin
House Bill No. 764 by Representative Greene
House Bill No. 856 by Representative Armes

C.(1) The sum of Six Hundred Fifty Thousand and No/100 (\$650,000.00) Dollars to Jeremy S. Broussard; and the sum of Four Hundred Thousand and No/100 (\$400,000.00) Dollars to Danielle Broussard; are hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment in the suit entitled "Jeremy S. Broussard and Danielle Broussard v. State of Louisiana, Department of Transportation and Development", bearing Number 78,191B, on the docket of the Fifteenth Judicial District Court, parish of Vermilion, state of Louisiana.

(2) Monies awarded in this judgment to Jeremy S. Broussard for future medical expenses shall be payable from the Future Medical Care Fund pursuant to R.S. 39:1533.2.

D. The sum of Forty Thousand and No/100 (\$40,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Ernest L. Brown, Sr., Trulane Carr Brown and Allen J. Brown v. State of Louisiana, through the Department of Transportation and Development, the City of Gonzales and XYZ Insurance Company", bearing Number 82,661, Division B, on the docket of the Twenty-Third Judicial District Court, parish of Ascension, state of Louisiana.

E. The sum of Two Thousand and No/100 (\$2,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Michelle Guillory Buller, individually and on

behalf of her minor daughter, Macy Buller v. Tina M. Sinegal, State Farm Insurance Company, BNSF Railway Company, City of Jennings, Jeff Davis Parish and State of Louisiana", bearing Number C-1038-05 on the docket of the Thirty-First Judicial District Court, parish of Jefferson Davis, state of Louisiana.

F. The sum of One Thousand Three Hundred Four and 65/100 (\$1,304.65) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Sheryl Carter v. State of Louisiana, through the Department of Transportation and Development, bearing Number 2008-0000491 "E" on the docket of the Twenty First Judicial District Court, parish of Tangipahoa, state of Louisiana.

G. The sum of Two Hundred Thousand and No/100 (\$200,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "George Doty v. St. Bernard Parish Government, et al", bearing Number 90-765 "D" on the docket of the Thirty-Fourth Judicial District Court, parish of St. Bernard, state of Louisiana.

H. The sum of Ten Thousand and No/100 (\$10,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Bronson Dunnam v. State of Louisiana, through the Department of Transportation and Development", bearing Number 99-814, Division E, on the docket of the Thirty-Fourth Judicial District Court, parish of St. Landry, state of Louisiana.

I. The sum of Two Thousand Five Hundred and No/100 (\$2,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Calvene Duplichan, et al v. Union Pacific Railroad Company, et al" consolidated with "Lien Dawsey v. Union Pacific Railroad, et al", bearing Numbers C-251-05 and C-582-05, respectively, on the docket of the Thirty-First Judicial District Court, parish of Jefferson Davis, state of Louisiana.

J. The sum of Nine Thousand Five Hundred and No/100 (\$9,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Meredith Durbin v. State Farm Insurance Company, et al", bearing Number 481,633, Division "D", on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

K. The sum of One Million Seven Hundred Fifty Thousand and No/100 (\$1,750,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Elise Felix, individually, as Administratrix of the Succession of Tommie Felix, and on behalf of her minor children, Tony Felix and Tyler Felix v. the State of Louisiana, through the Department of Transportation and Development and Robinson Industries Inc." consolidated with "Courtney Marie Moore, for and on behalf of her minor children, Aashad J. Moore and Aashariah T. Moore v. the State of Louisiana, through the Department of Transportation and Development and the City of New Orleans", bearing Numbers 2008-7239 "E" and 08-5806 "N", respectively, on the docket of the Civil District Court, parish of Orleans, state of Louisiana.

L. The sum of Two Hundred Fifty Thousand and No/100 (\$250,000.00) Dollars to James "Hank" Fletcher, Individually, and the sum of Two Hundred Fifty Thousand and No/100 (\$250,000.00) Dollars to James "Hank" Fletcher, as duly appointed tutor on behalf of his minor daughter Alyssa Fletcher, are hereby appropriated out of

the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment in the suit entitled "James "Hank" Fletcher, Individually, and on behalf of his Minor Child, Alyssa Fletcher v. State of Louisiana, through the Department of Transportation and Development; Joyce H. Burton; TMI Enterprises, LLC; Zurich American Insurance Company; L & B Transport, LLC", bearing Number 34,616, Division "B" on the docket of the Eighteenth Judicial District Court, parish of West Baton Rouge, state of Louisiana.

M. The sum of One Hundred Thirty Thousand and No/100 (\$130,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment in the suit entitled "Humberto Fontova and Shirley Fontavo v. the City of Covington, the State of Louisiana Department of Transportation and Development and Digital Engineering and Imaging, Inc.", bearing Number 2005-14054 on the docket of the Twenty-Second Judicial District Court for the parish of St. Tammany, state of Louisiana.

N. The sum of Nine Thousand and No/100 (\$9,000.00) Dollars; plus court costs in the amount of Three Hundred Fifty-eight and 40/100 (\$358.40) Dollars, is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment in the suit entitled "Jeff Goodwin v. State of Louisiana, through the Department of Transportation and Development", bearing Number 22,996B on the docket of the Seventh Judicial District Court for the parish of Catahoula, state of Louisiana.

O. The sum of Three Hundred Eleven Thousand Eighty and 27/100 (\$311,080.27) Dollars; plus legal interest from December 19, 1989, until paid, plus court costs in the amount of Twenty Thousand Five Hundred Thirty-two and 26/100 (\$20,532.26) Dollars, is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment in the suit entitled "Denae L. Jens, Patricia A. Jens, and Thomas M. Jens v. John S. Jones; Pittman Construction Company, Inc.; the Aetna Casualty and Surety Company; Datsun, a/k/a Nissan Motor Corporation in U.S.A.; Bill Garrett Nissan, Inc.; Firestone Tire and Rubber Company, Inc., d/b/a Firestone Mastercare Service Center; State of Louisiana, Department of Transportation and Development", bearing Number 89-27032 on the docket of the Seventh Judicial District Court for the parish of Catahoula, state of Louisiana.

P. The sum of Eighteen Thousand Five Hundred and No/100 (\$18,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment in the suit entitled "Patricia A. Johnson v. State of Louisiana through the Department of Transportation and Development; Transit Management of Southeast Louisiana, Inc.; and the City of New Orleans", bearing Number 2003-18087, Division "H" 12, on the docket of the Civil District Court, parish of Orleans.

Q. The sum of Five Thousand and No/100 (\$5,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment in the suit entitled "Kedric Demoine Lee, Individually and in his capacity as the administrator of the estates of his minor children Ketrelve Lee and Kendra Riley v. Bellsouth Telecommunications, Inc., Entergy Corporation, Cox Communications Louisiana, LLC, and State of Louisiana through the Department of Transportation and Development", bearing Number 60358 Division "D", on the docket of the Eighteenth Judicial District Court, parish of Iberville.

R. The sum of Four Hundred Ninety Thousand and No/100 (\$490,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009, to be used to pay the consent judgment in the suit entitled "Daphne LeRay,

Elaine LeRay and Glenn LeRay v. the Nissan Motor Corporation, et al" bearing Number 80852 on the docket of the Seventeenth Judicial District Court, parish of Lafourche, state of Louisiana.

S. The sum of Four Thousand Two Hundred Fifty and No/100 (\$4,250.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009, to be used to pay the consent judgment in the suit entitled "Sharon McAdory v. Dale Branch, St. Paul Fire and Marine Insurance Company, the Parish of Washington and the State of Louisiana through the Department of Transportation and Development" bearing Number 86898 on the docket of the Twenty-Second Judicial District Court, parish of Washington, state of Louisiana.

T. The sum of Five Hundred Fifteen Thousand Nine Hundred Fourteen and 50/100 (\$515,914.50) Dollars, plus legal interest from December 3, 1998, until paid, plus court costs in the amount Two Thousand Three Hundred Twenty-Five and No/100 (\$2,325.00) Dollars, is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Julia S. Moss, Individually and on behalf of her deceased husband, Michael Moss, Caitrin H. Moss and Sean M. Moss v. State of Louisiana through the Department of Transportation and Development", bearing Number 454,874 Division I, Section 24, on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

U. The sum of Four Thousand Three Hundred Nine and 34/100 (\$4,309.34) Dollars in favor of Eddie Oliver; the sum of Eight Hundred Fifty and No/100 (\$850.00) Dollars in favor of Mark McMillin; and the sum of One Thousand Nine Hundred Ninety-Six and No/100 (\$1,996.00) Dollars in favor of Brian McMillin; are hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009, to be used to pay the consent judgment in the suit entitled "Eddie Oliver, Mark McMillin and Brian McMillin v. the State of Louisiana, through the Department of Transportation and Development", bearing Number 99,2729 on the docket of the Fourteenth Judicial District Court, parish of Calcasieu, state of Louisiana.

V. The sum of One Hundred Fifty-Seven Thousand Five Hundred and No/100 (\$157,500.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009, to be used to pay the consent judgment in the suit entitled "Augustina Ohemeng, individually and on behalf of the estate of her husband, Alfred A. Adjepon-Yamoah v. State of Louisiana through the Department of Transportation and Development, City/Parish of West Feliciana and Direct General Insurance Company of Louisiana" bearing Number 17,550, Division B, on the docket of the Twentieth Judicial District Court, parish of West Feliciana, state of Louisiana.

W. The sum of Three Thousand and No/100 (\$3,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009, to be used to pay the consent judgment in the suit entitled "Ernie W. Pleasant, et al v. Kansas City Southern Railroad, et al" bearing Number 54,457 on the docket of the Eleventh Judicial District Court, parish of Sabine, state of Louisiana.

