

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

TWENTY-SECOND 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

Monday, June 1, 2009

The House of Representatives was called to order at 2:10 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Ellington	Ligi	Willmott
Ernst	Little	Wooton
Fannin	Lopinto	
Foil	McVea	
Total - 103		

ABSENT

Pearson
Total - 1

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

Prayer

Prayer was offered by Rep. Richardson.

Pledge of Allegiance

Rep. Geymann 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 29, 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**

June 1, 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. 84

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Schroder, 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. 84—

BY SENATOR DONAHUE

A CONCURRENT RESOLUTION

To commend Bruce "Skip" Maclachlan Horack, Jr., on his literary accomplishments and on the debut of his collection of short stories entitled, *The Southern Cross*.

Read by title.

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

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. 113—
BY SENATORS MARIONNEAUX AND MURRAY
AN ACT

To amend and reenact R.S. 47:297.6(A)(1), relative to individual income tax credits; to provide for increases in tax credits for the rehabilitation of residential structures in certain areas; 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. 156—
BY SENATOR LAFLEUR
AN ACT

To amend and reenact R.S. 22:1545(C), 1546(D), 1547(A), the introductory paragraph of R.S. 22:1547(I), R.S. 22:1551(C), 1571(A)(1), (B), (C)(4), and (E), and 1573(B), (C), (D), (E) and the introductory paragraph of R.S. 22:1573(I)(1)(a) and R.S. 44:4.1(B)(10) and to repeal R.S. 22:1545(F), 1546(B)(3), 1553(C), 1572, and 1573(F)(2), relative to insurance producers; to provide for exemptions to preclicensing education requirements; to provide for the fingerprinting and criminal history check of applicants; to provide for confidentiality; to provide for application for license; to provide for lines of authority for licenses; to provide for exemptions from licensing examinations; to provide for preclicensing requirements; to provide for preclicensing and continuing education programs; to abolish the Insurance Education Advisory Council; to repeal certain temporary licenses; to provide for continuing education requirements; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 158—
BY SENATOR B. GAUTREAU AND REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 36:4(U), R.S. 43:111(A)(9), and R.S. 51:1317, 1318(A) and (D), and 1319(A)(1), (2), (3), (4), and (B)(5), relative to the Louisiana Retirement Development Commission; to change the name of the commission to the Encore Louisiana Commission; to provide that the commission shall market Louisiana to persons fifty years old and above; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 186—
BY SENATORS MARIONNEAUX, CHEEK, DORSEY, ERDEY, HEITMEIER, MOUNT, NEVERS AND WALSWORTH
AN ACT

To amend and reenact R.S. 40:1300.256(B)(13) and to enact R.S. 40:1300.256(A)(5) and to repeal R.S. 40:1300.256(B)(5) and (8), relative to prohibiting smoking in certain places; to provide for restrictions; to provide relative to exceptions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 208—
BY SENATOR AMEDEE
AN ACT

To amend and reenact R.S. 38:334(A), relative to levee districts; to provide relative to the Lafourche Basin Levee District; to provide for revenue utilization; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 272—
BY SENATORS HEITMEIER AND WALSWORTH
AN ACT

To amend and reenact R.S. 14:329.6(A)(9) and to enact R.S. 29:732(E) and (F) and R.S. 51:422.1(C)(5), relative to fuel; to prohibit excessive fuel pricing during a declared state of emergency; to allow sales below costs during such time; to provide for definitions; to provide for civil and criminal penalties; to provide for exceptions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 273—
BY SENATOR MARTINY
AN ACT

To enact R.S. 27:306(C)(5), relative to the Video Draw Poker Devices Control Law; to provide relative to licenses for truck stop facilities; 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 Administration of Criminal Justice.

SENATE BILL NO. 296—
BY SENATOR B. GAUTREAU AND REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(i) and (ii) and (c), (3)(b) and (c), and (5), 542(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (5)(a)(i) and (b), and (E), and 883.1(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (E), and (F), to enact R.S. 11:102.1, 102.2, 542(C)(4)(d) and (e) and (F), and 883.1(C)(4)(d) and (e) and (G), and to repeal R.S. 11:542(D) and 883.1(D), relative to the liabilities of the state retirement systems; to provide for payment of such liabilities; to provide for employer contributions; to limit creation of certain additional liabilities through benefit increases; 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 Retirement.

SENATE BILL NO. 308—
BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 48:285, 286(A)(1) and (B), 287, 288, 289(B), the introductory paragraph of 290(B), the introductory paragraph of 290(C), and (D), 291, the introductory paragraph of 292(B), 292.1(B), 293, and 294, relative to employment of

consultants; to provide relative to the requirements for employment of consultants by the Department of Transportation and Development; 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 Transportation, Highways and Public Works.

Motion

On motion of Rep. Dove, the Committee on Natural Resources and Environment was discharged from further consideration of Senate Bill No. 66.

SENATE BILL NO. 66— BY SENATOR DUPRE

AN ACT

To enact R.S. 38:329.4, relative to levees; to provide relative to the powers and duties of the North Lafourche Conservation, Levee and Drainage District; to provide relative to bonding and taxing authority of the district; and to provide for related matters.

Read by title.

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

Motion

Rep. Connick moved that the Committee on Administration of Criminal Justice be discharged from further consideration of Senate Bill No. 188.

SENATE BILL NO. 188— BY SENATORS ALARIO, APPEL, MARTINY AND MORRELL AND REPRESENTATIVES GIROD JACKSON, LABRUZZO AND TEMPLET

AN ACT

To amend and reenact R.S. 27:93(A)(4)(a), relative to the Louisiana Riverboat Economic Development and Gaming Control Act; to provide for the expenditure of riverboat gaming revenue in the parish of Jefferson; and to provide for related matters.

Read by title.

Rep. Billiot objected.

By a vote of 21 yeas and 62 nays, the House refused to discharge the Committee on Administration of Criminal Justice from further consideration of the bill.

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. 898 (Substitute for House Bill No. 142 by Representative Henry)— BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:6007, relative to tax credits; to provide relative to the motion picture investor tax credit; to provide for issuance of the tax credit for state-certified productions; to provide for the amount of the tax credit; to provide relative to certain definitions; to provide for certain requirements and limitations; to provide relative to the promulgation of rules; to delete certain provisions relative to the tax credit for state-certified infrastructure projects; to provide for an effective date; and to provide for related matters.

Read by title.

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. 899 (Substitute for House Bill No. 656 by Representative Chaney)— BY REPRESENTATIVE CHANEY

AN ACT

To amend and reenact R.S. 40:1851(E), relative to the Liquefied Petroleum Gas Commission; to provide for collection, receipt, and use of funds by the Liquefied Petroleum Gas Commission; and to provide for related matters.

Read by title.

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. 900 (Substitute for House Bill No. 746 by Representative Peterson)— BY REPRESENTATIVE PETERSON

AN ACT

To amend and reenact R.S. 22:2307(E) and R.S. 47:6025(B) and to enact R.S. 22:2301(F), relative to certain emergency assessments levied by Louisiana Citizens Property Insurance Corporation; to require that certain emergency assessments levied by the Louisiana Citizens Property Insurance Corporation be levied against certain insurers; to provide for eligibility for tax credits related to the payment of such assessments; and to provide for related matters.

Read by title.

Rep. Greene moved that the bill be ordered engrossed.

Motion

As a substitute motion, Rep. Kleckley moved that the bill be referred to the Committee on Insurance, which motion was agreed to.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

SENATE BILL NO. 4— BY SENATOR AMEDEE

AN ACT

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

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 70—
BY SENATOR MURRAY

AN ACT

To enact R.S. 44:181.7, relative to Orleans Parish; to specify the amount of fees to be collected for notarial archives records by the clerk of court, as ex officio recorder, of the Forty-First Judicial District Court; to provide relative to the uses of such fee amounts; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 116—

BY SENATORS MARTINY AND MORRELL AND REPRESENTATIVES CONNICK, LABRUZZO, LIGI, LOPINTO, TALBOT AND WILLMOTT

AN ACT

To amend and reenact R.S. 13:967(C)(1), (J) and (L) and to enact R.S. 13:967(M), relative to the Twenty-Fourth Judicial District; to provide for the establishment of an indigent transcript fund; to provide for court reporter fees; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Reconsideration

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

HOUSE BILL NO. 567—

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 56:10(B)(1)(b)(ii), 302.3(B)(5)(c), 305(H), and 506.1, relative to shrimp gear fees; to provide for additional fees on shrimp gear licenses; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. Hutter, 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. 568—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 17:3129.9 through 3129.15, relative to public postsecondary education institutions; to provide for a comprehensive system of articulation and transfer of credit between and among public educational institutions; to provide for the creation of a statewide articulation and transfer council and its membership, powers, and duties; to provide for a statewide articulation agreement; to provide for a common core curriculum; to provide relative to the length of degree programs; to provide for the transfer of specified courses and associate degrees; to provide relative to admission of transfer students to four-year colleges and universities; to provide for implementation timelines; to provide for reporting requirements; to provide for program rules; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hutter to Engrossed House Bill No. 568 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 2, after "3129.15" and before "relative" delete the comma "," and insert "and R.S. 36:651(BB) and 801.5(C),"

AMENDMENT NO. 2

On page 1, line 4, change "educational" to "education"

AMENDMENT NO. 3

On page 2, lines 6 and 18, change "educational" to "education"

AMENDMENT NO. 4

On page 3, line 11, after "degrees" and before "transfer" change "that" to "who"

AMENDMENT NO. 5

On page 3, line 14, after "have" and before "transferred" insert "previously"

AMENDMENT NO. 6

On page 3, lines 16 and 25, change "educational" to "education"

AMENDMENT NO. 7

On page 4, line 3, after "requirements and" and before "be" change "must" to "shall"

AMENDMENT NO. 8

On page 4, at the end of line 5, delete the comma " , "

AMENDMENT NO. 9

On page 4, lines 13 and 24, change "educational" to "education"

AMENDMENT NO. 10

On page 6, line 17, after "R.S. 17:3129.9" and before "and" change "et seq." to "through 3129.15"

AMENDMENT NO. 11

On page 6, line 24, change "educational" to "education"

AMENDMENT NO. 12

On page 6, delete line 25 in its entirety and insert "through 3129.15."

