

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

**TWENTY-FIFTH 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

Thursday, June 4, 2009

The House of Representatives was called to order at 9:15 A.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

PRESENT

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

Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	
Franklin	Mills	
Total - 103		

ABSENT

Aubert  
Total - 1

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

**Prayer**

Prayer was offered by Rev. Jay Johnston.

**Pledge of Allegiance**

Rep. Danahay 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 June 3, 2009, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**SENATE BILLS**

June 4, 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. 123, 235, 245, 252, 253, 270, 277, 279, 289, 335, and 343

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. 123—**  
BY SENATOR MICHOT

AN ACT

To amend and reenact R.S. 47:6023, relative to income tax credits; to provide for a sound recording investor tax credit; to provide for certain definitions; to remove certain limitations of the sound recording investor tax credit; to provide for certification and payment of the tax credit; to require the display of the state brand or logo as a condition of receiving the credit; and to provide for related matters.

Read by title.

**SENATE BILL NO. 235—**

BY SENATOR N. GAUTREAUX  
AN ACT

To enact R.S. 33:381(C)(29), relative to the town of Duson; to provide that the chief of police of the town shall be appointed; to provide for the time of the initial appointment; to provide for the method of appointment and for the salary, term, duties, and supervision of the police chief; and to provide for related matters.

Read by title.

**SENATE BILL NO. 245—**

BY SENATOR ADLEY  
AN ACT

To amend and reenact the introductory paragraphs of R.S. 47:6007(C)(1)(b) and (c), and R.S. 47:6007(C)(1)(c)(i) and (ii), and (5), to enact R.S. 47:6007(D)(2)(e), and to repeal R.S. 47:6007(C)(1)(d), relative to tax credits; to increase the motion picture investor tax credit; to provide with respect to the submission to the Department of Economic Development of a notarized statement by the applicant which demonstrates conformity with certain provisions of law; to provide for transfers of certain credits; to provide for the amount of payroll credit; and to provide for related matters.

Read by title.

**SENATE BILL NO. 252—**

BY SENATORS WALSWORTH AND NEVERS  
AN ACT

To enact Chapter 39-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2399.1 through 2399.6, relative to economic development; to provide definitions for words and terms; to provide for a modernization tax credit; to provide the process for approval of the modernization tax credit; to provide for the promulgation of rules and regulations; to provide for penalties for false or fraudulent applications; and to provide for related matters.

Read by title.

**SENATE BILL NO. 253—**

BY SENATORS GRAY EVANS AND BROOME AND REPRESENTATIVE LEGER  
AN ACT

To enact Chapter 9 of Title XV of the Louisiana Children's Code, to be comprised of Articles 1581 through 1590, relative to children's rights; to provide a bill of rights for children held in detention centers, juvenile facilities, and other placements; to provide for responsibilities of children; to provide for the use of restraints; to provide for the confidentiality of records; to provide for enforcement; and to provide for related matters.

Read by title.

**SENATE BILL NO. 270—**

BY SENATOR LONG  
AN ACT

To enact R.S. 22:1014, relative to health insurance; to provide for definitions; to provide with respect to reduced health insurance copayments for primary care services; and to provide for related matters.

Read by title.

**SENATE BILL NO. 277—**

BY SENATORS DUPLESSIS, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX, MICHOT, QUINN, RISER AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARNOLD, CORTEZ, DOWNS, LEGER, LIGI AND ROBIDEAUX  
AN ACT

To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to

provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 279—**

BY SENATOR WALSWORTH AND REPRESENTATIVE PETERSON  
AN ACT

To enact R.S. 29:726.2, relative to the use of public facilities as emergency evacuation shelters; to provide for terms; to provide for certain entities to identify and maintain a list of public facilities suitable for use as emergency evacuation shelters; to provide for duties; and to provide for related matters.

Read by title.

**SENATE BILL NO. 289—**

BY SENATORS APPEL AND WALSWORTH  
AN ACT

To amend and reenact R.S. 47:463.61(C), (D), and (E) and to repeal R.S. 47:463.61 (F), (G) and (H), relative to the dedication of revenue; to provide for the distribution of revenues collected from "Choose Life" prestige license plate fees; and to provide for related matters.

Read by title.