X. The sum of One Hundred Thousand and No/100 (\$100,000.00) Dollars, plus legal interest from February 5, 2009, until paid, is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Layton W. Thibodeaux, Jr. and Angela Thibodeaux v. State of Louisiana, through the Department of Transportation and Development" consolidated with "Progressive Security Insurance Company, et al v. State of Louisiana, through the Department of Transportation and Development", bearing Numbers 06-C-2920-D and 07-C-2449-D, on the docket of the Twenty-Seventh Judicial District Court, parish of St. Landry, state of Louisiana.

Y. The sum of Two Thousand Eight Hundred and No/100 (\$2,800.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the consent judgment against the Department of Transportation and Development in the suit entitled "Burley Valin and Delores Valin, individually and on behalf of the estate of Angela Valin v. Union Pacific Railroad Company, et al", bearing Number 05-C-5867 on the docket of the Twenty-Seventh Judicial District Court, parish of St. Landry, state of Louisiana.

Section 5.A. The sum of One Hundred Thirty-Seven Thousand Thirteen and No/100 (\$137,013.00) Dollars, is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Dan Bright v. State of Louisiana", bearing Number 2008-00866-L on the docket of the Civil District Court, parish of Orleans, state of Louisiana.

B. The sum of One Hundred Forty-Five Thousand Five Hundred Sixty-One and 64/100 (\$145,561.64) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Douglas Dilosa v. State of Louisiana", bearing Number 664,081 on the docket of the Twenty-Fourth Judicial District Court, parish of Jefferson, state of Louisiana.

C. The sum of One Hundred Forty-Five Thousand Five Hundred Sixty-One and 64/100 (\$145,561.64) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Travis Hayes v. State of Louisiana", bearing Number 663570, Division N, on the docket of the Twenty-Fourth Judicial District Court, parish of Jefferson, state of Louisiana.

D. The sum of One Hundred Fifty Thousand and No/100 (\$150,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Willie Jackson v. State of Louisiana", bearing Number 655,330, Division O, on the docket of the Twenty-Fourth Judicial District Court, parish of Jefferson, state of Louisiana.

E. The sum of One Hundred Fifty Thousand and No/100 (\$150,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Curtis L. Kyles v. State of Louisiana", bearing Number 303,970, Division G, on the docket of the Orleans Criminal District Court, parish of Orleans, state of Louisiana.

F. The sum of One Hundred Thirty Thousand Seven Hundred Sixteen and No/100 (\$130,716.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Ryan Matthews v. State of Louisiana", bearing Number 663572, Section F, on the docket of the Twenty-Fourth Judicial District Court, parish of Jefferson, state of Louisiana.

G. The sum of One Hundred Fifty Thousand and No/100 (\$150,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Calvin Williams v. State of Louisiana", bearing Number 538-401, Section 25 on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

H. The sum of One Hundred Ninety Thousand and No/100 (\$190,000.00) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to be used to pay the judgment awarding compensation for wrongful conviction and incarceration in the matter of "Calvin Willis v. State of Louisiana", bearing Number 556,984, Division O, Section VIII, on the docket of the Nineteenth Judicial District Court, parish of East Baton Rouge, state of Louisiana.

I. All judgments provided for in this Section shall be paid as to principal, interest, court costs, and expert witness fees as provided in said judgments, it being the intent herein that when the provisions of any judgment conflict with the provisions of this Act, the provisions of the judgment shall be controlling. Any other provision of this Act, not in conflict with the provisions of such judgment, shall control. Payment shall be made as to any such judgment only after presentation to the state treasurer of documentation required by the state treasurer.

Section 6.A. The sum of Nine Hundred Eighty-Two Thousand Ninety-Three and 78/100 (\$982,093.78) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to the Louisiana Department of Revenue (12-440) to be used to satisfy the judgment rendered by the Board of Tax Appeals in the claim against the state entitled "BNSF Railway Company v. Cynthia Bridges, Secretary, Department of Revenue and State of Louisiana", bearing Number 6854 on the docket of the Board of Tax Appeals, state of Louisiana.

B. The sum of Seventy Thousand Two Hundred Sixty-Nine and 10/100 (\$70,269.10) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to the Louisiana Department of Revenue (12-440) to be used to satisfy the judgment rendered by the Board of Tax Appeals in the claim against the state entitled "Comdata Network, Inc. v. Secretary, Department of Revenue, State of Louisiana", bearing Number 6176 on the docket of the Board of Tax Appeals, state of Louisiana.

C. The sum of Seven Hundred Twenty-Two Thousand Three Hundred Fifty-two and 35/100 (\$722,352.35) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to the Louisiana Department of Revenue (12-440) to be used to satisfy the judgment rendered by the Board of Tax Appeals in the claim against the state entitled "Kansas City Southern Railway Company v. Cynthia Bridges, Secretary, Department of Revenue and State of Louisiana", bearing Number 5408 on the docket of the Board of Tax Appeals, state of Louisiana.

D. The sum of One Hundred Fifty-Four Thousand Two Hundred Six and 21/100 (\$154,206.21) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to the Louisiana Department of Revenue (12-440) to be used to satisfy the judgment rendered by the Board of Tax Appeals in the claim against the state entitled "Illinois Central Railroad Company v. Cynthia Bridges, Secretary, Department of Revenue and State of Louisiana", bearing Number 6635 on the docket of the Board of Tax Appeals, state of Louisiana.

E. The sum of Four Hundred Sixty-One Thousand Two Hundred Ninety-eight and 47/100 (\$461,298.47) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year 2008-2009 to the Louisiana Department of Revenue (12-440) to be used to satisfy the judgment rendered by the Board of Tax Appeals in the claim against the state entitled "Illinois Central Railroad Company v. Cynthia Bridges, Secretary, Department of Revenue and State of Louisiana", bearing Number 6818 on the docket of the Board of Tax Appeals, state of Louisiana.

F. The sum of One Hundred Six Thousand Four Hundred Thirty-four and 34/100 (\$106,434.34) Dollars is hereby appropriated out of the General Fund of the state of Louisiana for Fiscal Year

2008-2009 to the Louisiana Department of Revenue (12-440) to be used to satisfy the judgment rendered by the Board of Tax Appeals in the claim against the state entitled "Illinois Central Railroad Company v. Cynthia Bridges, Secretary, Department of Revenue and State of Louisiana", bearing Number 6936 on the docket of the Board of Tax Appeals, state of Louisiana.

G. All judgments provided for in this Section shall be paid as to principal, interest, court costs, and expert witness fees as provided in said judgments, it being the intent herein that when the provisions of any judgment conflict with the provisions of this Act, the provisions of the judgment shall be controlling. Any other provision of this Act, not in conflict with the provisions of such judgment, shall control. Payment shall be made as to any such judgment only after presentation to the state treasurer of documentation required by the state treasurer.

Section 7. Notwithstanding any provision of law to the contrary, any appropriation contained in Schedule 20-945 Other Requirements, State Aid to Local Government Entities in Act 19 of the 2008 Regular Session of the Legislature which has a valid cooperative endeavor agreement on June 30, 2009, shall be deemed a bona fide obligation through December 31, 2009, and all other provisions of the cooperative endeavor agreements, including, but not limited to the reporting requirements, shall be performed as agreed."

AMENDMENT NO. 19

On page 11, at the beginning of line 9, change "Section 4." to "Section 8."

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.

Motion

On motion of Rep. Fannin, and under a suspension of the rules, House Bill Nos. 802 and 881 were placed on the debate calendar for Friday, May 29, 2009.

Suspension of the Rules

On motion of Rep. Michael Jackson, 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. 891 (Substitute for House Bill No. 799 by Representative Michael Jackson)—
BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To amend and reenact R.S. 23:1538(A), relative to unemployment compensation; to provide for penalties to an employer for failure to file a payroll report; 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. 891 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, line 6, following "hereby" and before "to read" change "amend and reenact" to "amended and reenacted"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Michael Jackson to Engrossed House Bill No. 891 by Representative Michael Jackson

AMENDMENT NO. 1

On page 2, line 12, change "Section" to "Subsection"

AMENDMENT NO. 2

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

On motion of Rep. Michael Jackson, the amendments were adopted.

Rep. Michael Jackson moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

Franklin
Gallot
Total - 94

Monica
Montoucet

NAYS

Total - 0

ABSENT

Anders
Arnold
Badon, B.
Champagne
Total - 10

Ellington
Geymann
Hutter
Katz
McVea
Waddell

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Michael Jackson 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. 892 (Substitute for House Bill No. 800 by Representative Michael Jackson)—
BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To enact R.S. 23:1625.1, relative to unemployment compensation; to provide for the prompt determination of claims; to provide with respect to the abandonment of an employer's right to appeal a determination of claim; to provide for the employer's right to appeal in the event the failure to provide information is due to compelling circumstances; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Michael Jackson to Engrossed House Bill No. 892 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, line 18, delete "of this Chapter"

On motion of Rep. Michael Jackson, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Tucker and Morris to Engrossed House Bill No. 892 by Representative Michael Jackson

AMENDMENT NO. 1

On page 2, delete line 19 in its entirety and insert in lieu thereof the following:

"Section 2. If House Bill No. 841 of this 2009 Regular Session of the legislature is enacted and becomes law, the provisions of that Act amending R.S. 23:1472(4) and enacting R.S. 23:1600.1 and 1602(4) are hereby declared null and shall not be given effect. Any official upon whom the referenced provisions of law as contained in

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that Act impose any duty is hereby directed and instructed to give no effect to the provisions thereof and perform no act with regard thereto. This Section supersedes the referenced provisions notwithstanding the timing of final passage of this Act and that Act.

Section 3. Section 1 of this Act shall become effective on April 1, 2010.

Section 4. Section 2 of this Act shall become effective upon signature of this Act by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If this Act is vetoed by the governor and subsequently approved by the legislature, Section 2 of this Act shall become effective on the day following such approval."