AMENDMENT NO. 13

On page 6, line 28, after "R.S. 17:3129.9" and before "is" change "et seq." to "through 3129.15"

AMENDMENT NO. 14

On page 6, after line 29, insert the following:

"Section 2. R.S. 36:651(BB) and 801.5(C) are hereby enacted to read as follows:

§651. Transfer of boards, commissions, departments, and agencies to Department of Education; boards, commissions, and agencies within Department of Education

* * *

BB. The Statewide Articulation and Transfer Council (R.S. 17:3129.9) is placed within the Department of Education and shall exercise and perform its powers, duties, functions, and responsibilities in the manner provided for agencies transferred in accordance with the provisions of R.S. 36:801.5(C).

* * *

§801.5. Transfer; Advisory Commission on Proprietary Schools; Louisiana Health Works Commission; Nursing Supply and Demand Council; Statewide Articulation and Transfer Council

* * *

C. The agency placed within the Department of Education by the provisions of R.S. 36:651(BB) shall exercise all powers, duties, functions, and responsibilities provided or authorized for such agency by the constitution and laws, and particularly the provisions of R.S. 17:3129.9 through 3129.15, and shall exercise all such powers, duties, functions, and responsibilities in the manner and to the extent so provided or authorized. The agency shall be under the jurisdiction of the Board of Regents, and the Board of Regents shall have such powers, duties, functions, and responsibilities relative to the agency as otherwise provided by law. All personnel employed or assigned to administer and implement the powers, duties, functions, and responsibilities of the agency shall be employees of the Board of Regents. Except as otherwise provided by law, the Board of Regents shall perform and administer all functions of the agency which are in the nature of accounting and budget control, procurement and contract management, management and program analysis, data processing, personnel management, and grants management."

AMENDMENT NO. 15

On page 7, at the beginning of line 1, change "Section 2." to "Section 3."

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

Rep. Hutter 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	Gisclair	Mills
Armes	Greene	Montoucet
Aubert	Guinn	Norton
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Peterson
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Smiley
Champagne	Johnson	Smith, G.
Chandler	Jones, R.	Smith, J.
Chaney	Jones, S.	Smith, P.
Connick	Katz	St. Germain
Cortez	Kleckley	Stiaes
Cromer	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Thibaut
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Total - 92		

NAYS

Total - 0

ABSENT

Anders	Gallot	Morris
Arnold	Geymann	Nowlin
Danahay	Guillory	Pearson
Ernst	Monica	Simon
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hutter 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.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Ernst gave notice of his intention to call House Bill No. 523 from the calendar during the week of June 8, 2009.

HOUSE BILL NO. 587—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 56:424.1(A) and 433.1(A) and (B), to enact R.S. 56:433.2, and to repeal R.S. 56:433.1(C), (D), and (E) and Sections 525, 527, and 529 of Chapter 5 of Part VII of Title 76 of the Louisiana Administrative Code, relative to the Oyster Seed Ground Vessel Permit; to repeal the requirements which must be met to qualify for the permit; to provide penalties; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 602—
BY REPRESENTATIVE LEBAS AND SENATOR LAFLEUR
AN ACT

To enact R.S. 17:436.1(J), relative to the administration of medication to public school students; to require public school governing authorities to permit students with certain conditions to self-administer certain medications; to provide relative to authorization and documentation; to provide a limitation of liability and indemnification of schools and school employees; to provide for definitions; to provide for duration of permission granted to self-administer medications; to provide relative to disciplinary actions for misuse of permitted medications; and to provide for related matters.

Read by title.

Rep. LeBas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Cromer	Pearson	St. Germain
Ernst	Pugh	Templet
Harrison	Simon	Wooton
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 587—
BY REPRESENTATIVE HARRISON
AN ACT

To amend and reenact R.S. 56:424.1(A) and 433.1(A) and (B), to enact R.S. 56:433.2, and to repeal R.S. 56:433.1(C), (D), and (E) and Sections 525, 527, and 529 of Chapter 5 of Part VII of Title 76 of the Louisiana Administrative Code, relative to the Oyster Seed Ground Vessel Permit; to repeal the requirements which must be met to qualify for the permit; to provide penalties; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 587 by Representative Harrison

AMENDMENT NO. 1

On page 2, line 26, following "shall" and before "one application" change "only submit" to "submit only"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harrison to Engrossed House Bill No. 587 by Representative Harrison

AMENDMENT NO. 1

Delete the House Floor Amendment proposed by Representative Waddell on behalf of the Legislature Bureau and adopted by the House on June 1, 2009

AMENDMENT NO. 2

On page 1, at the end of line 2, delete "and" and delete lines 3 and 4 in their entirety and insert "relative to the Oyster"

AMENDMENT NO. 3

On page 2, line 4, after "permit" insert semi-colon ";" and "Oyster Seed Ground Vessel Permit Appeals Board"

AMENDMENT NO. 4

On page 2, line 6, after "taken" insert "for commercial purposes"

AMENDMENT NO. 5

On page 2, line 26, after "2009." delete the remainder of the line and insert in lieu thereof "A vessel owner shall only be eligible for a permit for"

AMENDMENT NO. 6

On page 3, line 24, change "in addition to the persons" to "the captain" and change "being" to "is"

AMENDMENT NO. 7

On page 3, line 27, after "grounds" insert a period "." and delete the remainder of the line and delete lines 28 and 29 in their entirety and on page 4, delete lines 1 and 2 in their entirety

AMENDMENT NO. 8

On page 4, line 3, before "(1)" insert "B." and change "an individual's" to "a harvester's"

AMENDMENT NO. 9

On page 4, line 4, after "harvesting." insert "or"

AMENDMENT NO. 10

On page 4, line 5, after "grounds." delete the remainder of the line and delete lines 6 and 7 in their entirety and insert in lieu thereof "the harvester shall be prohibited from harvesting oysters from the public seed grounds for a period of"

AMENDMENT NO. 11

On page 4, line 9, delete "individual's"

AMENDMENT NO. 12

On page 4, line 10, after "harvesting." insert "or"

AMENDMENT NO. 13

On page 4, line 11, after "grounds." delete the remainder of the line and delete lines 12 and 13 in their entirety and insert in lieu thereof "the harvester shall be prohibited from harvesting oysters from the public seed grounds for a period"

AMENDMENT NO. 14

On page 4, line 15, delete "individual's"

AMENDMENT NO. 15

On page 4, line 16, after "harvesting." insert "or"

AMENDMENT NO. 16

On page 4, line 17, after "grounds." delete the remainder of the line and delete lines 18 and 19 in their entirety and insert in lieu thereof "the harvester shall be prohibited from harvesting oysters from the public seed grounds for"

AMENDMENT NO. 17

On page 4, line 21, change "B." to "C."

AMENDMENT NO. 18

On page 4, delete lines 22 and 23 in their entirety and insert in lieu thereof "harvester shall be permanently prohibited from harvesting oysters from the public seed grounds."

AMENDMENT NO. 19

On page 4, delete lines 24 through 29 in their entirety and on page 5, delete lines 1 through 3 in their entirety

AMENDMENT NO. 20

On page 5, delete lines 4 through 6 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Lopinto
Abramson	Foil	McVea
Anders	Franklin	Mills
Armes	Gallot	Monica
Arnold	Gisclair	Montoucet
Aubert	Greene	Norton
Badon, A.	Guillory	Nowlin
Badon, B.	Guinn	Perry
Baldone	Hardy	Peterson
Barras	Harrison	Ponti
Barrow	Hazel	Pope
Billiot	Henderson	Richard
Brossett	Henry	Richardson
Burford	Hill	Richmond
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honey	Roy
Carmody	Howard	Schroder
Carter	Hutter	Smiley
Champagne	Jackson G.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	St. Germain
Connick	Jones, S.	Stiaes
Cortez	Katz	Talbot
Danahay	LaBruzzo	Thibaut
Dixon	LaFonta	Waddell
Doerge	Lambert	White
Dove	LeBas	Williams
Downs	Leger	Willmott
Edwards	Ligi	
Ellington	Little	
Total - 91		

NAYS

Total - 0

ABSENT

Cromer	Landry	Smith, P.
Ernst	Morris	Templet
Geymann	Pearson	Wooton
Jackson M.	Pugh	
Kleckley	Simon	
Total - 13		

The Chair declared the above bill 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.