**SENATE BILL NO. 335—**

BY SENATORS JACKSON, BROOME, CHAISSON, CHEEK, DORSEY, DUPLESSIS, DUPRE, B. GAUTREAUX, GRAY EVANS, HEITMEIER, LAFLEUR, LONG, MICHOT, MORRELL, MOUNT, MURRAY, NEVERS AND THOMPSON  
AN ACT

To amend and reenact Section 2 of Act No. 399 of the 2007 Regular Session of the Louisiana Legislature, relative to the individual income tax; to provide for a deduction for excess federal itemized personal deductions; to dedicate revenue relative to such deduction; to provide for the effectiveness of such deduction; to provide for effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 343—**

BY SENATORS CROWE AND SHAW  
AN ACT

To amend and reenact R.S. 47:6007(B)(5) and to enact R.S. 47:6007(G) and (H), relative to the motion picture investor tax credit; to prohibit a motion picture company from obtaining a motion picture investor tax credit to produce certain motion pictures; and to provide for related matters.

Read by title.

**House and House Concurrent Resolutions**

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

**HOUSE RESOLUTION NO. 61—**

BY REPRESENTATIVES HENDERSON AND HUTTER  
A RESOLUTION

To commend the members of the Our Lady of Prompt Succor cheerleading team for their precision and elite performances.

Read by title.

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

**HOUSE RESOLUTION NO. 62—**  
BY REPRESENTATIVES DIXON AND ROY  
A RESOLUTION

To express the sincere and heartfelt condolences of the Louisiana House of Representatives upon the death of Sister Jeanette Valley of Pineville.

Read by title.

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

**HOUSE RESOLUTION NO. 63—**  
BY REPRESENTATIVE JOHNSON  
A RESOLUTION

To commend Clyde and Agatha Neck of Marksville upon the celebration of their fiftieth wedding anniversary.

Read by title.

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

**HOUSE RESOLUTION NO. 64—**  
BY REPRESENTATIVE BARROW  
A RESOLUTION

To designate June 4, 2009, as PICO LIFT Day at the Louisiana House of Representatives.

Read by title.

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

**HOUSE RESOLUTION NO. 65—**  
BY REPRESENTATIVE PERRY  
A RESOLUTION

To commend the efforts of the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize June 5, 2009, as Hugh O'Brian Youth Leadership Day in the state of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 66—**  
BY REPRESENTATIVE GALLOT  
A RESOLUTION

To express the sincere and heartfelt condolences of the Louisiana House of Representatives upon the death of Oneida "Pete" Jackson of Ruston.

Read by title.

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

**HOUSE RESOLUTION NO. 67—**  
BY REPRESENTATIVES HENRY BURNS AND JANE SMITH  
A RESOLUTION

To commend Wayne Davis of Plain Dealing upon the momentous occasion of his eightieth birthday and to recognize him for his outstanding accomplishments.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 185—**  
BY REPRESENTATIVE TIM BURNS  
A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Insurance, in consultation with the Louisiana State Licensing Board for Contractors, to investigate the health risks associated with living in homes that contain drywall imported from China, to study the potential homeowners insurance coverage issues, including triggers, endorsements, and exclusions to policies that are related to drywall imported from China, and to determine whether such material should be identified as a substandard, unsafe building material and report findings and recommendations to the legislature prior to the convening of the 2010 Regular Session.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 186—**  
BY REPRESENTATIVE MONTOU CET  
A CONCURRENT RESOLUTION

To authorize and direct the Sergeant at Arms of the Louisiana State Senate and the Louisiana House of Representatives to authorize Baton Rouge Police officers, in uniform, to carry their department approved firearms on their person inside the Louisiana State Capitol building and on the capitol grounds.

Read by title.

Under the rules, the above resolution was referred to the Committee on House and Governmental Affairs.

### Senate Concurrent Resolutions

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

**SENATE CONCURRENT RESOLUTION NO. 78—**  
BY SENATOR MURRAY  
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and recommend guidelines on the professional responsibilities, rights and duties of attorneys who represent fiduciaries, such as succession representatives and trustees.

Read by title.

Under the rules, the above resolution was referred to the Committee on Civil Law and Procedure.