Point of Order

Rep. Richmond 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.

Appeal of the Ruling of the Chair

Rep. Ligi appealed the ruling of the Chair.

The vote recurred on sustaining the ruling of the Chair.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Lambert
Abramson	Fannin	Leger
Anders	Foil	Little
Arnold	Franklin	McVea
Aubert	Gallot	Mills
Badon, A.	Greene	Norton
Baldone	Guillory	Nowlin
Barrow	Hardy	Peterson
Brossett	Henderson	Richard
Burford	Hill	Richmond
Burns, T.	Hines	Ritchie
Burrell	Honey	Roy
Chandler	Jackson G.	Smith, P.
Chaney	Jackson M.	St. Germain
Cromer	Johnson	Stiaes
Dixon	Jones, R.	Thibaut
Doerge	Jones, S.	Waddell
Downs	Katz	Williams
Edwards	LaFonta	Willmott
Total - 57		

NAYS

Barras	Harrison	Perry
Billiot	Hazel	Ponti
Burns, H.	Henry	Pope
Carmody	Hoffmann	Richardson
Carter	Howard	Robideaux
Champagne	Kleckley	Schroder
Connick	LaBruzzo	Simon
Cortez	Landry	Smiley
Danahay	LeBas	Smith, J.

Dove	Ligi	Talbot
Ellington	Lopinto	Templet
Geymann	Monica	Wooton
Gisclair	Morris	
Guinn	Pearson	
Total - 40		

ABSENT

Armes	Montoucet	White
Badon, B.	Pugh	
Hutter	Smith, G.	
Total - 7		

The Chair was sustained.

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

Rep. Michael Jackson moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richardson
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Jackson G.	Roy
Carter	Jackson M.	Schroder
Champagne	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	Landry	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Armes	Geymann	Montoucet
Badon, B.	Hardy	Richmond
Chandler	Hutter	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Michael Jackson 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. 574— BY REPRESENTATIVES RICHMOND AND HARDY AN ACT

To enact R.S. 13:587.4 and 1344, relative to specialized divisions or sections of state district courts; to authorize any district court by vote of the judges to adopt specialized divisions or sections having specified subject matter jurisdiction; to authorize a division or section to provide for an expedited docket for violent crimes involving a dangerous weapon or homicides; to create a homicide section in the Criminal District Court for the parish of Orleans; to authorize the district attorney's office to request an expedited docket for cases involving crimes of violence committed with a dangerous weapon and homicides; to provide for assignment of a judge to a Homicide Section of the Criminal District Court for the parish of Orleans; to provide for cases to be assigned to a homicide section; to authorize the judges en banc to assign other crimes committed using a firearm to the homicide section; to provide for transfer of cases; to provide for expedited handling of pretrial writs and appeals from the homicide section; 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. 574 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 20, following "may" change "assign" to "designate"

AMENDMENT NO. 2

On page 1, line 21, following "court" and before "a specialized" change "to" to "as"

AMENDMENT NO. 3

On page 2, line 1, following "other" and before "specialized" delete "division or section having"

AMENDMENT NO. 4

On page 2, line 6, following "is" change "assigned" to "designated"

AMENDMENT NO. 5

On page 2, line 9, before "crimes" insert "homicides and" and after "weapon" delete "and homicides"

AMENDMENT NO. 6

On page 2, line 13, following "court" change "assigns" to "designates"

AMENDMENT NO. 7

On page 2, lines 13, 16, and 19, change "should" to "shall"

AMENDMENT NO. 8

On page 2, line 21, following "may" and before "any" change "assign" to "designate"

AMENDMENT NO. 9

On page 2, line 22, following "consent," and before "division" change "to any" to "as a specialized"

AMENDMENT NO. 10

On page 4, line 1, change "of" to "filed in"

AMENDMENT NO. 11

On page 4, line 5, change "Supreme Court of Louisiana" to "Louisiana Supreme Court"

AMENDMENT NO. 12

On page 4, line 7, following "Court" and before "and" insert "Appeal"

AMENDMENT NO. 13

On page 4, line 8, change "Part II" to "Parts II and III"

AMENDMENT NO. 14

On page 4, line 8, change "Supreme Court Rules" to "Rules of The Louisiana Supreme Court"

AMENDMENT NO. 15

On page 4, line 9, change "C" to "D"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 574 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 7, after "homicide" and before "the" change "division," to "section,"

AMENDMENT NO. 2

On page 4, line 7, after "Court" and before "and" insert "Appeal"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 574 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 18, after "A" delete "(1)"

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AMENDMENT NO. 2

On page 2, delete lines 3 through 5 in their entirety

AMENDMENT NO. 3

On page 2, line 28, after "August 15, 2009" change "shall" to "may" and on line 29, delete "on or before November 1, 2009,"

AMENDMENT NO. 4

On page 3, line 1, after "rule" and before "designate" change "shall" to "may"

AMENDMENT NO. 5

On page 3, line 1, after "who" and before "be" change "shall" to "may"

AMENDMENT NO. 6

On page 3, line 2, change "Homicide Section 1" to "a homicide section"

AMENDMENT NO. 7

On page 3, line 3, after "Orleans." delete the remainder of the line in its entirety and delete lines 4 and 5 in their entirety

AMENDMENT NO. 8

On page 3, line 6, after "section" change "shall" to "may"

AMENDMENT NO. 9

On page 3, line 20, delete "Effective November 1, 2009." and insert "If a homicide division is created by the judges of the Criminal District Court for the Parish of Orleans."

AMENDMENT NO. 10

On page 3, line 23, delete "on November 1, 2009" and insert "at the time any homicide section is created"

AMENDMENT NO. 11

On page 4, delete lines 1 through line 8 in their entirety

AMENDMENT NO. 12

On page 4, line 9, change "C." to "D."

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

Motion

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

Suspension of the Rules

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

Acting Speaker Arnold in the Chair

HOUSE BILL NO. 72—

BY REPRESENTATIVES CROMER AND HOFFMANN
AN ACT

To amend and reenact R.S. 40:1299.41(A)(9) and to enact R.S. 40:1299.41(A)(22), relative to the Medical Malpractice Act; to revise the definition of "health care"; to add the definition of "patient-related service"; 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. 72 by Representative Cromer

AMENDMENT NO. 1

On page 1, line 14, following "treatment," and before "confinement" insert "or"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cromer to Engrossed House Bill No. 72 by Representative Cromer

AMENDMENT NO. 1

On page 1, line 2, change "40:1299.41(A)(22)" to "40:1299.41(A)(23)"

AMENDMENT NO. 2

On page 1, line 7, change "40:1299.41(A)(22)" to "40:1299.41(A)(23)"

AMENDMENT NO. 3

On page 1, at the beginning of line 17, change "(22)" to "(23)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Nowlin
Burford	Fannin	Pearson
Burns, H.	Guillory	Perry
Burns, T.	Harrison	Pope
Carter	Hoffmann	Richard
Champagne	Howard	Richardson
Chandler	Katz	Ritchie
Chaney	LaBruzzo	Schroder
Connick	LeBas	Smiley
Cortez	Lopinto	Smith, J.
Cromer	McVea	Willmott
Dove	Mills	Wooton
Downs	Montoucet	
Total - 38		

NAYS

Abramson	Greene	Little
Armes	Guinn	Monica
Arnold	Hardy	Morris
Aubert	Hazel	Norton
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	Pugh
Billiot	Hines	Richmond
Brossett	Honey	Robideaux
Burrell	Jackson G.	Roy
Carmody	Jackson M.	Simon
Danahay	Johnson	Smith, G.
Dixon	Jones, R.	Smith, P.
Doerge	Jones, S.	St. Germain
Edwards	Kleckley	Stiaes
Foil	LaFonta	Talbot
Franklin	Lambert	Thibaut
Gallot	Landry	Waddell
Geymann	Leger	White
Gisclair	Ligi	Williams
Total - 60		

ABSENT

Anders	Badon, B.	Hutter
Badon, A.	Ernst	Templet
Total - 6		

The Chair declared the above bill failed to pass.

Rep. Gallot 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.

HOUSE BILL NO. 128—

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:305.54(B)(2) and to enact R.S. 47:305.62, relative to state sales and use tax; to authorize a state "sales tax holiday" at certain times for purchases of certain firearms; to provide for definitions; to provide restrictions on the types of purchases eligible for the exemption; 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. 128 by Representative Henry

AMENDMENT NO. 1

On page 2, line 11, following "11:59 p.m. on" change "Saturday." to "the Saturday after Thanksgiving"

AMENDMENT NO. 2

On page 2, line 12, following "apply" delete "if and"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peterson to Engrossed House Bill No. 128 by Representative Henry

AMENDMENT NO. 1

On page 1, line 4, after "firearms;" and before "to" insert "to authorize a state "sales tax holiday" at certain times for purchases of certain essentials for babies;"

AMENDMENT NO. 2

On page 1, line 15, after "firearms" and before the period "." insert "or diapers, baby food, baby powder, Boudreaux's Butt Paste, baby oil, wipes, pacifiers and baby bottles."