HOUSE BILL NO. 630—
BY REPRESENTATIVES HONEY, RICHMOND, AND LEGER
AN ACT

To enact R.S. 15:574.4(A)(4) and R.S. 40:966(H), relative to parole eligibility; to provide with respect to eligibility for parole consideration for certain offenders convicted of certain controlled dangerous substances violations involving heroin; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Honey gave notice of his intention to call House Bill No. 630 from the calendar during the week of June 8, 2009.

HOUSE BILL NO. 645—

BY REPRESENTATIVE ELLINGTON AND SENATOR APPEL
AN ACT

To amend and reenact R.S. 18:192(A)(1)(a), relative to the annual canvass of persons registered to vote; to provide for when the canvass shall be conducted; to provide relative to the duties of registrars of voters and the Department of State; and to provide for related matters.

Read by title.

Rep. Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Geymann	Morris
Arnold	Gisclair	Norton
Aubert	Guillory	Nowlin
Badon, B.	Guinn	Perry
Baldone	Hardy	Peterson
Barras	Harrison	Pope
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Henry	Richmond
Burns, H.	Hill	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Honey	Roy
Carter	Howard	Schroder
Champagne	Hutter	Simon
Chandler	Jackson G.	Smiley
Chaney	Jackson M.	Smith, G.
Connick	Johnson	Smith, J.
Cortez	Jones, R.	Smith, P.
Cromer	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dixon	Lambert	Talbot
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Downs	Ligt	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	McVea	
Foil	Mills	
Total - 88		

NAYS

Total - 0

ABSENT

Abramson	Hines	Ponti
Badon, A.	Kleckley	Pugh
Barrow	LaBruzzo	Temple
Burns, T.	LaFonta	Wooton
Ernst	Landry	
Greene	Pearson	
Total - 16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Billiot requested the House consent to record his vote on final passage of House Bill No. 645 as yea, which consent was unanimously granted.

HOUSE BILL NO. 707—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

To enact Code of Criminal Procedure Articles 881.1(A)(4), 893(E)(4), and 895(B)(3) and R.S. 15:574.4.1(J), relative to criminal sentencing; to authorize the court to sentence a defendant to not more than six months in the intensive incarceration program; to provide for the procedure to set aside the conviction and dismiss prosecution in certain cases; to provide for the expungement of criminal records in certain cases; to provide for applicability; to authorize the filing of a motion to reconsider sentence in certain cases; to provide for resentencing in certain cases; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Rosalind Jones to Engrossed House Bill No. 707 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 3, at the end of line 21, delete the comma ",."

AMENDMENT NO. 2

On page 3, line 22, after "parole" and before "convicted" delete the comma ",." and insert "who is"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Anders	Geymann	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Morris
Aubert	Guillory	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Perry
Baldone	Hazel	Peterson
Barras	Henderson	Ponti
Billiot	Henry	Pope
Brossett	Hill	Richard
Burford	Hines	Richmond
Burrell	Hoffmann	Ritchie
Carmody	Honey	Robideaux

Carter	Howard	Roy
Champagne	Hutter	Schroder
Chandler	Jackson G.	Simon
Chaney	Jackson M.	Smiley
Connick	Johnson	Smith, G.
Cortez	Jones, R.	Smith, J.
Cromer	Jones, S.	Smith, P.
Danahay	Katz	St. Germain
Dixon	Kleckley	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Barrow	Harrison	Pugh
Burns, H.	LaBruzzo	Richardson
Burns, T.	Landy	Temple
Ernst	Pearson	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 728—

BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 40:2116(B)(1), 2166.2, 2166.3, and 2166.4(A), to enact R.S. 40:2166.4(H) and (I) and 2166.5(B)(11), and to repeal Part V of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2151 through 2163, relative to licensing of adult residential care homes and adult residential care providers; to provide a statement of legislative intent; to provide for definitions; to require licensure of all adult residential care providers; to provide for the criteria for the review of beds for adult residential care providers; to provide for the transfer of licensing authority for adult residential care homes from the Department of Social Services to the Department of Health and Hospitals; to provide for waivers granted to adult residential care facilities; to establish the levels of adult residential care providers; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 731—

BY REPRESENTATIVES DOWNS, ARMES, AUBERT, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, DIXON, DOVE, FOIL, HARDY, HOFFMANN, LITTLE, PERRY, PUGH, RITCHIE, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, PATRICIA SMITH, AND THIBAUT AND SENATORS APPEL, CROWE, KOSTELKA, LONG, MICHOT, SMITH, AND WALSWORTH
AN ACT

To amend and reenact R.S. 14:92.2(A)(2)(c) and R.S. 17:221(A)(1) and (2) and Children's Code Article 728(4) and to enact R.S.

14:92.2(B)(4) and R.S. 17:233(B)(1)(d)(iii), all relative to the habitual absence and tardiness of students from school; to provide relative to the crime of improper supervision of a minor as it relates to habitually absent or tardy students; to provide penalties and minimum conditions of probation for certain violations by parents or legal custodians of such students including fines, school or community service, attendance in parenting classes and family counseling programs, and the suspension of certain licenses; to provide relative to multiple offenses committed by parents or legal guardians; to provide relative to definitions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landry to Engrossed House Bill No. 731 by Representative Downs

AMENDMENT NO. 1

On page 1, at the end of line 3, delete the comma "," and insert "and (iv),"

AMENDMENT NO. 2

On page 2, line 19, before "hereby" change "is" to "and (iv) are"

AMENDMENT NO. 3

On page 3, between lines 26 and 27, insert the following:

"(iv) In any case where the child is the subject of a court ordered custody or visitation plan, the parent or legal guardian who is lawfully exercising actual physical custody or visitation of the child shall be responsible for the child's attendance at school on those days and shall be solely responsible for any absence or tardiness of the child on such days. The parent or legal guardian not exercising actual physical custody or visitation on the day of the absence or tardiness shall not be in violation of this Section."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Lopinto
Abramson	Foil	McVea
Anders	Franklin	Mills
Armes	Gallot	Monica
Arnold	Geymann	Montoucet
Aubert	Gisclair	Norton
Badon, A.	Greene	Nowlin
Badon, B.	Guillory	Perry
Baldone	Guinn	Peterson
Barras	Hardy	Ponti
Barrow	Hazel	Pope
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Honey	Robideaux

Burrell	Howard	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Smiley
Champagne	Jackson M.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, S.	Smith, P.
Connick	Katz	Stiaes
Cortez	Kleckley	Talbot
Danahay	LaBruzzo	Templet
Dixon	LaFonta	Thibaut
Doerge	Lambert	White
Dove	Landry	Williams
Downs	LeBas	Willmott
Edwards	Ligi	
Ellington	Little	

Total - 91

NAYS

Total - 0

ABSENT

Cromer	Leger	St. Germain
Ernst	Morris	Waddell
Harrison	Pearson	Wooton
Henderson	Pugh	
Jones, R.	Simon	

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 741—

BY REPRESENTATIVES AUSTIN BADON, HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS APPEL, CROWE, DUPLESSIS, KOSTELKA, LONG, MICHOT, SMITH, AND WALSWORTH

AN ACT

To amend and reenact R.S. 17:81.9(A), (B), and (C) and to enact R.S. 17:81.9(L) and 430, relative to hiring procedures for public school employees; to provide relative to procedures and requirements for the disclosure of information regarding certain instances of sexual misconduct, abuse, and neglect committed by applicants for public school employment; to provide that violation of such disclosure requirements by any such applicant shall be a misdemeanor offense; to provide for penalties; to require applicants to sign certain statements prior to being hired; to provide for definitions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 741 by Representative Austin Badon

AMENDMENT NO. 1

On page 1, line 17, following "that" and before ":" delete "contains each of the following"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Austin Badon to Engrossed House Bill No. 741 by Representative Austin Badon

AMENDMENT NO. 1

On page 1, line 8, after "hired;" and before "to provide" insert "to provide for exceptions;"

AMENDMENT NO. 2

On page 3, line 17, after "A.(1)" and before "applicant" change "Each" to "Except as provided in Subsection C of this Section, each"

AMENDMENT NO. 3

On page 3, line 21, after "All" and before "of" change "actual, alleged, or investigated" to "actual"

AMENDMENT NO. 4

On page 3, between lines 22 and 23, insert the following:

"(b) All investigations of sexual misconduct by the applicant with a minor or student that occurred within thirty-six months prior to the applicant's resignation, dismissal, or retirement from school employment."