### 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. 199—**  
BY SENATOR RISER  
AN ACT

To amend and reenact R.S. 47:6022(C)(8), (D), (E), (F), (G), and (I) and to repeal R.S. 47:6022(J), relative to tax credits; to change the digital interactive media producer tax credit to a rebate; to remove certain limitations for issuance of the tax rebate; to provide for the amount of the tax rebate for certain years; 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. 209—**

BY SENATOR WALSWORTH

**A JOINT RESOLUTION**

Proposing to amend Sections 2(B)(11) and (12) and to add Section 2 (B)(13) of Article X of the Constitution of Louisiana, relative to public officials and employees; to provide that the director, deputy director and all employees of the Governor's Office of Homeland Security and Emergency Preparedness shall serve in unclassified service of the state civil service; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Under the rules, the above bill was referred to the Committee on House and Governmental Affairs.

**SENATE BILL NO. 228—**

BY SENATOR GRAY EVANS

**AN ACT**

To enact R.S. 47:297.13, relative to individual income tax; to provide certain tax credits against certain taxes for certain homeowners who are also residential lessees; to provide for definitions; to provide for effective dates; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 287—**

BY SENATORS MARTINY, ALARIO, APPEL, MORRELL AND QUINN AND REPRESENTATIVES LABRUZZO, TEMPLET AND TUCKER

**AN ACT**

To enact R.S. 47:6034(B)(11) and (C)(1)(e), relative to the musical and theatrical production income tax credit; to provide relative to certain definitions; to authorize a tax credit for limited state-certified musical or theatrical productions; to provide for the amount of the credit; to provide for a sunset of the issuance of such credit; 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 Ways and Means.

**SENATE BILL NO. 304—**

BY SENATOR HEBERT AND REPRESENTATIVES BARRAS, CHAMPAGNE, SAM JONES, MILLS, MONTOUCKET AND PERRY

**AN ACT**

To provide for the membership of the transportation policy committee of certain metropolitan planning organizations; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 338—**

BY SENATOR GRAY EVANS

**AN ACT**

To enact R.S. 47:305.62, relative to the sales and use tax of the state and its political subdivisions; to exempt the sale and use of certain construction materials sold to certain organizations; to limit the amount of exemptions granted on a calendar year basis; and to provide for related matters.

Read by title.

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

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

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

**HOUSE CONCURRENT RESOLUTION NO. 147—**

BY REPRESENTATIVE SIMON

**A CONCURRENT RESOLUTION**

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

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

**Senate Concurrent Resolutions  
Reported by Committee**

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

**SENATE CONCURRENT RESOLUTION NO. 72—**

BY SENATOR MORRELL

**A CONCURRENT RESOLUTION**

To urge and request the New Orleans City Council to reject any proposed ordinance or other change that would weaken the standards applicable to the inspector general or office of inspector general.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

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

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

**HOUSE BILL NO. 877—**

BY REPRESENTATIVES CARTER, RICHARDSON, BARROW, FOIL, HONEY, MICHAEL JACKSON, PONTI, POPE, PATRICIA SMITH, AND WHITE AND SENATORS BROOME, DORSEY, ERDEY, AND N. GAUTREAUX

**AN ACT**

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

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 877 by Representative Carter

##### AMENDMENT NO. 1

Change lead author from Carter to Richardson

##### AMENDMENT NO. 2

On page 1, at the beginning of line 3, change "Bluebonnet" to "Bluebonnet/Perkins"

##### AMENDMENT NO. 3

On page 1, line 13, change "Bluebonnet" to "Bluebonnet/Perkins"

##### AMENDMENT NO. 4

On page 1, line 14, change "Bluebonnet" to "Bluebonnet/Perkins"

##### AMENDMENT NO. 5

On page 2, delete lines 4 through 29 in their entirety and delete page 3 in its entirety and on page 4, delete lines 1 through 5 in their entirety and insert in lieu thereof:

"A certain tract of land together with all improvements containing 0.91 Acres located in Section 58, Township 8 South, Range 1 East, Greensburg Land District, East Baton Rouge Parish, Louisiana, shown on an Exhibit by Benchmark Group, L.L.C. as Proposed Tract A-4-A and more fully described as follows:

Commencing at the intersection of the east right-of-way line of Bluebonnet Boulevard and the centerline Park Rowe private all purpose access and utility servitude; Thence along the centerline of the Park Rowe private servitude South 61 degrees 13 minutes 56 seconds East, 286.36 feet; Thence leaving the centerline of the servitude North 28 degrees 46 minutes 04 seconds East, 20.63 feet to the POINT OF BEGINNING; Thence along a curve concaving to the northeast having a Radius of 20.00 feet, a Length of 31.42 feet, a Chord Bearing of North 16 degrees 13 minutes 56 seconds West and a Chord of 28.28 feet; Thence North 28 degrees 46 minutes 04 seconds East, 79.20 feet; Thence along a curve concaving to the southeast having a Radius of 10.00 feet, a Length of 15.71 feet, a Chord Bearing of North 73 degrees 46 minutes 04 seconds East and a Chord of 14.14 feet; Thence South 61 degrees 13 minutes 56 seconds East, 332.31 feet; Thence along a curve concaving to the southwest having a Radius of 18.00 feet, a Length of 12.75 feet, a Chord Bearing of South 40 degrees 56 minutes 31 seconds East and a Chord of 12.48 feet; Thence along a curve concaving to the northeast having a Radius of 151.00 feet, a Length of 22.56 feet, a Chord Bearing of South 24 degrees 55 minutes 57 seconds and a Chord of 22.54 feet; Thence along a curve concaving to the southwest having a Radius of 18.00 feet, a Length of 18.22 feet, a Chord Bearing of South 00 degrees 13 minutes 23 seconds East and a Chord of 17.45 feet; Thence South 28 degrees 46 minutes 03 seconds West, 64.08 feet; Thence along a curve concaving to the northwest having a Radius of 27.00 feet, a Length of 13.60 feet, a Chord Bearing of South 53 degrees 51 minutes 53 seconds West and a Chord of 13.46 feet; Thence North 61 degrees 13 minutes 56 seconds West, 354.94 feet to the POINT OF BEGINNING.

C. Purpose. The state hereby acknowledges that the property of the district currently contains a vacant parcel which is in need of an economic development project. The district is created to provide for cooperative economic development among the city-parish, the owner of a hotel in the district, the district; and the state in order to provide for the development of and improvement to the area within the district located in the city-parish, specifically to include a hotel with conference/meeting and related facilities."

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

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

Under the rules, placed on the regular calendar.

#### **HOUSE BILL NO. 902 (Substitute for House Bill No. 38 by Representative Arnold)—**

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 47:1705(B)(1) and (2)(a) and (b), relative to ad valorem taxes; to limit the ability of a taxing authority to increase ad valorem tax millages; to provide for limitations on millage increases by taxing authorities with governing authorities whose membership is not elected; 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. 903 (Substitute for House Bill No. 375 by Representative Arnold)—**

BY REPRESENTATIVE ARNOLD

A JOINT RESOLUTION

Proposing to amend Article VII, Section 23(C) and to add Article VII, Section 18(H) of the Constitution of Louisiana, relative to the levy of ad valorem property tax by taxing authorities; to further limit certain taxing authorities' power to increase millage rates without voter approval; to require the election for approving ad valorem property tax levies or renewals of certain taxing authorities to occur only at certain elections; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Under the rules, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

#### **HOUSE BILL NO. 904 (Substitute for House Bill No. 684 by Representative Franklin)—**

BY REPRESENTATIVE FRANKLIN

AN ACT

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

Read by title.

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

Under the rules, placed on the regular calendar.

**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. 31—**  
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 14:102.1, relative to offenses affecting public sensibility; to provide for the reclassification of certain acts as aggravated cruelty to an animal; to provide for penalties for unjustified causing of physical pain, suffering or death of an animal; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 31 by Senator Adley

AMENDMENT NO. 1

On page 2, between lines 13 and 17 insert:

"(i) Mistreats any living animal by any act or omission whereby unnecessary or unjustifiable physical pain, suffering, or death is caused to or permitted upon the animal."

AMENDMENT NO. 2

On page 3, line 4, after "who" delete the remainder of the line and insert "intentionally or with criminal negligence mistreats any living animal whether belonging to himself or another by any act or omission"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 31 by Senator Adley

AMENDMENT NO. 1

In the House Committee Amendments proposed by the House Committee on Administration of Criminal Justice, delete Amendment No. 1 and insert "On page 2, delete lines 14-17 and insert:

(i) Mistreats any living animal by any act or omission whereby unnecessary or unjustifiable physical pain, suffering or death is caused to or permitted upon the animal."