AMENDMENT NO. 3

On page 2, line 2, after "Act." and before "restrictions" insert "Baby Products Recognition Act"

AMENDMENT NO. 4

On page 2, line 4, after "Act" and before the period "." insert "and the "Baby Products Recognition Act""

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	Montoucet
Anders	Geymann	Morris
Armes	Gisclair	Nowlin
Arnold	Greene	Pearson
Badon, B.	Guillory	Perry
Baldone	Guinn	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Burford	Hines	Richardson
Burns, H.	Howard	Ritchie
Burns, T.	Johnson	Robideaux
Carmody	Jones, R.	Roy
Carter	Jones, S.	Schroder
Champagne	Katz	Simon
Chandler	Kleckley	Smiley
Chaney	LaBruzzo	Smith, G.
Connick	Lambert	Smith, J.
Cortez	Landry	St. Germain
Danahay	LeBas	Talbot
Doerge	Leger	Templet
Dove	Ligi	Thibaut
Downs	Little	Waddell
Edwards	Lopinto	White
Ellington	McVea	Willmott
Fannin	Mills	Wooton
Foil	Monica	
Total - 80		

NAYS

Badon, A.	Franklin	Norton
Brossett	Hardy	Peterson
Burrell	Honey	Richmond
Dixon	Jackson G.	Smith, P.
Ernst	LaFonta	Stiaes
Total - 15		

ABSENT

Mr. Speaker	Harrison	Hutter
Aubert	Hill	Jackson M.
Cromer	Hoffmann	Williams
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Henry 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. Chaney requested the House consent to record his vote on final passage of House Bill No. 128 as yea, which consent was unanimously granted.

Speaker Pro Tempore Peterson in the Chair

Speaker Tucker in the Chair

HOUSE BILL NO. 146—
BY REPRESENTATIVES AUSTIN BADON AND LEGER
AN ACT

To enact R.S. 32:300.8, relative to the use of telephones and electronic communication devices while driving; to prohibit the use of wireless telephones while driving; to prohibit text messaging and e-mailing while driving; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 146 by Representative Austin Badon

AMENDMENT NO. 1

On page 2, between lines 26 and 27, insert the following:

"C. A violation of this Section involving the use of a wireless telephone or electronic communication device by an operator of a moving motor vehicle on a public road or highway shall be a secondary offense and a driver may be cited only if stopped for a moving violation."

AMENDMENT NO. 2

On page 2, at the beginning of line 27, change "C." to "D."

Rep. Arnold moved the adoption of the amendments.

Rep. Austin Badon objected.

By a vote of 56 yeas and 40 nays, the amendments were adopted.

Acting Speaker Williams in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Smiley to Engrossed House Bill No. 146 by Representative Austin Badon

AMENDMENT NO. 1

On page 2, line 11, after "devices," and before "or," insert "two-way mobile radio transmitters or receivers used by licensees of the Federal Communications Commission in the Amateur Radio Service."

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

Speaker Tucker in the Chair

Rep. Austin Badon moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Aubert	Franklin	Ligi
Badon, A.	Geymann	Monica
Barras	Gisclair	Montoucet
Barrow	Guillory	Morris
Billiot	Hardy	Perry
Brossett	Hazel	Peterson
Burns, H.	Henderson	Pope
Burns, T.	Henry	Richmond
Burrell	Hines	Ritchie
Carmody	Honey	Robideaux
Carter	Howard	Smith, G.
Champagne	Jackson G.	Smith, P.
Chaney	Jones, R.	St. Germain
Connick	Katz	Stiaes
Cortez	LaFonta	Talbot
Dixon	Lambert	Thibaut
Downs	Landry	Waddell
Edwards	LeBas	Williams
Ernst	Leger	Willmott

Total - 57

NAYS

Mr. Speaker	Greene	Pearson
Abramson	Guinn	Ponti
Anders	Harrison	Pugh
Armes	Hill	Richard
Arnold	Hoffmann	Richardson
Baldone	Johnson	Roy
Burford	Jones, S.	Schroder
Chandler	LaBruzzo	Simon
Danahay	Little	Smiley
Doerge	Lopinto	Smith, J.
Ellington	McVea	Templet
Fannin	Mills	White
Foil	Norton	Wooton
Gallot	Nowlin	

Total - 41

ABSENT

Badon, B.	Dove	Jackson M.
Cromer	Hutter	Kleckley

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 164—

BY REPRESENTATIVE HENRY

AN ACT

To enact R.S. 47:6035, relative to state income tax; to authorize a credit against state individual and corporate income taxes for expenses related to increases in the cost of health insurance premiums attributable to a state mandate for health insurance coverage of a specific medical condition or service; to require the commissioner of insurance to determine certain standard amounts for purposes of the tax credit; to provide for eligibility, amounts, and taking of the credit; to authorize rulemaking; and to provide for related matters.

Read by title.

Rep. Henry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

NAYS

Cortez	Leger
Jones, R.	Thibaut

Total - 4

ABSENT

Arnold	Honey	Peterson
Badon, B.	Howard	Roy
Cromer	Hutter	Talbot
Dove	Jackson M.	
Downs	Norton	

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Henry 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. 198—

BY REPRESENTATIVE LABRUZZO

AN ACT

To amend and reenact R.S. 37:2156.1(L) and to enact R.S. 37:2150.1(4)(e) and 2156.1(M), relative to the licensing of swimming pool contractors; to require licensing for all in-ground swimming pool builders and installers; to require a written test to obtain a swimming pool contractor's license; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. LaBruzzo gave notice of his intention to call House Bill No. 198 from the calendar during the week of June 1, 2009.

HOUSE BILL NO. 220—

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact Code of Civil Procedure Article 891(C) and (D), relative to civil petitions; to provide for claims involving latent diseases; to provide for required allegations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Engrossed House Bill No. 220 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 12, after "forth" insert a comma "," and before "for" insert "to the extent known."

Rep. Lopinto moved the adoption of the amendments.

Rep. Tim Burns objected.

By a vote of 42 yeas and 49 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Connick to Engrossed House Bill No. 220 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 2, change "891(C) and (D)" to "891(C), (D) and (E)"

AMENDMENT NO. 2

On page 1, line 6, change "891(C) and (D)" to "891(C), (D) and (E)"

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AMENDMENT NO. 3

On page 1, after line 17, insert the following:

"E. For the purposes of Paragraph C of this Article, a potential party shall be authorized to conduct pre-suit discovery."

Rep. Connick moved the adoption of the amendments.

Rep. Tim Burns objected.

By a vote of 33 yeas and 57 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Edwards to Engrossed House Bill No. 220 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 2, change "891(C) and (D)" to "891(C), (D) and (E)"

AMENDMENT NO. 2

On page 1, line 6, change "891(C) and (D)" to "891(C), (D) and (E)"

AMENDMENT NO. 3

On page 1, after line 17, insert the following:

"E. For the purposes of this Article, the liberative prescriptive period for claims related to latent disease, including asbestos and silica related diseases, shall be three years."

Rep. Edwards moved the adoption of the amendments.

Rep. Tim Burns objected.

By a vote of 39 yeas and 54 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 3, including Mr. Speaker, Geymann, Morris, etc.

NAYS

Table listing names of representatives who voted 'NAYS' for Amendment No. 3, including Armes, Gallot, McVea, etc.

ABSENT

Table listing names of representatives who were absent during the vote, including Arnold, Hutter, Thibaut, etc.

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. 245— BY REPRESENTATIVE TALBOT AN ACT

To amend and reenact Civil Code Article 45 and to enact Code of Civil Procedure Article 78.1, relative to venue; to provide for exclusive venue; to provide venue for actions involving latent disease; to provide for a contradictory hearing; to provide for the transfer of certain actions; 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. 245 by Representative Talbot

AMENDMENT NO. 1

On page 1, line 2, following "reenact" and before "Article" change "Civil Code" to "Code of Civil Procedure"

On motion of Rep. Waddell, 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

Table listing names of representatives who voted 'YEAS' for Amendment No. 1, including Mr. Speaker, Foil, Geymann, etc.

Burns, H.	Henry	Richard
Burns, T.	Hines	Richardson
Carmody	Hoffmann	Ritchie
Carter	Howard	Robideaux
Champagne	Jones, S.	Schroder
Chandler	Katz	Simon
Chaney	Kleckley	Smiley
Cortez	Landry	Smith, J.
Cromer	LeBas	Smith, P.
Danahay	Ligi	St. Germain
Dixon	Little	Talbot
Doerge	McVea	Waddell
Downs	Mills	White
Ellington	Monica	
Fannin	Morris	

Total - 61

NAYS

Armes	Gallot	Lopinto
Badon, A.	Gisclair	Montoucet
Baldone	Henderson	Peterson
Barrow	Hill	Richmond
Billiot	Honey	Roy
Brossett	Jackson G.	Stiaes
Burrell	Johnson	Templet
Connick	Jones, R.	Williams
Edwards	LaFonta	Willmott
Ernst	Lambert	
Franklin	Leger	

Total - 31

ABSENT

Arnold	Harrison	Ponti
Badon, B.	Hutter	Smith, G.
Dove	Jackson M.	Thibaut
Guinn	LaBruzzo	Wooton

Total - 12

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.

HOUSE BILL NO. 341—
BY REPRESENTATIVES CONNICK AND TUCKER AND SENATOR CHAISSON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2009-2010 to be used to pay the legal fees and expenses incurred by Dr. Anna Pou; to provide for payment to the Dr. Anna Pou Defense Fund; to provide for payment to the LSU Healthcare Network; and to provide for related matters.

Read by title.

Rep. Connick moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Montoucet
Anders	Gallot	Morris
Armes	Geymann	Norton
Aubert	Gisclair	Nowlin

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

Total - 94

NAYS

Katz
Total - 1

ABSENT

Abramson	Hutter	McVea
Arnold	LaBruzzo	Thibaut
Dove	LaFonta	Wooton

Total - 9

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.