AMENDMENT NO. 5

On page 3, delete line 23 and insert the following:

"(c) All actual or investigated cases of abuse or neglect as specified"

AMENDMENT NO. 6

On page 4, after line 3, insert the following:

"C. If an investigation determined that a formal allegation of an applicant was inconclusive, unjustified, or otherwise without cause for further formal pursuit, the applicant shall not be required to disclose such information as required in Subsection A of this Section."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Lopinto
Abramson	Fannin	McVea
Anders	Foil	Mills
Armes	Franklin	Monica
Arnold	Gallot	Montoucet
Aubert	Gisclair	Norton
Badon, A.	Guillory	Nowlin
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Pope

Barrow	Henderson	Richard
Billiot	Henry	Richmond
Brossett	Hill	Ritchie
Burford	Hines	Robideaux
Burns, H.	Hoffmann	Roy
Burns, T.	Hutter	Schroder
Burrell	Jackson G.	Simon
Carmody	Jackson M.	Smiley
Carter	Johnson	Smith, G.
Champagne	Jones, R.	Smith, J.
Chandler	Jones, S.	Smith, P.
Chaney	Katz	St. Germain
Connick	Kleckley	Stiaes
Cortez	LaBruzzo	Talbot
Cromer	LaFonta	Templet
Danahay	Lambert	Thibaut
Dixon	Landry	White
Doerge	LeBas	Williams
Dove	Leger	Willmott
Downs	Ligi	Wooton
Edwards	Little	

Total - 92

NAYS

Honey
Total - 1

ABSENT

Ernst
Geymann
Greene
Guinn
Total - 11

Howard	Pugh
Morris	Richardson
Pearson	Waddell
Ponti	

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. 767—
BY REPRESENTATIVES WILLIAMS AND SIMON
AN ACT

To amend and reenact R.S. 17:197.1(B)(2), relative to school nutrition; to provide relative to beverages offered for sale to students in public high schools; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Dixon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory	Morris
Aubert	Hardy	Norton
Badon, A.	Harrison	Perry
Badon, B.	Hazel	Peterson
Baldone	Henderson	Pope
Barras	Henry	Richard
Barrow	Hill	Richardson
Billiot	Hines	Richmond

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

Total - 95

NAYS

Total - 0

ABSENT

Burford	Geymann	Pearson
Burrell	Guinn	Ponti
Ernst	Nowlin	Pugh

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 772—
BY REPRESENTATIVE WILLMOTT
AN ACT

To amend and reenact R.S. 40:1300.1, 1300.2(2) and (4), 1300.3(A), 1300.4(B) and (C), and 1300.5(A) and (B) and to enact R.S. 40:1300.2(5) and (6), 1300.5(C) through (H), and 1300.5.1, relative to the Health Professional Development Program; to provide for scholarships to medical or dental students who are from rural or urban underserved areas; to restrict scholarship funds to those students who are willing to practice in rural or urban underserved areas; to provide for definitions; to create the Scholarship Awards Committee; to create the Nursing Scholarship Program; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 772 by Representative Willmott

AMENDMENT NO. 1

On page 3, line 17, change "obstetrics/gynecology" to "obstetrics and gynecology"

AMENDMENT NO. 2

On page 6, line 19, following "the" and before "or" change "Louisiana State Nursing Association" to "Louisiana State Nurses Association"

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

Total - 97

NAYS

Total - 0

ABSENT

Ellington	Morris	Pugh
Ernst	Pearson	
Greene	Ponti	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Willmott 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. Simon requested the House consent to record his vote on final passage of House Bill No. 772 as yea, which consent was unanimously granted.

Suspension of the Rules

On motion of Rep. Arnold, the rules were suspended to limit the author or proponent handling the legislative instrument to ten

minutes for opening remarks and all subsequent speakers on the instrument to five minutes.

HOUSE BILL NO. 783—

BY REPRESENTATIVES NOWLIN AND TUCKER
AN ACT

To enact R.S. 40:16.3, relative to state property; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease the John J. Hainkel, Jr., Home and Rehabilitation Center; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nowlin to Engrossed House Bill No. 783 by Representative Nowlin

AMENDMENT NO. 1

On page 2, line 22, after "before" delete "July 1, 2010" and insert in lieu thereof "December 31, 2009"

AMENDMENT NO. 2

On page 2, line 24, after "corporation" insert "on July 1, 2010"

Rep. Abramson moved that the bill be recommitted to the Committee on Appropriations.

Rep. Nowlin objected.

By a vote of 44 yeas and 53 nays, the House refused to recommit the bill to the Committee on Appropriations.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed House Bill No. 783 by Representative Nowlin

AMENDMENT NO. 1

On page 1, line 4, after "Center;" insert "to provide for certain restrictions;"

AMENDMENT NO. 2

On page 2, at the beginning of line 21, after "E." insert "(1)"

AMENDMENT NO. 3

On page 2, line 24, after "corporation" and before "If the lease" delete the period "." and insert a comma "," and insert "subject to the restrictions in Paragraph (2) of this Subsection."

AMENDMENT NO. 4

On page 3, between lines 8 and 9, insert the following:

"(2)(a) Any not-for-profit corporation to which any of the following applies shall not be a proposer for the lease nor selected as the lessee for the John J. Hainkel, Jr. Home and Rehabilitation Center:

(i) The corporation or any officer, director, trustee, or management or supervisory-level employee of the corporation or any former officer, director, trustee, or management or supervisory-level employee of the corporation gave campaign contributions in the aggregate of one thousand dollars or more within a five-year period of the effective date of this Act to any person who had the authority to participate in enacting of this Act in accordance with Article III, Section 15 or 18 of the Constitution of Louisiana, any person who serves on the review committee established in Paragraph (I) of this Subsection, or any person who is authorized or empowered to execute the lease.

(ii) The corporation or any officer, director, trustee, employee, or agent of the corporation testified or appeared in support of this Act before either house of the legislature or any committee thereof."

Rep. Abramson moved the adoption of the amendments.

Rep. Nowlin objected.

By a vote of 47 yeas and 52 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed House Bill No. 783 by Representative Nowlin

AMENDMENT NO. 1

On page 3, delete lines 24 through 27 in their entirety and insert in lieu thereof:

"(8) That the facility shall be operated as a five-star quality-rated facility as defined by the Centers for Medicare and Medicaid Services and shall implement a continuous quality improvement plan which requires the facility to exceed quality standards established by the Department of Health and Hospitals and requires ongoing measurement of nationally accepted quality standards."

Rep. Abramson moved the adoption of the amendments.

Rep. Nowlin objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Greene	McVea
Arnold	Hardy	Montoucet
Aubert	Henderson	Peterson
Badon, B.	Henry	Ponti
Baldone	Hill	Richard
Billiot	Hines	Richmond
Brossett	Honey	Roy
Burns, T.	Hutter	Smith, G.
Burrell	Jackson G.	Smith, P.
Dixon	Jones, R.	St. Germain
Doerge	Jones, S.	Stiaes
Edwards	Kleckley	Thibaut
Ellington	LaFonta	Waddell
Foil	Lambert	White
Franklin	LeBas	Willmott
Gallot	Leger	Wooton
Gisclair	Lopinto	
Total - 50		

NAYS

Mr. Speaker	Geymann	Nowlin
Anders	Guillory	Perry
Barras	Guinn	Pope
Burford	Harrison	Pugh
Burns, H.	Hazel	Richardson
Carmody	Hoffmann	Ritchie
Carter	Howard	Robideaux
Champagne	Katz	Schroder
Chandler	LaBruzzo	Simon
Chaney	Landry	Smiley
Cortez	Ligi	Smith, J.
Cromer	Little	Talbot
Danahay	Mills	Templett
Dove	Monica	Williams
Downs	Morris	
Fannin	Norton	
Total - 46		

ABSENT

Armes	Connick	Johnson
Badon, A.	Ernst	Pearson
Barrow	Jackson M.	
Total - 8		

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. 783 by Representative Nowlin

AMENDMENT NO. 1

On page 1, line 12, after "Center," and before "including the" insert "and Northwestern University."

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

Motion

Rep. Abramson moved that the bill, as amended, be returned to the calendar.

Rep. Nowlin objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Greene	Ligi
Arnold	Hardy	McVea
Aubert	Hazel	Montoucet
Badon, A.	Henderson	Peterson
Badon, B.	Henry	Ponti
Baldone	Hill	Richard
Billiot	Hines	Richmond
Brossett	Honey	Roy
Burrell	Hutter	Smith, G.
Dixon	Jackson G.	Smith, P.
Doerge	Jackson M.	St. Germain
Dove	Jones, R.	Stiaes
Edwards	Jones, S.	Talbot

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Ernst
Franklin
Gallot
Gisclair
Total - 51

Kleckley
LaFonta
Lambert
Leger

Thibaut
Waddell
Willmott
Wooton

NAYS

Mr. Speaker
Anders
Barras
Burford
Burns, H.
Burns, T.
Carmody
Carter
Champagne
Chandler
Chaney
Cortez
Cromer
Danahay
Downs
Ellington
Total - 46

Fannin
Foil
Geymann
Guillory
Guinn
Hoffmann
Howard
Katz
LaBruzzo
Landry
LeBas
Little
Lopinto
Mills
Monica
Morris

Norton
Nowlin
Perry
Pope
Pugh
Richardson
Ritchie
Robideaux
Schroder
Simon
Smiley
Smith, J.
Temple
White

ABSENT

Armes
Barrow
Connick
Total - 7

Harrison
Johnson
Pearson

Williams

The House returned the bill, as amended, to the calendar.