(j) Causes or procures to be done by any person any act enumerated in this"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 41—**

BY SENATORS DUPRE, N. GAUTREUX AND MORRISH  
AN ACT

To amend and reenact R.S. 17:9(B) and 3367(B), R.S. 30:4(D)(1), (2) and (3), 83(G), 121(A), 123.1(A) and (C), 124, 126(A), 127(A), 127.1(B)(1), 128(A) and (B)(2), 131, 136(A)(1)(b) and (B)(1), (2) and (3), 136.1(A) and (B), 136.3(A) and (D), 137, 139, 141, 143(A), (D)(4), (5), (6), and (F), 144(A) (introductory paragraph) and (B), 148.1, 148.2(A)(introductory paragraph) and (B), 150(C)(1), 153, 154(C), 155, 156, 158, 159, 179.11, 179.12, 186, 187, 188(A) and (B), 208, 209 (introductory paragraph), (2) and (4)(b), (d) and (e)(introductory paragraph), 209.1(A) and (B)(1), 212(A), (D)(2) and (3), 213, 214, 215, 216(B) and (C)(4), and 804, R.S. 34:3108(E), 3478(E) and 3498(E), R.S. 36:353, 359(E) and 807, R.S. 39:14(1), R.S. 41:643(A), 1217.1(B), 1732(A) and (B) and 1733, R.S. 42:6.1(A)(6), R.S. 44:18, R.S. 56:30.3(B), 426(C), and 798(A)(1), (2)(b) and (c), relative to the Department of Natural Resources; to change the name of the State Mineral Board to the State Mineral and Energy Board; to change the name of the Mineral Resources Operation Fund to the Mineral and Energy Operation Fund; to provide for the dedication of monies in the fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 41 by Senator Dupre

AMENDMENT NO. 1

On page 12, line 3, following "and" and before ";" change "validate" to "validated"

AMENDMENT NO. 2

On page 15, line 10, following "than" and before "feet" change "19,999" to "nineteen thousand nine hundred ninety-nine"

AMENDMENT NO. 3

On page 15, line 11, following "R.S." change "49:215.24" to "49:214.24"

AMENDMENT NO. 4

On page 17, delete line 6

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

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

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

**SENATE BILL NO. 56—**

BY SENATOR DONAHUE  
AN ACT

To amend and reenact R.S. 15:1094.1(A), relative to the Florida Parishes Juvenile Justice District; to provide for the composition of the board of commissioners of the Florida Parishes Juvenile Justice Commission; to provide for the appointment of one

additional commissioner for a four-year term; to provide certain terms, conditions and procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 61—**  
BY SENATOR HEITMEIER

AN ACT

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

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 61 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, delete line 10 in its entirety and insert the following:

"(I) Subsequent to a finding that a child is incompetent to proceed pursuant to a felony charge, upon a showing of good cause that a child presents a danger of flight, the court may authorize the"

AMENDMENT NO. 2

On page 1, line 12, after "court." add the following:

"Use of restraints pursuant to the provisions of this Section shall comply with the policy of the Department of Health and Hospitals on seclusion and restraints."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 93—**  
BY SENATOR THOMPSON

AN ACT

To enact Part I-A of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:651 through 654, relative to food safety; to provide for definitions; to provide for written plans for food processing and food recalls; to provide for required reporting and testing of adulterated food by food

processing plants; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 105—**  
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 14:71.3, relative to mortgage fraud; to provide for elements of the crime; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 115—**  
BY SENATORS MARTINY AND BROOME

AN ACT

To enact Section 5 of Subpart A of Part V of Chapter 1 of Title 14 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 14:89.6, relative to human-animal hybrids; to prohibit human-animal hybrids; to provide for criminal elements; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 115 by Senator Martiny

AMENDMENT NO. 1

On page 2, at the end of line 9, delete the period "." and add "or a nonhuman embryo into which a human cell or cells or the component parts thereof have been introduced."

AMENDMENT NO. 2

On page 2, after line 25, insert the following:

"E. Nothing in this Subpart shall be interpreted as prohibiting either of the following:

(1) Research involving the use of transgenic animal models containing human genes.