HOUSE BILL NO. 345—
BY REPRESENTATIVES ABRAMSON AND TIM BURNS AND SENATOR WALSWORTH

AN ACT

To enact Code of Civil Procedure Article 1476, relative to civil procedures; to provide for claims involving asbestos or silica; to provide for required disclosures; to require certification; to provide for supplemental information; to provide for sanctions; 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. 345 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 12, after "plaintiff" delete the remainder of the line and delete line 13 in its entirety and insert the following:

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"or person whose exposure is alleged to be the cause of the claim, against any trust created pursuant to Title 11 of the United States Code, for the purpose of processing, liquidating, paying or satisfying asbestos or silica claims or any fund established for the benefit of asbestos or silica claimants. The"

AMENDMENT NO. 2

On page 1, line 14, after "and" and before "his" insert "signed by"

AMENDMENT NO. 3

On page 1, line 15, change "trust claims" to "trust or fund claims" and delete the remainder of the line

AMENDMENT NO. 4

On page 1, at the beginning line 16, change "have" to "has"

AMENDMENT NO. 5

On page 1, at the end of line 18, delete "and his" and at the beginning of line 19, delete "counsel"

AMENDMENT NO. 6

On page 2, line 5, change "relevant to claims asserted against the" to "submitted to a"

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

Table with 3 columns of names: Mr. Speaker, Ellington, Morris, Abramson, Fannin, Nowlin, Anders, Franklin, Pearson, Aubert, Geymann, Pope, Barras, Guinn, Pugh, Burford, Harrison, Richard, Burns, H., Hazel, Richardson, Burns, T., Henry, Ritchie, Burrell, Hill, Robideaux, Carmody, Hines, Schroder, Carter, Howard, Simon, Champagne, Jones, S., Smiley, Chandler, Katz, St. Germain, Chaney, Kleckley, Talbot, Cortez, Landry, Templet, Cromer, LeBas, Waddell, Danahay, Ligi, White, Dixon, Little, Williams, Doerge, Mills, Downs, Monica

NAYS

Table with 3 columns of names: Armes, Gisclair, Montoucet, Badon, A., Greene, Norton, Baldone, Henderson, Perry, Barrow, Honey, Peterson, Billiot, Jackson G., Richmond, Brossett, Johnson, Smith, G., Connick, Jones, R., Smith, J., Edwards, LaFonta, Stiaes, Ernst, Lambert, Willmott, Foil, Leger, Gallot, Lopinto

Total - 31

ABSENT

Table with 3 columns of names: Arnold, Hoffmann, Ponti, Badon, B., Hutter, Roy, Dove, Jackson M., Smith, P., Guillory, LaBruzzo, Thibaut, Hardy, McVea, Wooton, Total - 15

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.

HOUSE BILL NO. 351— BY REPRESENTATIVE RICHARDSON AN ACT

To amend and reenact R.S. 40:1730.35(C), relative to building code enforcement officers; to establish a period of validity for provisional certificates of registration; to provide for certificates of registration for building code officers with ten years of experience; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richardson to Engrossed House Bill No. 351 by Representative Richardson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:1730.35(C)" delete the remainder of the line and insert the following:

"and to enact R.S. 40:1730.24(C), relative to building code enforcement; to provide for the documentation of compliance with the energy efficiency provisions of the state uniform construction code;"

AMENDMENT NO. 2

On page 1, line 4, after "code" and before "officers" insert "enforcement"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" and before "to read" insert "and R.S. 40:1730.24(C) is hereby enacted"

AMENDMENT NO. 4

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

"§1730.24. Agreements with other governmental entities for provision of services; private agreements

* * *

C. Residential contractors and homeowners may utilize a home energy rating from a home energy rater certified by and in good standing with the Residential Energy Services Network (RESNET) to document compliance with the energy efficiency provisions of the state uniform construction code for residential buildings. A computer output demonstrating compliance with the applicable version of the

International Energy Conservation Code from a home energy rating conducting in accordance with established Residential Energy Services Network (RESNET) standards shall be deemed to comply with all applicable energy efficiency provisions of the state uniform construction code.

* * *

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Chandler to Engrossed House Bill No. 351 by Representative Richardson

AMENDMENT NO. 1

On page 1, line 4, after "code" and before "officers" insert "enforcement"

AMENDMENT NO. 2

On page 2, line 3, after "employed in" and before "code" insert "building"

AMENDMENT NO. 3

On page 2, line 5, change "licensed" to "registered"

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

Rep. Richardson 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
Armes	Gisclair	Montoucet
Aubert	Greene	Morris
Badon, A.	Guillory	Nowlin
Baldone	Guinn	Pearson
Barras	Hardy	Perry
Barrow	Harrison	Peterson
Billiot	Hazel	Ponti
Brossett	Henderson	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Richmond
Carmody	Honey	Ritchie
Carter	Howard	Robideaux
Champagne	Jackson G.	Roy
Chandler	Jackson M.	Schroder
Chaney	Johnson	Simon
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Downs	Landry	Templet
Edwards	LeBas	Waddell

Ellington	Leger	White
Ernst	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	

Total - 95

NAYS

Total - 0

ABSENT

Arnold	Hutter	Smiley
Badon, B.	LaBruzzo	Thibaut
Dove	Norton	Wooton

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richardson 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. 365—

BY REPRESENTATIVE SIMON

AN ACT

To enact Part VII-B of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.2, to establish and provide for the Percent for Universal Design Program; to require that a certain percent of the expenditure for construction or renovation of a state building shall be used to implement principles of universal design; to provide exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 365 by Representative Simon

AMENDMENT NO. 1

On page 3, line 5, following "safety" and before "should" insert "that"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lopinto
Abramson	Franklin	McVea
Anders	Gallot	Mills
Armes	Geymann	Monica
Aubert	Gisclair	Montoucet
Badon, A.	Greene	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Pearson
Barrow	Harrison	Perry
Billiot	Hazel	Peterson
Brossett	Henderson	Ponti

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Burford	Henry	Pope
Burns, H.	Hill	Pugh
Burns, T.	Hines	Richard
Burrell	Hoffmann	Richardson
Carmody	Honey	Richmond
Carter	Howard	Ritchie
Champagne	Jackson G.	Robideaux
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Downs	Landry	Templet
Edwards	LeBas	Waddell
Ellington	Leger	White
Ernst	Ligi	Williams
Fannin	Little	Willmott

Total - 96

NAYS

Total - 0

ABSENT

Arnold	Jackson M.	Thibaut
Dove	Roy	Wooton
Hutter	Smiley	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Simon 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. 381—
BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 37:3393(H)(5), (6), and (7) and to enact R.S. 37:3393(H)(8), relative to real estate appraisers; to provide for exemptions to the licensing requirement; and to provide for related matters.

Read by title.

Rep. Hoffmann moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Carter	Jackson M.	Robideaux
Champagne	Johnson	Roy
Chandler	Jones, R.	Schroder
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Smith, P.
Cromer	LaBruzzo	St. Germain
Danahay	LaFonta	Stiaes
Dixon	Lambert	Talbot
Doerge	Landry	Templet
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	

Total - 95

NAYS

Total - 0

ABSENT

Arnold	Henderson	Smiley
Dove	Hutter	Thibaut
Greene	Simon	Wooton

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 441—
BY REPRESENTATIVE PONTI
AN ACT

To enact Part IV-E of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.71, relative to modular housing; to provide for definitions; to provide for installation standards; to provide for licensing requirements; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Engrossed House Bill No. 441 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 14, after "seq." and before "or" insert "who may obtain local permits for the installation"

AMENDMENT NO. 2

On page 2, line 5, after "shall" and before "an" change "furnish" to "maintain"

AMENDMENT NO. 3

On page 2, line 6, after "costs" and before the period "." delete "to the buyer at the time of sale"

AMENDMENT NO. 4

On page 2, at the beginning of line 7, change "provide" to "maintain" and after "costs" insert a period "." and delete the remainder of the line

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Little
Abramson	Foil	Lopinto
Anders	Franklin	McVea
Armes	Gallot	Mills
Aubert	Geymann	Monica
Badon, A.	Gisclair	Montoucet
Badon, B.	Greene	Norton
Baldone	Guillory	Nowlin
Barras	Guinn	Perry
Barrow	Hardy	Peterson
Billiot	Harrison	Ponti
Brossett	Hazel	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Richmond
Carmody	Honey	Ritchie
Carter	Howard	Roy
Champagne	Jackson G.	Simon
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Waddell
Downs	Landry	White
Edwards	LeBas	Williams
Ellington	Leger	Willmott
Ernst	Ligi	
Total - 92		

NAYS

Total - 0

ABSENT

Arnold	Jackson M.	Schroder
Dove	Morris	Smiley
Henderson	Pearson	Thibaut
Hutter	Robideaux	Wooton
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ponti 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. 452—
BY REPRESENTATIVES GEYMAN, FANNIN, MORRIS, AND ROY
AN ACT

To amend and reenact R.S. 40:1730.26(2), relative to the state uniform construction code; to require a study to be conducted by the Department of Insurance in certain situations; and to provide for related matters.

Read by title.