Explanation of Vote

Rep. Connick disclosed a possible conflict of interest and recused himself from casting his vote on the above bill.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Nowlin gave notice of his intention to call House Bill No. 783 from the calendar during the week of June 8, 2009.

HOUSE BILL NO. 728—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 40:2116(B)(1), 2166.2, 2166.3, and 2166.4(A), to enact R.S. 40:2166.4(H) and (I) and 2166.5(B)(11), and to repeal Part V of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2151 through 2163, relative to licensing of adult residential care homes and adult residential care providers; to provide a statement of legislative intent; to provide for definitions; to require licensure of all adult residential care providers; to provide for the criteria for the review of beds for adult residential care providers; to provide for the transfer of licensing authority for adult residential care homes from the Department of Social Services to the Department of Health and Hospitals; to provide for waivers granted to adult residential care facilities; to establish the levels of adult residential care providers; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schroder to Engrossed House Bill No. 728 by Representative Schroder

AMENDMENT NO. 1

On page 1, delete lines 2 and 3 in their entirety and insert "To amend and reenact R.S. 40:1300.51(3), 2116(B)(1), 2166.2, 2166.3, 2166.4(A), and 2166.7(A), to enact R.S. 40:1300.51(2)(n), 2166.4(H) and (I), and 2166.5(B)(11) and (C)(introductory paragraph), (4), and (5), and to repeal Part V of Chapter 11 of Title"

AMENDMENT NO. 2

On page 1, between lines 13 and 14, insert the following:

"Section 1. R.S. 40:1300.51(3) is hereby amended and reenacted and R.S. 40:1300.51(2)(n) is hereby enacted to read as follows:

§1300.51. Definitions

For the purposes of this Part:

* * *

(2) "Employer" means any of the following facilities, agencies, providers, or programs:

* * *

(n) An adult residential care provider, as defined in R.S. 40:2166.3.

(3) "Nonlicensed person" means any person who provides for compensation nursing care or other health-related services to residents in a nursing facility, intermediate care facility for people with developmental disabilities, adult residential care facility, adult residential care provider, or home- and community-based service provider and who is not a licensed health provider. "Nonlicensed person" also means any person who provides such services to individuals in their own homes as an employee or contract provider of a home health agency, hospice, or home- and community-based service provider. "Nonlicensed person" also means any person employed as a driver by or who contracts as a driver with a nonemergency, non-ambulance transportation facility or entity.

* * *

AMENDMENT NO. 3

On page 1, delete lines 14 through 16 in their entirety and insert the following:

"Section 2. R.S. 40:2116(B)(1), 2166.2, 2166.3, 2166.4(A), and 2166.7(A) are hereby amended and reenacted and R.S. 40:2166.4(H) and (I), and 2166.5(B)(11) and (C)(introductory paragraph), (4), and (5) are hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 4, between lines 25 and 26, insert the following:

"C. The secretary of the department is further authorized to set and collect fees and fines for the licensure of adult residential care providers as follows:

* * *

(4) Effective July 1, 2010, an adult residential care provider which had previously been licensed by the Department of Social Services as an adult residential care home as of June 30, 2010, shall continue to pay the existing fee of two hundred fifty dollars for license renewal. The license fee shall be due once a year for renewal of license.

(5) Effective July 1, 2010, an adult residential care provider which had previously been licensed by the Department of Social Services as an adult residential care home as of June 30, 2010, which operates without a valid license or which operates in violation of state law or department regulations shall be fined by the department in accordance with the existing schedule of fines and enforcement procedures promulgated by rules of the department, not to exceed two hundred and fifty dollars for each day of such offense.

* * *

§2166.7. Operation without license; penalty

A. An adult residential care provider shall not operate without a license issued by the department. Any such provider operating without a license shall be guilty of a misdemeanor and upon conviction shall be fined ~~no less than two hundred fifty dollars nor more than one thousand dollars.~~ not more than one hundred dollars for each day of operation without a license up to a maximum of one thousand dollars or imprisonment of not more than six months, or both. It shall be the responsibility of the department to inform the appropriate district attorney of the alleged violation to assure enforcement.

* * *"

AMENDMENT NO. 5

On page 4, line 26, change "Section 2." to "Section 3."

AMENDMENT NO. 6

On page 4, line 28, change "Section 3." to "Section 4."

AMENDMENT NO. 7

On page 5, delete line 4 and insert the following:

"Section 5. Sections 2 and 3 of this Act shall become effective on July 1, 2010."

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

Rep. Schroder 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
Arnold	Franklin	Monica
Aubert	Gallot	Montoucet
Badon, A.	Gisclair	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Perry
Billiot	Harrison	Ponti
Brossett	Hazel	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Ritchie
Burns, T.	Hines	Robideaux
Burrell	Hoffmann	Roy
Carmody	Howard	Schroder
Carter	Hutter	Simon
Champagne	Jackson G.	Smiley
Chandler	Jackson M.	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Katz	Smith, P.

Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	Landry	Thibaut
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton

Total - 90

NAYS

Total - 0

ABSENT

Anders	Henderson	Peterson
Armes	Honey	Richard
Barrow	Johnson	Richardson
Geymann	Jones, S.	Richmond
Greene	Pearson	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schroder 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 Harrison in the Chair

HOUSE BILL NO. 794—

BY REPRESENTATIVES TUCKER, LIGI, AND SCHRODER
AN ACT

To enact R.S. 17:3138 and R.S. 36:651(N), relative to a comprehensive review of postsecondary education in Louisiana; to provide for the creation of the Postsecondary Education Review Commission and to provide for its composition, powers, duties, compensation, staffing and support, and funding; to require the commission to conduct a review of postsecondary education in the state and to provide for the scope of the review and a report thereon; 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 Engrossed House Bill No. 794 by Representative Tucker

AMENDMENT NO. 1

On page 2, line 17, after "(b)" change "Three" to "Two"

AMENDMENT NO. 2

On page 2, between lines 22 and 23, insert the following:

"(g) The president of the National Association for Equal Opportunity in Higher Education or his designee."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Monica
Abramson	Geymann	Montoucet
Anders	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Perry
Badon, B.	Hardy	Peterson
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, T.	Hoffmann	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	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	LeBas	Templet
Downs	Leger	Thibaut
Edwards	Ligi	Waddell
Ernst	Little	White
Fannin	Lopinto	Williams
Foil	McVea	Willmott
Franklin	Mills	Wooton

Total - 96

NAYS

Ellington
Total - 1

ABSENT

Armes	Honey	Pearson
Burns, H.	Johnson	
Chandler	Landry	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Guinn gave notice of his intention to call House Bill No. 832 from the calendar during the week of June 8, 2009.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Austin Badon gave notice of his intention to call House Bill No. 752 from the calendar during the week of June 8, 2009.

Acting Speaker Downs in the Chair

HOUSE BILL NO. 813—

BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 45:200.4, relative to motor vehicle liability policies; to increase the minimal automobile insurance policy limits for public carrier vehicles; 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	Ernst	LeBas
Anders	Fannin	Leger
Armes	Foil	Ligi
Arnold	Gallot	Little
Badon, B.	Gisclair	Lopinto
Baldone	Greene	McVea
Barras	Guillory	Monica
Burford	Guinn	Perry
Burns, H.	Hardy	Ponti
Burns, T.	Harrison	Richard
Carmody	Hazel	Richardson
Carter	Henderson	Ritchie
Chandler	Henry	Schroder
Chaney	Hill	Smith, G.
Connick	Hoffmann	Smith, J.
Cromer	Jackson G.	St. Germain
Danahay	Jones, R.	Talbot
Doerge	Katz	Templet
Dove	Kleckley	Waddell
Downs	LaBruzzo	White
Edwards	LaFonta	Willmott
Ellington	Lambert	Wooton

Total - 66

NAYS

Abramson	Honey	Pugh
Aubert	Howard	Richmond
Badon, A.	Hutter	Roy
Barrow	Jackson M.	Simon
Brossett	Mills	Smiley
Burrell	Montoucet	Smith, P.
Dixon	Norton	Stiaes
Franklin	Peterson	Thibaut
Hines	Pope	Williams

Total - 27

ABSENT

Billiot	Johnson	Nowlin
Champagne	Jones, S.	Pearson
Cortez	Landry	Robideaux
Geymann	Morris	

Total - 11

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. 827—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 18:101(B), 102.1, 106(B) and (C), 114(F)(2), 115(F)(2)(a), 152(C)(4), 425(B)(1), 531(B), 533(A)(1), 564(A), (B)(5), (D), and (E), 1303(F) and (I), 1306(E)(2), 1307(G), 1310(B)(2), 1333, 1334(A)(introductory paragraph) and (1) and (D), to enact R.S. 18:106.1, 1307(H), 1309.3, 1310(C), and 1461(A)(24), and to repeal R.S. 18:1309(E)(5), 1321, 1331, 1332, and 1335, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code, particularly with respect to voters with special needs; to provide relative to the duties of registrars of voters; to provide relative to the registration of voters; to provide relative to changes in registrations; to provide relative to procedures and requirements for voting; to provide relative to commissioners; to provide relative to assistance in voting; to provide relative to application for voting and voting absentee by mail; to provide relative to early voting; to provide relative to voting early for certain persons residing in a nursing home; to provide relative to polling places and parish governing authorities duties relative thereto; to remove certain provisions for special programs for physically handicapped voters; to provide relative to election offenses; to provide for penalties; to provide for certain duties of the Louisiana State Law Institute with respect to the revisions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Simon to Engrossed House Bill No. 827 by Representative Simon

AMENDMENT NO. 1

On page 13, at the beginning of line 26, delete "who is eligible"

On motion of Rep. Simon, 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	Gallot	Montoucet
Abramson	Geymann	Morris
Anders	Gisclair	Norton
Armes	Greene	Nowlin
Arnold	Guillory	Perry
Aubert	Guinn	Peterson
Badon, A.	Hardy	Ponti
Badon, B.	Harrison	Pope
Baldone	Hazel	Pugh
Barras	Henderson	Richard
Brossett	Henry	Richardson
Burford	Hill	Richmond
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honey	Roy
Carmody	Howard	Schroder
Carter	Hutter	Smiley
Chandler	Jackson G.	Smith, G.
Chaney	Jackson M.	Smith, J.

Connick	Jones, R.	Smith, P.
Cromer	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dixon	Kleckley	Talbot
Doerge	LaBruzzo	Templet
Dove	Lambert	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	Wooton
Franklin	Monica	

Total - 92

NAYS

Total - 0

ABSENT

Barrow	Ernst	McVea
Billiot	Johnson	Mills
Champagne	LaFonta	Pearson
Cortez	Landry	Simon

Total - 12

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.

Speaker Tucker in the Chair

Local and Consent Calendar

HOUSE BILL NO. 666—

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 32:387(H)(1)(c) and (J)(1) and (2)(a), relative to permits for transportation of sealed containers; to provide for a single-trip permit for a sealed ocean container to be issued for the container rather than the transport vehicle; to require certain information on the permit application form; to provide for transfer of the permit to another vehicle under certain circumstances; 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	Gallot	Montoucet
Abramson	Geymann	Morris
Anders	Gisclair	Norton
Armes	Greene	Nowlin
Arnold	Guillory	Perry
Aubert	Guinn	Peterson
Badon, A.	Hardy	Ponti
Badon, B.	Harrison	Pope
Baldone	Hazel	Pugh
Barras	Henderson	Richard
Billiot	Henry	Richardson
Brossett	Hill	Richmond
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux

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Burns, T.	Honey	Roy
Burrell	Howard	Schroder
Carmody	Hutter	Simon
Carter	Jackson G.	Smiley
Chandler	Jackson M.	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Dixon	LaBruzzo	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	Mills	Wooton
Franklin	Monica	
Total - 95		

NAYS

Total - 0

ABSENT

Barrow	Danahay	Landry
Champagne	Johnson	McVea
Cortez	Kleckley	Pearson
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.

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.

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. 657 by Representative Danahay

AMENDMENT NO. 1

On page 2, line 8, following "shall" and before "to" change "only be applicable" to "be applicable only"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Badon, A.	Ellington	McVea
Champagne	Johnson	Pearson
Cortez	Landry	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Danahay 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. 785—
BY REPRESENTATIVE SAM JONES
AN ACT

To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4550.1 through 4550.11, relative to St. Mary Parish; to create and provide for the St. Mary Hydroelectric Authority as a political subdivision within such parish; to provide for the boundaries, governance, and powers and duties of the district; to provide for district funding, including the issuance of bonds and the use of district funds; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Sam Jones to Engrossed House Bill No. 785 by Representative Sam Jones

AMENDMENT NO. 1

On page 1, line 3, change "4550.11," to "4550.12,"

AMENDMENT NO. 2

On page 1, line 13, change "4550.11," to "4550.12,"

AMENDMENT NO. 3

On page 3, line 26, change "by-laws" to "bylaws"

AMENDMENT NO. 4

On page 4, line 9, change "a agency" to "an agency"

AMENDMENT NO. 5

On page 7, delete lines 14 through 19, and at the beginning of line 20, change "(14)" to "(13)"

AMENDMENT NO. 6

On page 8, between lines 2 and 3, insert the following:

"C. Nothing in this Chapter is intended to restrict the use of water from the Wax Lake Outlet or the Atchafalaya River for any reason other than hydroelectric power generation; however, during any time period that the district restricts the use of water for electric generation or is prevented from generating electricity, the utility shall not pay the district for power that it was prevented from generating."

AMENDMENT NO. 7

On page 14, between lines 11 and 12, insert the following:

"§4550.11. Conflicts; approval of projects

All actions or activities taken pursuant to this Chapter shall be taken or implemented only to the extent such actions or activities are not in conflict with and are consistent with the Atchafalaya Basin Master Plan or Annual Basin Plan and the Coastal Protection and Restoration Authority's Master Plan for coastal protection and restoration for a sustainable coast. Furthermore, any project authorized by the district which may impact water flow or water levels within the Atchafalaya Basin, as defined by R. S. 30:2000.2, or through Wax Lake Outlet or the Atchafalaya River shall be approved in advance by the Atchafalaya Basin Research and Promotion Board and the Coastal Protection and Restoration Authority."

AMENDMENT NO. 8

On page 14, at the beginning of line 12, change "§4550.11." to "4550.12."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Norton
Aubert	Guillory	Nowlin

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

Total - 95

NAYS

Total - 0

ABSENT

Anders	Geymann	Morris
Champagne	Johnson	Pearson
Connick	Landry	Pugh
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

SENATE BILL NO. 27—
BY SENATOR MARTINY

AN ACT

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

Read by title.

Rep. Ligi moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Wooton
Total - 1

ABSENT

Badon, A.	Guinn	Landry
Champagne	Hardy	McVea
Ellington	Johnson	Pearson

Total - 9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 154—

BY SENATORS THOMPSON, LONG, NEVERS, RISER AND WALSWORTH

AN ACT

To amend and reenact R.S. 3:2(A), 80, 131, 302, 303, 415, 556.2(10), 556.7(A), 641, 642, 643, 644, 652, 666(9), 734(B)(1) and (6), 741, 825, 832, 851, 1024, 1025, 1311(3) and (12), 1312(A) and (C), 1313(C)(2)(b) and (E), 1362(9) and (24), 1432(A), 1651, 1652, 1732, 1772, 1891(28), 1892(A)(1) and (F), 1900(A) and (B), 2351, 2352, 2353, 2354, 2358.2(A), 2358.4(C), 3113(A), 3202(11) and (13), 3211(B)(3), 3225(A), 3402(1), (2), (7), (9) and (16), 3403(A)(7) and (H), 3404(B), 3405(B)(5) and (6), 3407(A)(2) and (3) and (E), 3408(A)(9)(c)

and (10), 3409 (B), (C), (D) and (F), 3410 (E) and (F), 3410.1(A) and (B), 3410.2(J), 3411(B), (C) and (D), 3411.1(B)(2) and (D), 3412, 3413(A), (B), (C), (E) and (F), 3414(B), 3415(A) and (C), 3416(A), (B) and (C), 3417(D) and (F), 3418(A), 3419(A), (C) and (D), 3424(B), 3802(A), 4224, 4603(B)(7), R.S. 29:726(E)(20)(a)(v) and 729(E)(13)(a)(vi), R.S. 36:4(A)(13), 621(C), 622, 623, the introductory paragraph of 624(B), 625, 626(A) and (B), 628(C), (D) and (E), 629(B), the introductory paragraph of (C), the introductory paragraph of (D), the introductory paragraph of (E), (F), (G), (I), (J), (K) and (L), R.S. 37:2202, R.S. 51:2, the introductory paragraph of 6, 472 and R.S. 54:112; to enact R.S. 3:2(F), 283.1 and 751(E); and to repeal R.S. 3:14, 401 through 409, 414, Part I-A of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:421 through 426, Part I-D of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:446.1 through 446.7, Part IV of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:521 through 538, Part V of Chapter 5 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:541 through 550, 824, 1312(H) and 1906(A) and R.S. 36:627(E), 628(B) and 629(C)(2), and R.S. 39:455, relative to the Department of Agriculture and Forestry; to abolish the State Market Commission; to abolish the Farm Youth Loan Program; to abolish other programs administered by the State Market Commission; to authorize the transfer of duties and obligations to the Louisiana Agricultural Finance Authority; to provide relative to the Fertilizer Commission and submission of tonnage reports; to provide for restrictions on the sale of fertilizer; to provide for the powers and duties of the commissioner of agriculture and forestry; to provide relative to the composition of certain boards and commissions; to provide relative to the Louisiana Agricultural Commodities Commission; to provide relative to the functions of the office of agricultural and environmental sciences; to provide for recovery in receiverships; to change the name of the office of animal health services to the office of animal health and food safety; to provide relative to the assessment levied on grain sorghum; to provide for definitions; to direct the Louisiana Law Institute to re-designate certain provisions in current law; to provide for technical changes; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Anders to Reengrossed Senate Bill No. 154 by Senator Thompson

AMENDMENT NO. 1

On page 16, line 22, after "entomologist" delete "department"

AMENDMENT NO. 2

On page 36, line 18, change "services" to "sciences"

On motion of Rep. Anders, 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	Fannin	Mills
Abramson	Foil	Monica

Anders	Franklin	Montoucet
Armes	Gallot	Morris
Arnold	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Perry
Badon, B.	Guillory	Peterson
Baldone	Guinn	Ponti
Barras	Hardy	Pope
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Henry	Richmond
Burns, H.	Hill	Ritchie
Burns, T.	Hines	Robideaux
Burrell	Hoffmann	Roy
Carmody	Honey	Schroder
Carter	Howard	Simon
Champagne	Hutter	Smiley
Chandler	Jackson G.	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	Thibaut
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton

Total - 99

NAYS

Total - 0

ABSENT

Jackson M.	Landry	Pearson
Johnson	McVea	
Total - 5		

The Chair declared the above bill was finally passed.