Rep. Geymann moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Arnold	Hutter	Ritchie
Dove	Jackson M.	Smiley
Henderson	Jones, S.	Wooton
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Geymann 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. 500—
BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R. S. 38:291(U)(1) and 329(J)(introductory paragraph) and to repeal R.S. 38:329(H), relative to the Terrebonne Levee and Conservation District, to provide for millages collected in Terrebonne Parish; to revert certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; to repeal certain required distribution amounts; 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

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

Total - 90

NAYS

Total - 0

ABSENT

Arnold	Hutter	Smith, P.
Barras	Jackson M.	Thibaut
Dove	Jones, S.	White
Geymann	Robideaux	Wooton
Henderson	Smiley	

Total - 14

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. 511—

BY REPRESENTATIVE HARRISON

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.1(C) of the Constitution of Louisiana, relative to requirements and procedures for the imposition of or increase in a new state tax or fee; to provide exceptions relative to public postsecondary education tuition amounts and mandatory fees; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Rep. Harrison moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Fannin	Little
Anders	Foil	Lopinto
Armes	Franklin	McVea
Aubert	Gallot	Mills
Badon, A.	Gisclair	Monica
Badon, B.	Greene	Montoucet
Baldone	Guillory	Norton
Barras	Guinn	Nowlin
Barrow	Hardy	Pearson
Billiot	Harrison	Perry
Burford	Hazel	Ponti
Burns, H.	Henderson	Pugh
Burns, T.	Henry	Richard
Burrell	Hill	Richardson
Carmody	Hines	Ritchie
Carter	Hoffmann	Roy
Champagne	Howard	Schroder
Chandler	Jackson G.	Smith, G.
Chaney	Jackson M.	Smith, J.
Connick	Johnson	Smith, P.
Cortez	Jones, R.	St. Germain
Cromer	Jones, S.	Talbot
Danahay	Kleckley	Templet
Dixon	LaBruzzo	Waddell
Doerge	Lambert	White
Downs	Landry	Willmott
Ellington	LeBas	
Ernst	Ligi	

Total - 82

NAYS

Brossett	Leger	Stiaes
Geymann	Peterson	
LaFonta	Richmond	

Total - 7

ABSENT

Mr. Speaker	Hutter	Simon
Arnold	Katz	Smiley
Dove	Morris	Thibaut
Edwards	Pope	Williams
Honey	Robideaux	Wooton

Total - 15

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

Acting Speaker Greene in the Chair

HOUSE BILL NO. 538—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:263, 265(B), and 266(13) and (19) and to enact R.S. 3:262(D), 266(22), and 283.1 and R.S. 35:410, relative to the Louisiana Agricultural Finance Authority; to revise legislative findings; to expand definitions; to revise the powers of authority; to provide for certain loans and guarantees

for agricultural plants; to provide for restrictions; to provide for reports; to provide for a special fund; to provide for positions; to provide for administration and implementation; to provide for ex officio notaries public; 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 Reengrossed House Bill No. 538 by Representative Anders

AMENDMENT NO. 1

On page 2, line 26, following "silvicultural, or" and before "crop" change "vitacultural" to "viticultural"

AMENDMENT NO. 2

On page 3, line 29, following "recreation, or" and before ", or for" change "silvaculture" to "silviculture"

AMENDMENT NO. 3

On page 5, line 24, following "shall" and before "in" change "only participate" to "participate only"

AMENDMENT NO. 4

On page 8, line 12, change "The proceeds of which" to "If the proceeds of the loan"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Dixon	Lambert	Talbot
Doerge	Landry	Templet
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	
Total - 95		

NAYS

Total - 0

ABSENT

Arnold	Greene	St. Germain
Dove	Hutter	Thibaut
Geymann	Pearson	Wooton
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Anders 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. 637—

BY REPRESENTATIVES PONTI AND ARNOLD
AN ACT

To amend and reenact R.S. 40:1730.53(2), (5)(a) and (d), and (6), 1730.60, 1730.62(B) and (C)(introductory paragraph), and 1730.65(C)(1) and to enact R.S. 40:1730.53(5)(e), (7), (8), and (9), 1730.63(C), 1730.67, and 1730.68, relative to the Industrialized Building Act; to provide for changes to definitions; to provide for new definitions; to provide for inspections by the fire marshal; to provide for exemptions for decals or insignia; to provide for fees; to provide for the Industrialized Building Program Fund; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Mills
Armes	Gallot	Monica
Aubert	Geymann	Montoucet
Badon, A.	Gisclair	Morris
Badon, B.	Greene	Norton
Baldone	Guinn	Nowlin
Barras	Harrison	Perry
Barrow	Hazel	Peterson
Billiot	Henderson	Ponti
Brossett	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Carter	Jackson G.	Roy
Champagne	Jackson M.	Schroder
Chandler	Johnson	Simon

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Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Landry	Templet
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	

Total - 92

NAYS

Total - 0

ABSENT

Anders	Hardy	Pope
Arnold	Hutter	Smiley
Dove	Lambert	Thibaut
Guillory	Pearson	Wooton

Total - 12

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Ponti 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. 649—

BY REPRESENTATIVES MONTOUCET, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, AND RICHARD AND SENATORS B. GAUTREAUX, DUPRE, HEBERT, MURRAY, AND GUILLORY AND REPRESENTATIVE THIBAUT

AN ACT

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Reengrossed House Bill No. 649 by Representative Montoucet

AMENDMENT NO. 1

On page 2, line 19, delete "for each case file"

AMENDMENT NO. 2

On page 2, at the beginning of line 20, delete "existing on June 30, 2009, and" and change "thereafter" to "after June 30, 2009."

Rep. Richmond moved the adoption of the amendments.

Rep. Montoucet objected.

By a vote of 45 yeas and 41 nays, 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:

YEAS

Mr. Speaker	Ernst	Little
Abramson	Fannin	Lopinto
Anders	Foil	Mills
Armes	Franklin	Monica
Aubert	Gallot	Montoucet
Badon, A.	Geymann	Norton
Baldone	GISclair	Nowlin
Barras	Greene	Perry
Barrow	Guillory	Ponti
Billiot	Guinn	Pope
Brossett	Hazel	Pugh
Burford	Henderson	Richard
Burns, H.	Hill	Richardson
Burrell	Hines	Ritchie
Carmody	Honey	Robideaux
Carter	Howard	Roy
Champagne	Hutter	Smith, G.
Chandler	Jackson G.	Smith, J.
Chaney	Johnson	Smith, P.
Cortez	Jones, S.	St. Germain
Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Thibaut
Dixon	Lambert	Waddell
Doerge	Landry	White
Downs	LeBas	Williams
Edwards	Leger	Willmott
Ellington	Ligi	

Total - 80

NAYS

Henry	LaFonta	Smiley
Hoffmann	Pearson	Talbot
Jones, R.	Schroder	
Katz	Simon	

Total - 10

ABSENT

Arnold	Hardy	Peterson
Badon, B.	Harrison	Richmond
Burns, T.	Jackson M.	Templet
Connick	McVea	Wooton
Dove	Morris	

Total - 14

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

Rep. Montoucet 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. 668—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 51:3085(B)(2) and 3094, relative to tax credits; to provide relative to the Louisiana Community Development Financial Institution Act; to provide for additional tax credits; to provide for an extension of the Louisiana Community Development Financial Institution program; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Engrossed House Bill No. 668 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 51:3085(B)(2) and 3094" to "R.S. 51:3094"

AMENDMENT NO. 2

On page 1, at the end of line 3, delete "to" and from the beginning of line 4, delete "provide for additional tax credits;"

AMENDMENT NO. 3

On page 1, line 8, change "R.S. 51:3085(B)(2) and 3094 are" to "R.S. 51:3094 is"

AMENDMENT NO. 4

On page 1, delete lines 10 through 19 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Aubert	Greene	Norton
Badon, A.	Guillory	Nowlin
Baldone	Guinn	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Ponti
Brossett	Hill	Pope
Burford	Hines	Pugh
Burns, H.	Hoffmann	Richard
Burns, T.	Honey	Richardson
Burrell	Howard	Robideaux
Carmody	Jackson G.	Roy
Carter	Jackson M.	Schroder
Champagne	Johnson	Simon
Chandler	Jones, R.	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Smith, P.
Cromer	LaBruzzo	St. Germain
Danahay	LaFonta	Stiaes
Dixon	Lambert	Talbot
Doerge	Landry	Templet
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	
Foil	McVea	
Total - 94		

NAYS

Total - 0

ABSENT

Arnold	Harrison	Thibaut
Badon, B.	Hutter	Wooton
Dove	Richmond	
Hardy	Ritchie	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 689—

BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND WILLIAMS AND SENATOR LAFLEUR

AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Peterson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	LeBas
Abramson	Franklin	Leger
Anders	Gallot	Mills
Aubert	Geymann	Montoucet
Badon, A.	Gisclair	Norton
Baldone	Guillory	Nowlin
Barras	Hardy	Perry
Barrow	Harrison	Peterson
Billiot	Hazel	Ponti
Brossett	Henderson	Pope
Burrell	Hill	Richmond
Carmody	Hines	Ritchie
Chaney	Honey	Roy
Cortez	Howard	Smith, G.
Danahay	Jackson G.	Smith, P.
Dixon	Jackson M.	St. Germain
Doerge	Johnson	Stiaes
Edwards	Jones, R.	Waddell
Ellington	Jones, S.	Williams
Ernst	LaFonta	Willmott
Total - 60		

NAYS

Burford	Hoffmann	Monica
Burns, H.	Katz	Richardson
Carter	Kleckley	Robideaux
Chandler	Lambert	Schroder
Cromer	Landry	Simon
Fannin	Ligi	Talbot
Guinn	Little	Templet
Henry	Lopinto	White
Total - 24		

ABSENT

Armes	Downs	Pugh
Arnold	Greene	Richard
Badon, B.	Hutter	Smiley
Burns, T.	LaBruzzo	Smith, J.
Champagne	McVea	Thibaut
Connick	Morris	Wooton
Dove	Pearson	
Total - 20		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 719—

BY REPRESENTATIVES CHANEY, AUSTIN BADON, HENRY BURNS, CONNICK, HENRY, HOFFMANN, LIGI, SIMON, AND TUCKER

AN ACT

To amend and reenact R.S. 39:1514(A)(1)(introductory paragraph) and 1798.6(A)(2), to enact R.S. 39:1514(D), and to repeal R.S. 39:1514(A)(1)(a) and (e), relative to multiyear contracts; to extend the allowable period for multiyear contracts; to repeal certain exceptions; to provide for certain contracts between the Office Facilities Corporation and various state agencies to effectuate leases or subleases of certain properties; to require certain prior approvals; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 719 by Representative Chaney

AMENDMENT NO. 1

On page 1, following line 19, insert " * * *

AMENDMENT NO. 2

On page 2, line 14, following "twenty" and before "years" delete "(20)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 719 by Representative Chaney

AMENDMENT NO. 1

On page 2, delete line 15 and insert the following:

"property located in the First Municipal District of the City of New Orleans, Parish of Orleans, generally bounded by South Liberty

Street, Julia Street, Le Rouge Street, Girod Street, LaSalle Street and Poydras Street (Sugar Bowl Drive), and commonly referred to as the New Orleans Centre property, including the office tower"

AMENDMENT NO. 2

On page 2, line 16, delete "mall" and insert "retail"

AMENDMENT NO. 3

On page 2, delete line 17 and at the beginning of line 18, delete "Garage" and insert "New Orleans Shopping Centre and the associated parking garage facility."