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.

Suspension of the Rules

On motion of Rep. Foil, the rules were suspended in order to take up and consider House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

House and House Concurrent Resolutions on Third Reading for Final Consideration

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 1—
 BY REPRESENTATIVES FOIL, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, CROMER, DANAHAY, HARRISON, HENDERSON, HENRY, LANDRY, LEGER, LIGI, LOPINTO, NOWLIN, PEARSON, PERRY, PONTI, PUGH, RICHARDSON, SCHRODER, SIMON, ST. GERMAIN, TALBOT, TEMPLET, AND WILLMOTT

A CONCURRENT RESOLUTION

To create and establish the Constitutional Convention Study Commission to undertake all necessary study to examine the feasibility and advisability of calling a convention to revise the Constitution of Louisiana and, if a convention is found to be

feasible and advisable, to make recommendations to the legislature for calling such a convention.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Foil to Engrossed House Concurrent Resolution No. 1 by Representative Foil

AMENDMENT NO. 1

On page 4, between lines 27 and 28, insert the following:

"BE IT FURTHER RESOLVED that the speaker of the House of Representatives and the president of the Senate shall each assign one or more employees whose full-time duties and responsibilities shall be providing staff support to the commission; that the Legislative Fiscal Officer shall assign one employee whose full-time duty and responsibility shall be providing staff support to the commission; and that the director of the Louisiana Law Institute shall assign one employee whose half-time duty and responsibility shall be providing staff support to the commission; that the chief justice of the Louisiana Supreme Court shall assign one employee whose half-time duty and responsibility shall be providing staff support to the commission; that each college or university who appoints a member to the commission shall each assign one employee whose half-time duty and responsibility shall be providing staff support to the commission."

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

Rep. Foil moved the adoption of the resolution, as amended.

By a vote of 93 yeas and 0 nays, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 3—

BY REPRESENTATIVES PONTI, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, DANAHAY, FOIL, GALLOT, HARRISON, HAZEL, HENRY, HOWARD, LANDRY, LEGER, LIGI, LITTLE, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PERRY, PETERSON, POPE, PUGH, RICHARDSON, SCHRODER, SIMON, JANE SMITH, TALBOT, TEMPLET, AND WILLMOTT

A CONCURRENT RESOLUTION

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

Read by title.

Rep. Ponti moved the adoption of the resolution.

By a vote of 95 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 33—

BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study charter school use of city, parish, and other local public school system-owned facilities and to submit a written report of its findings and conclusions, including any

recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session.

Read by title.

On motion of Rep. Leger, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVES HARRISON, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, HENDERSON, AND ST. GERMAIN
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to preserve and maintain the exemption from the Safe Drinking Water Act for hydraulic fracturing.

Read by title.

On motion of Rep. Harrison, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 46—
BY REPRESENTATIVE WILLMOTT
A CONCURRENT RESOLUTION

To urge and request the governing authority of each public and state-approved nonpublic high school to collect statistical data relative to students' anterior cruciate ligament (ACL) injuries, with an emphasis on noncontact ACL injuries, and incorporate exercises from the Prevent Injury and Enhance Performance program (PEP) into athletic training programs as the governing authority deems necessary.

Read by title.

On motion of Rep. Willmott, the resolution was adopted.

Ordered to the Senate.

Acting Speaker Arnold in the Chair

HOUSE CONCURRENT RESOLUTION NO. 102—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals, bureau of healthcare financing, to study the use of living wills among Medicaid recipients and report to the House and Senate committees on health and welfare no later than February 1, 2010.

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 Concurrent Resolution No. 102 by Representative Baldone

AMENDMENT NO. 1

On page 2, line 2, change "mandatory" to "voluntary"

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

On motion of Rep. Baldone, the resolution, as amended, was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 142—
BY REPRESENTATIVE NOWLIN

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to develop and submit to the Centers for Medicare and Medicaid Services new waiver or state plan options for a sustainable system of home- and community-based services, to continue to implement approved cost control mechanisms for the Long Term/Personal Care Services Program, the Elderly and Disabled Adults Waiver, and the New Opportunities Waiver, and to provide quarterly progress reports to the House and Senate committees on health and welfare and the Joint Legislative Committee on the Budget.

Read by title.

Rep. Nowlin moved the adoption of the resolution.

By a vote of 98 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Nowlin, 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**

June 1, 2009

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

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

Senate Concurrent Resolution Nos. 74, 77, 85, 89, 91, and 93

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 1, 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. 23, 26, 75, 92, 114, 129, 147, 149, 162, 163, 194, 221, 309, and 347

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. 23—
BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 33:9097.1(F)(1) and (F)(3)(b), relative to neighborhood improvement districts; to provide relative to the Concord Estates Crime Prevention District; to increase the parcel fee; to extend the term of the imposition of the parcel fee; and to provide for related matters.

Read by title.

SENATE BILL NO. 26—

BY SENATORS N. GAUTREUX, ADLEY, ALARIO, CHEEK, DUPRE, HEBERT, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MICHOT, MORRISH, MURRAY, RISER, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES JANE SMITH, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, ELLINGTON, GISCLAIR, GUINN, MONTOU CET AND SIMON

AN ACT

To enact R.S. 47:6035 and to repeal R.S. 47:38 and 287.757 and R.S. 51:2458(2), relative to individual income and corporate income tax credits; to increase the tax credit for the cost of qualified clean-burning motor vehicle fuel property; to increase the tax credit for the purchase of a motor vehicle with qualified clean-burning motor vehicle property installed by the vehicle's manufacturer; to provide relative to certain definitions; to provide for the refund of the tax credit under certain circumstances; to authorize the promulgation of rules and regulations under certain circumstances; to authorize a qualified employer who receives a rebate in the Louisiana Quality Jobs Program to also claim the tax credit for the conversion of vehicles to alternative fuel usage; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 75—
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:108.1, relative to the physical development of parishes and municipalities; to provide for voter approval of any master plan which has the force of law in Orleans Parish; to provide that voter approval must be obtained prior to implementation of the master plan; to provide for a definition; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 92—
BY SENATOR N. GAUTREUX

AN ACT

To amend and reenact R.S. 47:6030(A), (B)(1) and (2), and (D)(1), relative to the wind or solar energy systems tax credit; to provide qualifications for the tax credit; to provide for the disclosure of such credit; to provide terms and conditions; to provide for applicable tax years; and to provide for related matters.

Read by title.

SENATE BILL NO. 114—
BY SENATOR NEVERS

AN ACT

To repeal R.S. 47:6033(B)(4), relative to tax credits; to repeal a requirement that the Workforce Development Commission

provide the Department of Revenue a certain annual list; and to provide for related matters.

Read by title.

SENATE BILL NO. 129—
BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 17:3048.1(C)(2)(g) and (W), relative to the Taylor Opportunity Program for Students; to authorize the administering agency to promulgate rules to provide for the receipt and consideration of applications from students returning from out-of-state colleges and universities under certain circumstances and conditions; and to provide for related matters.

Read by title.

SENATE BILL NO. 147—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:6019(A)(3)(b)(i)(aa), relative to the tax credit for the rehabilitation of historic structures; to increase the number of allowable transfers; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 149—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:2244, relative to redemptions; to provide for actual costs incurred by a political subdivision; to provide for the imposition of a fee for preparation of redemption certificates; and to provide for related matters.

Read by title.

SENATE BILL NO. 162—
BY SENATOR MARIONNEAUX

AN ACT

To provide for the continuation of parishwide economic development districts; and to provide for related matters.

Read by title.

SENATE BILL NO. 163—
BY SENATORS MARIONNEAUX AND CHEEK

AN ACT

To amend and reenact R.S. 47:297.10(A), 297.11, and 297.12, relative to individual income tax deductions for certain elementary and secondary school payments; to limit the deduction; to authorize a deduction for payments not made to a school; and to provide for related matters.

Read by title.

SENATE BILL NO. 194—
BY SENATORS BROOME, DORSEY AND GRAY EVANS

AN ACT

To enact R.S. 47:6035, relative to tax credits; to provide a credit against the corporate income tax and the corporation franchise tax for employers who allow parental involvement in schools during working hours; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 221—
BY SENATORS BROOME AND DORSEY

AN ACT

To amend and reenact R.S. 47:2323(C) and to enact R.S. 47:2323(D) and 6035, relative to ad valorem taxation; to provide relative to valuation of property for ad valorem property tax purposes; to provide relative to exemption from state taxes; to establish a state housing tax credit program; to provide with respect to rules

and regulations; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 309—

BY SENATORS GRAY EVANS AND DORSEY
AN ACT

To enact R.S. 17:17.5, relative to physical fitness; to provide for physical fitness assessments in schools; to provide for continuation of a program conducting fitness assessments; to provide a plan for statewide implementation of such assessments; to provide for legislative intent; to provide for program participants; to provide relative to the results from such assessments; to provide for reports; to provide for rules and guidelines; to provide for funding; and to provide for related matters.

Read by title.

SENATE BILL NO. 347 (Substitute of Senate Bill No. 243 by Senator Mount)—

BY SENATOR MOUNT
AN ACT

To enact R.S. 14:92(E)(3), relative to delinquency; to provide for contributing to the delinquency of a juvenile; to provide for penalties; and to provide for related matters.

Read by title.

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 1, 2009

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

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 75 and 79

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. 54—

BY REPRESENTATIVES GUINN, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, 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, GEYMAN, GISCLAIR, GREENE, MICKEY GUILLORY, 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, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON
A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives upon the death of former state representative Norman L. Ordoneaux.

Read by title.

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

HOUSE RESOLUTION NO. 55—

BY REPRESENTATIVES JOHNSON AND TUCKER
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Monica Jolene Harris of Irvine, California.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 175—

BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Board of Supervisors, the governor, the Louisiana Legislature, and the Police Jury Association of Louisiana to take the appropriate steps necessary to keep the Huey P. Long Medical Center in Pineville, Louisiana, open and viable in the state of Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 176—

BY REPRESENTATIVE GIROD JACKSON
A CONCURRENT RESOLUTION

To create the Hudson Initiative Task Force to study the feasibility of offering business opportunities through state procurement and public contracts to small entrepreneurs in the state of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE STIAES
A CONCURRENT RESOLUTION

To urge and request city, parish, and other local public school boards and superintendents to dedicate federal stimulus dollars to low performing schools as defined by the State Board of Elementary and Secondary Education.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 178—

BY REPRESENTATIVE HINES

A CONCURRENT RESOLUTION

To urge and request Lafarge North America, Inc. operator of the Lafarge Concrete Factory in Gert Town, New Orleans, Louisiana, to cooperate with local and state entities in relocating the industrial facility so as not to conflict with residential land uses.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 179—

BY REPRESENTATIVE HINES

A CONCURRENT RESOLUTION

To urge and request the Department of Environmental Quality to study the effects on human health and the environment by the operations of the Lafarge Cement Factory in Gert Town, New Orleans, Louisiana, and to report findings and recommendations to the House Committee on Natural Resources and Environment and the Senate Committee on Environmental Quality prior to 2010 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

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

June 1, 2009

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 29, 2009, I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Concurrent Resolution No. 99, by McVea
Reported favorably. (14-0)

House Concurrent Resolution No. 117, by Mills
Reported with amendments. (15-0)

House Bill No. 402, by Burns, Tim
Reported with amendments. (15-0) (Regular)

House Bill No. 582, by Burrell
Reported with amendments. (14-0) (Local & Consent)

House Bill No. 685, by Dixon
Reported with amendments. (12-0) (Regular)

House Bill No. 696, by Barrow
Reported favorably. (13-0) (Local & Consent)

House Bill No. 883, by Perry
Reported favorably. (14-0) (Local & Consent)

House Bill No. 885, by Perry
Reported with amendments. (11-0) (Regular)

House Bill No. 887, by Barras
Reported favorably. (13-0) (Local & Consent)

Senate Bill No. 333, by Broome
Reported favorably. (14-0) (Local & Consent)

REGINA ASHFORD BARROW
Chairman

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

**Report of the Committee on
Appropriations**

June 1, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 162, by Peterson
Reported favorably. (20-0)

House Bill No. 206, by Lopinto
Reported by substitute. (19-0) (Regular)

House Bill No. 308, by LeBas
Reported with amendments. (15-0) (Regular)

House Bill No. 626, by Downs
Reported favorably. (19-0) (Regular)

Senate Concurrent Resolution No. 8, by Marionneaux
Reported favorably. (16-0)

Senate Bill No. 18, by Alario
Reported favorably. (20-0) (Local & Consent)

JAMES R. "JIM" FANNIN
Chairman

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

**Report of the Committee on
Civil Law and Procedure**

June 1, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 316, by Burns, Tim (Joint Resolution)
Reported with amendments. (12-0-1) (Regular)

House Bill No. 356, by Foil (Joint Resolution)
Reported without amendments (CL&P only). (12-0-1) (Regular)

House Bill No. 529, by Chandler (Joint Resolution)
Reported with amendments. (12-0-1) (Regular)

Senate Concurrent Resolution No. 16, by Quinn
Reported favorably. (13-0)

Senate Concurrent Resolution No. 45, by Quinn
Reported favorably. (12-0-1)

Senate Bill No. 60, by Kostelka
Reported with amendments. (12-0-1) (Regular)

Senate Bill No. 106, by Cheek
Reported with amendments. (12-0-1) (Regular)

Senate Bill No. 151, by Duplessis
Reported favorably. (12-0-1) (Regular)

Senate Bill No. 184, by Murray
Reported favorably. (13-0) (Regular)

Senate Bill No. 260, by Claitor
Reported favorably. (11-0-1) (Regular)

TIMOTHY G. "TIM" BURNS
Chairman

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

**Report of the Committee on
Commerce**

June 1, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 169, by Connick
Reported favorably. (12-0)

Senate Concurrent Resolution No. 47, by Gautreaux, B.
Reported favorably. (14-0)

Senate Bill No. 24, by Amedee
Reported favorably. (13-0) (Regular)

Senate Bill No. 29, by Riser
Reported with amendments. (12-0) (Regular)

Senate Bill No. 38, by Michot
Reported favorably. (12-0) (Regular)

Senate Bill No. 110, by Marionneau
Reported favorably. (14-0) (Regular)

Senate Bill No. 175, by Michot
Reported with amendments. (15-0) (Regular)

Senate Bill No. 211, by Claitor
Reported favorably. (14-0) (Local & Consent)

Senate Bill No. 292, by Gautreaux, N.
Reported favorably. (16-0) (Regular)

Senate Bill No. 299, by Duplessis
Reported favorably. (12-0) (Regular)

JEFFERY "JEFF" J. ARNOLD
Chairman

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

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

June 1, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways,
and Public Works to submit the following report:

Senate Concurrent Resolution No. 50, by Long
Reported favorably. (15-0)

Senate Bill No. 44, by Morrish
Reported favorably. (15-0) (Local & Consent)

Senate Bill No. 127, by Thompson
Reported favorably. (15-0) (Local & Consent)

Senate Bill No. 189, by Alario
Reported with amendments. (16-0) (Regular)

Senate Bill No. 244, by Mount
Reported with amendments. (16-0) (Regular)

NITA RUSICH HUTTER
Chairwoman

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

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

June 1, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 83, by Simon
Reported favorably. (13-0)

House Concurrent Resolution No. 153, by Downs
Reported with amendments. (12-0)

House Bill No. 307, by Greene
Reported with amendments. (12-0) (Regular)

House Bill No. 317, by Greene (Joint Resolution)
Reported favorably. (12-0) (Regular)

House Bill No. 733, by Leger
Reported with amendments, with recommendation that it be
recommitted to the Committee on Appropriations. (14-0)

HUNTER V. GREENE
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. Hutter, the Committee on Transportation,
Highways and Public Works was discharged from further
consideration of House Concurrent Resolution No. 111.

**HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE HUTTER**

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and
Development to conduct a safety study of the Intracoastal
Waterway LA 47 Bridge located in Orleans Parish and to report
study findings and recommendations to the House Committee

on Transportation, Highways and Public Works prior to the convening of the 2010 Regular Session.

Read by title.

On motion of Rep. Hutter, the resolution was passed to its third reading.

Privileged Report of the Committee on Enrollment

June 1, 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. 51— BY REPRESENTATIVE BARROW

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Lilburne A. Thompson of Baton Rouge.

HOUSE RESOLUTION NO. 52— BY REPRESENTATIVE LAFONTA

A RESOLUTION

To recognize Monday, June 8, 2009, as UNO Day at the Louisiana House of Representatives and to commend the University of New Orleans and its administrative staff, faculty, and students.

HOUSE RESOLUTION NO. 53— BY REPRESENTATIVE GREENE

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Harold Wayne Buchanan, Sr., of Denham Springs.

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.

Suspension of the Rules

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

House Bill Nos. 215 and 614

Senate Bill No. 280

Suspension of the Rules

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

House Bill No. 900

Senate Bill No. 156

Suspension of the Rules

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

Senate Concurrent Resolution No. 14

Leave of Absence

Rep. Pearson - 1 day

Rep. Johnson - 1/2 day

Adjournment

On motion of Rep. Brossett, at 6:15 P.M., the House agreed to adjourn until Tuesday, June 2, 2009, at 2:00 P.M.

Acting Speaker Arnold declared the House adjourned until 2:00 P.M., Tuesday, June 2, 2009.

ALFRED W. SPEER
Clerk of the House