AMENDMENT NO. 4

On page 2, line 19, delete "the master lease or leases between the Corporation" and insert "any such lease or sublease between the corporation"

AMENDMENT NO. 5

On page 2, line 20, delete "are" and insert "is"

AMENDMENT NO. 6

On page 2, line 21, delete "master lease or leases" and insert "lease or sublease"

AMENDMENT NO. 7

On page 2, line 22, change "Property" to "property"

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

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. 719 by Representative Chaney

AMENDMENT NO. 1

On page 2, between lines 23 and 24, insert the following:

"(c) The legislative auditor shall, not later than March 1 of each year, report to the Legislative Audit Advisory Committee and the Joint Legislative Committee on the Budget the economic value of any and all subsidies provided to the owners of the property as a result of all agreements, covenants, conditions, and contracts associated with all leases or subleases executed as a result of the provisions of Subparagraph (b) of this Paragraph. Such report shall identify the total economic value of all subsidies provided to the owners of the property based on a comparative analysis of what alternate rental space and amenities would cost if such space and amenities had been competitively bid using the usual procedures prescribed in the Louisiana Procurement Code, including an evaluation of the number of square feet per employee and the number of parking spaces that are typical in state facilities in urban settings, and the per square foot lease cost of property that would have paid in alternate facilities that would be typical of those leased by the units of government housed in these facilities."

Rep. Sam Jones moved the adoption of the amendments.

Rep. Tucker objected.

By a vote of 22 yeas and 65 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edwards	Little
Abramson	Ellington	Lopinto
Anders	Ernst	Mills
Aubert	Fannin	Monica
Badon, A.	Franklin	Norton
Barras	Gallot	Nowlin
Billiot	Guillory	Pearson
Brossett	Hazel	Perry
Burford	Henderson	Peterson
Burns, H.	Henry	Pugh
Burns, T.	Hill	Richmond
Burrell	Hines	Ritchie
Carmody	Hoffmann	Robideaux
Carter	Honey	Schroder
Champagne	Howard	Simon
Chandler	Jackson G.	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Katz	Stiaes
Cortez	Kleckley	Talbot
Cromer	LaBruzzo	Templet
Danahay	LaFonta	Williams
Dixon	Landry	Willmott
Doerge	Leger	
Downs	Ligi	
Total - 70		

NAYS

Baldone	Johnson	Richardson
Barrow	Jones, S.	Roy
Foil	Lambert	Smiley
Geymann	LeBas	Smith, P.
Gisclair	Montoucet	St. Germain
Greene	Morris	Waddell
Guinn	Pope	White
Hardy	Richard	
Total - 23		

ABSENT

Armes	Harrison	Ponti
Arnold	Hutter	Thibaut
Badon, B.	Jackson M.	Wooton
Dove	McVea	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Chaney 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. 755—

BY REPRESENTATIVES EDWARDS, BURFORD, TIM BURNS, CHANDLER, HINES, JOHNSON, RICHARDSON, AND WILLMOTT
AN ACT

To amend and reenact R.S. 14:81.1(F) and to enact Civil Code Article 2315.3, relative to victims of child pornography; to provide for exemplary damages for children who are victims of child pornography; to provide for the sharing of information between law enforcement, the attorney general, and the National

Center for Missing and Exploited Children; and to provide for related matters.

Read by title.

Rep. Edwards moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Morris
Abramson	Gallot	Norton
Anders	Gisclair	Nowlin
Aubert	Guillory	Pearson
Badon, A.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burns, T.	Jackson G.	Robideaux
Burrell	Johnson	Roy
Carmody	Jones, R.	Schroder
Carter	Jones, S.	Simon
Champagne	Katz	Smiley
Chandler	Kleckley	Smith, G.
Chaney	LaBruzzo	Smith, J.
Connick	LaFonta	Smith, P.
Cortez	Lambert	St. Germain
Cromer	Landry	Stiaes
Danahay	LeBas	Talbot
Dixon	Leger	Templet
Doerge	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Fannin	Mills	Willmott
Foil	Monica	
Total - 86		

NAYS

Total - 0

ABSENT

Armes	Geymann	Jackson M.
Arnold	Greene	McVea
Badon, B.	Guinn	Montoucet
Dove	Henderson	Ponti
Ellington	Howard	Thibaut
Ernst	Hutter	Wooton
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 765—

BY REPRESENTATIVES GALLOT, BALDONE, BARRAS, BARROW, BURFORD, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, DANAHAY, DIXON, DOERGE, DOWNS, FANNIN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARRISON, HOFFMANN, HONEY, ROSALIND JONES, KLECKLEY, LAFONTA, LANDRY, LEBAS, LITTLE, LOPINTO, MORRIS, NOWLIN, PERRY, RICHARD, RITCHIE, ROBIDEAUX, GARY SMITH, JANE SMITH,

PATRICIA SMITH, ST. GERMAIN, TEMPLET, TUCKER, WADDELL, AND WILLIAMS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D)(3) of the Constitution of Louisiana, to decrease the amount of severance tax on certain natural resources which is retained by the state; to provide for the use of excess severance taxes; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Reengrossed House Bill No. 765 by Representative Gallot

AMENDMENT NO. 1

On page 2, line 14, change "Subparagraph (3)" to "Subsubparagraph (a) of this Paragraph"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Armes	Ernst	Smiley
Arnold	Henderson	Thibaut
Dove	Katz	Wooton
Total - 9		

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 787—

BY REPRESENTATIVES BALDONE, AUBERT, BILLIOT, HENRY BURNS, DIXON, DOVE, GUINN, HOWARD, AND WOOTON AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 38:301.1, relative to coastal area levee districts and parish governing authorities; to provide for certain levee districts and local parish governments to submit elevation reports; to provide for the name change of the office of public works, hurricane flood protection, and intermodal transportation; to provide for the authority to establish adequate drainage, flood control, and water resource development; to provide authority to enter into contracts or other agreements; 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

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

Total - 91

NAYS

Total - 0

ABSENT

Armes	Henderson	Templet
Arnold	Hutter	Thibaut
Danahay	Montoucet	Wooton
Dove	Ponti	
Hazel	Simon	

Total - 13

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. 796—
BY REPRESENTATIVES PETERSON, HARDY, AND GARY SMITH
AN ACT

To amend and reenact R.S. 38:330.1(B)(1)(a), (C)(1)(a)(introductory paragraph), (i), (ii), and (iii), (2)(a), (G), and (K)(3), relative to the Southeast Flood Protection Authority East and West; to remove territorial jurisdiction under the Authority Board East; to reduce the number of members of the Authority Board East; to provide for members' qualifications; to provide relative to the membership of the nominating committee; to provide relative to the duties of the nominating committee; to provide relative to a board member's fiduciary duty to the board; to provide an exception for certain public employees to serve as members on either board; 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. 796 by Representative Peterson

AMENDMENT NO. 1

On page 4, line 13, following "for" and before "service" change "said" to "that"

AMENDMENT NO. 2

On page 4, line 14, change "Subparagraph" to "Paragraph"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peterson to Engrossed House Bill No. 796 by Representative Peterson

AMENDMENT NO. 1

On page 2, line 22, after "(ii)" and before "members" delete "Three" and insert "Two"

AMENDMENT NO. 2

On page 2, line 26, after "(iii)" and before "members" delete "Three" and insert "Two"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 85

NAYS

Total - 0

ABSENT

Armes	Henderson	Ponti
Arnold	Howard	Richmond
Badon, B.	Hutter	Robideaux
Dove	Jackson G.	Thibaut
Geymann	Morris	Wooton
Greene	Pearson	
Hazel	Perry	

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

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HOUSE BILL NO. 801—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 38:2212.7 and R.S. 39:1496.2 and 1594.3, relative to procurement; to provide exceptions in the prohibition of bids or proposals for public contracts by certain contract consultants; and to provide for related matters.

Read by title.

Rep. Simon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lopinto
Abramson	Franklin	Mills
Anders	Gallot	Monica
Badon, A.	Geymann	Montoucet
Baldone	Gisclair	Morris
Barras	Guillory	Norton
Barrow	Guinn	Nowlin
Billiot	Hardy	Perry
Burford	Harrison	Pope
Burns, H.	Henderson	Pugh
Burns, T.	Henry	Richard
Burrell	Hill	Richardson
Carmody	Hines	Ritchie
Carter	Hoffmann	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Downs	Landry	Templet
Edwards	LeBas	Waddell
Ellington	Leger	White
Ernst	Ligi	Williams
Fannin	Little	Willmott
Total - 84		

NAYS

Richmond
Total - 1

ABSENT

Armes	Hazel	Peterson
Arnold	Honey	Ponti
Aubert	Howard	Smiley
Badon, B.	Hutter	Thibaut
Brossett	Jackson G.	Wooton
Dove	McVea	
Greene	Pearson	
Total - 19		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Simon 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. 574—

BY REPRESENTATIVES RICHMOND AND HARDY

AN ACT

To enact R.S. 13:587.4 and 1344, relative to specialized divisions or sections of state district courts; to authorize any district court by vote of the judges to adopt specialized divisions or sections having specified subject matter jurisdiction; to authorize a division or section to provide for an expedited docket for violent crimes involving a dangerous weapon or homicides; to create a homicide section in the Criminal District Court for the parish of Orleans; to authorize the district attorney's office to request an expedited docket for cases involving crimes of violence committed with a dangerous weapon and homicides; to provide for assignment of a judge to a Homicide Section of the Criminal District Court for the parish of Orleans; to provide for cases to be assigned to a homicide section; to authorize the judges en banc to assign other crimes committed using a firearm to the homicide section; to provide for transfer of cases; to provide for expedited handling of pretrial writs and appeals from the homicide section; and to provide for related matters.

Called from the calendar.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Lopinto
Abramson	Fannin	Mills
Anders	Foil	Monica
Aubert	Franklin	Montoucet
Badon, A.	Gallot	Norton
Baldone	Gisclair	Nowlin
Barras	Guillory	Pearson
Barrow	Guinn	Perry
Billiot	Hardy	Peterson
Brossett	Harrison	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Richmond
Carmody	Honey	Ritchie
Carter	Johnson	Robideaux
Champagne	Jones, R.	Smiley
Chandler	Jones, S.	Smith, G.
Chaney	Kleckley	Smith, P.
Connick	LaBruzzo	St. Germain
Cortez	LaFonta	Stiaes
Cromer	Lambert	Talbot
Danahay	Landry	Templet
Dixon	LeBas	White
Downs	Leger	Williams
Edwards	Ligi	Willmott
Ellington	Little	
Total - 80		

NAYS

Total - 0

ABSENT

Armes	Henderson	Ponti
Arnold	Howard	Roy
Badon, B.	Hutter	Schroder
Doerge	Jackson G.	Simon
Dove	Jackson M.	Smith, J.

Geymann	Katz	Thibaut
Greene	McVea	Waddell
Hazel	Morris	Wooton
Total - 24		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Patricia Smith, 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

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 27, 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 No. 80

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 27, 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 No. 2

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. 2—

BY SENATORS CHAISSON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAU, JACKSON, LAFLEUR, MICHOT, MURRAY, SMITH, THOMPSON AND WALSWORTH

AN ACT

To repeal R.S. 39:75(F), relative to the avoidance of budget deficits; to repeal the limitation on the cumulative percentage reduction in constitutionally or statutorily protected or mandated appropriations, allocations, or expenditures; and to provide for an effective date.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 27, 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 No. 56

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 50—

BY REPRESENTATIVE PATRICIA SMITH
A RESOLUTION

To commend Kameron Cummings of Baton Rouge upon being named Mr. Fitness 2009 at the 15th Annual Elementary Fitness State Championship.

Read by title.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

May 27, 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 Bill No. 29, by Little
Reported with amendments. (11-0) (Regular)

House Bill No. 33, by Leger
Reported with amendments. (13-0) (Regular)

House Bill No. 147, by LaFonta
Reported with amendments. (12-0) (Regular)

House Bill No. 155, by Hardy
Reported with amendments. (12-0) (Regular)

House Bill No. 264, by Edwards
Reported with amendments. (12-0) (Regular)

House Bill No. 864, by Richmond
Reported favorably. (11-0) (Regular)

ERNEST D. WOOTON
Chairman

**Report of the Committee on
Education**

May 27, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 33, by Leger
Reported favorably. (12-0)

House Concurrent Resolution No. 46, by Willmott
Reported with amendments. (13-0)

House Bill No. 179, by Stiaes
Reported with amendments. (12-0) (Regular)

House Bill No. 193, by Chaney
Reported with amendments. (12-0) (Regular)

House Bill No. 308, by LeBas
Reported with amendments, with recommendation that it be
recommitted to the Committee on Appropriations. (10-0)

House Bill No. 519, by Leger
Reported favorably. (14-0) (Regular)

House Bill No. 531, by Henry
Reported with amendments. (7-6) (Regular)

House Bill No. 546, by Perry
Reported with amendments. (13-0) (Regular)

AUSTIN J. BADON, JR.
Chairman

**Report of the Committee on
Health and Welfare**

May 27, 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 Concurrent Resolution No. 84, by LaBruzzo
Reported favorably. (10-0)

House Concurrent Resolution No. 102, by Baldone
Reported favorably. (9-0)

House Concurrent Resolution No. 142, by Nowlin
Reported favorably. (12-0)

House Bill No. 138, by LaBruzzo
Reported by substitute. (9-0) (Regular)

House Bill No. 535, by Williams
Reported with amendments. (9-0) (Regular)

House Bill No. 780, by Nowlin
Reported favorably. (13-0) (Regular)

House Bill No. 781, by Hines
Reported with amendments. (12-0) (Regular)

KAY KELLOGG KATZ
Chairman

**Report of the Committee on
House and Governmental Affairs**

May 27, 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. 1, by Foil
Reported with amendments. (12-0)

House Concurrent Resolution No. 3, by Ponti
Reported with amendments. (15-0)

House Bill No. 49, by Richard
Reported by substitute. (9-7) (Regular)

House Bill No. 194, by Dixon
Reported with amendments. (12-0) (Regular)

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

House Bill No. 243, by Abramson
Reported with amendments. (13-3) (Regular)

House Bill No. 773, by Burford
Reported with amendments. (14-0) (Regular)

House Bill No. 806, by Katz
Reported with amendments. (14-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

**Report of the Committee on
Natural Resources and Environment**

May 27, 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. 38, by Harrison
Reported favorably. (13-0-1)

House Bill No. 529, by Chandler (Joint Resolution)
Reported with amendments. (11-0-1) (Regular)

House Bill No. 613, by Armes
Reported favorably. (9-3-1) (Regular)

House Bill No. 775, by Guinn
Reported with amendments. (12-0-1) (Regular)

House Bill No. 853, by Robideaux
Reported favorably. (11-2-1) (Regular)

GORDON E. DOVE, SR.
Chairman

House and House Concurrent Resolutions

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

Motion

On motion of Rep. Downs, and under a suspension of the rules, the Committee on Transportation, Highways and Public Works was discharged from further consideration of House Concurrent Resolution No. 153.

HOUSE CONCURRENT RESOLUTION NO. 153—

BY REPRESENTATIVE DOWNS

A CONCURRENT RESOLUTION

To create a Blue Ribbon Transportation Advisory Committee to find alternative sources of funds to resolve transportation funding issues relative to transportation construction projects within the state of Louisiana and to report its findings and recommendations to the Legislature of Louisiana by January 1, 2010.

Read by title.

On motion of Rep. Downs, the resolution was recommitted to the Committee on Ways and Means.

Privileged Report of the Committee on Enrollment

May 27, 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. 47—

BY REPRESENTATIVE JOHNSON

A RESOLUTION

To express the sincere and heartfelt condolences of the Louisiana House of Representatives upon the death of Paul Gauthier, former mayor of Cottonport.

HOUSE RESOLUTION NO. 48—

BY REPRESENTATIVE GUINN

A RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility of establishing a two-year internship program by which civil engineering students can aid the Department of Transportation and Development with projects.

Respectfully submitted,

WAYNE WADDELL
Chairman

The above House Resolutions contained in the report were signed by the Speaker of the House and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment

May 27, 2009

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 132—

BY REPRESENTATIVE MONTUCET

A CONCURRENT RESOLUTION

To urge and request the city of Rayne and the state of Louisiana to continue to study the feasibility of construction of an additional interchange along Interstate 10 at Louisiana Highway 98 in Acadia Parish.

HOUSE CONCURRENT RESOLUTION NO. 143—

BY REPRESENTATIVE GARY SMITH AND SENATOR CHAISSON

A CONCURRENT RESOLUTION

To commend the Destrehan High School Wildcats upon winning the 2008 Class 5A state football championship.

HOUSE CONCURRENT RESOLUTION NO. 144—

BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To commend Beryl Shipley and to welcome him to the Legislature of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 145—

BY REPRESENTATIVE MONTUCET

A CONCURRENT RESOLUTION

To urge and request the state fire marshal to study and report the feasibility of requiring sprinkler systems in residential homes.

HOUSE CONCURRENT RESOLUTION NO. 146—

BY REPRESENTATIVE JOHNSON

A CONCURRENT RESOLUTION

To commend the Tunica-Biloxi Tribe of Louisiana for its many contributions to the state and to proclaim Wednesday, May 27, 2009, as Tunica-Biloxi Day.

HOUSE CONCURRENT RESOLUTION NO. 157—

BY REPRESENTATIVES BALDONE, GARY SMITH, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

A CONCURRENT RESOLUTION

To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Enola Tazuin of Chackbay.

HOUSE CONCURRENT RESOLUTION NO. 158—

BY REPRESENTATIVES ROY, DIXON, AND HAZEL AND SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To commend Rapides Parish upon winning the Fifteenth Annual Elementary Championship Fitness Meet of the Governor's Games sponsored by the Governor's Council on Physical Fitness and Sports.

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. Fannin, the rules were suspended to permit the Committee on Appropriations to meet on Thursday, May 28, 2009, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 26, 289, 337, 356, 497, 569, 660, 661, 662, 878, and 886

House Concurrent Resolution No. 130

Suspension of the Rules

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

House Concurrent Resolution Nos. 137 and 152

Suspension of the Rules

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

House Bill Nos. 653 and 656

Senate Concurrent Resolution No. 14

Suspension of the Rules

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

House Bill Nos. 5, 215, 473, 578, 693, 744, 798, and 818

Leave of Absence

Rep. Wooton - 1/2 day

Adjournment

On motion of Rep. Cortez, at 8:30 P.M., the House agreed to adjourn until Thursday, May 28, 2009, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Thursday, May 28, 2009.

ALFRED W. SPEER
Clerk of the House