(2) Xenotransplantation of human organs, tissues, or cells into recipient animals other than animal embryos, if these do not meet the prohibitions of Subsection A or the definitions of Subsection D of this Section."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 115 by Senator Martiny

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Administration of Criminal Justice, on line 11, change "meet" to "violate"

AMENDMENT NO. 2

In House Committee Amendment No. 2 proposed by the House Committee on Administration of Criminal Justice, on line 12, following "or" and before "the" insert "meet"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 120—**

BY SENATOR ERDEY

AN ACT

To authorize the Livingston Parish School Board to create new school districts that overlap the boundaries of existing school districts; to provide relative to the continued collection of prior taxes levied upon existing school districts; to provide relative to the taxing authority of new school districts; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 132—**

BY SENATOR DORSEY

AN ACT

To enact R.S. 14:30(A)(10) and Code of Criminal Procedure Art. 905.4(A)(13), relative to the crime of first degree murder and aggravated circumstances; to provide for elements of such crime; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 135—**

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 14:112.2(B), relative to offenses affecting law enforcement; to provide relative to fraudulent portrayal of a law enforcement officer or firefighter; to provide for definitions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 135 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:112.1(B)" and before the comma ",", insert "and to enact "R.S. 14:112.1(A)(4)"

AMENDMENT NO. 2

On page 1, line 6, after "reenacted" and before "to" insert "and R.S. 14:112.1(A)(4) is hereby enacted"

AMENDMENT NO. 3

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

"A. False personation of a peace officer is the performance of any one or more of the following acts with the intent to injure or defraud or to obtain or secure any special privilege or advantage:

\* \* \*

(4) Equipping any motor vehicle with lights or sirens which simulate a law enforcement vehicle."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 135 by Senator Heitmeier

AMENDMENT NO. 1

In House Committee Amendment No.1 proposed by the House Committee on Administration of Criminal Justice, on line 2, change "14:112.1(B)" to "14:112.2(B)"

AMENDMENT NO. 2

In House Committee Amendment No.3 proposed by the House Committee on Administration of Criminal Justice, on line 8, change "7 and 8" to "6 and 7"

AMENDMENT NO. 3

In House Committee Amendment No.3 proposed by the House Committee on Administration of Criminal Justice, between lines 8 and 9 insert " §112.2 False personation of a peace officer"



AMENDMENT NO. 4

In House Committee Amendment No.3 proposed by the House Committee on Administration of Criminal Justice, following line 14 insert " \* \* \* "

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 138—**  
BY SENATOR WALSWORTH

AN ACT

To enact Subpart H-2 of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:237 through 237.13, relative to the conversion of mutual non-life insurers and mutual insurance holding companies; to provide definitions; to require a plan of reorganization; to provide with respect to consideration and dividend protections; to provide for approval by the commissioner of insurance after a public hearing; to provide with respect to approval by qualified voters; to provide limitations; to require the filing of a certificate of compliance; to provide for the effect of reorganization; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 138 by Senator Walsworth

AMENDMENT NO. 1

On page 3, at the beginning of line 27, delete "Chapter 2 of this Title" and insert "this Part, R.S. 22:111 et seq.,"

AMENDMENT NO. 2

On page 7, line 11, after "of" delete "reorganization." and insert "reorganization, as follows:"

AMENDMENT NO. 3

On page 8, line 9, after "and" delete "equitable." and insert "equitable, as follows:"

AMENDMENT NO. 4

On page 9, line 11, after "D." insert "(1)"

AMENDMENT NO. 5

On page 9, at the beginning of line 18, change "(1)" to "(2)"

AMENDMENT NO. 6

On page 9, at the beginning of line 28, change "(2)" to "(3)"

AMENDMENT NO. 7

On page 10, line 9, after "III of" delete "Chapter 2 of this Title," and insert "this Chapter,"

AMENDMENT NO. 8

On page 10, line 11, after "in" change "the" to "this"

AMENDMENT NO. 9

On page 10, line 27, after "reorganization" delete the remainder of the line, delete lines 28 and 29 in their entirety and insert a period "."

AMENDMENT NO. 10

On page 11, at the beginning of line 1, delete "has been filed with the commissioner."

AMENDMENT NO. 11

On page 11, at the end of line 4, insert the following:

"The commissioner may promulgate procedures, rules, and regulations for the conduct of the public hearing."

AMENDMENT NO. 12

On page 11, line 10, after "to" change "R.S. 22:236.2." to "R.S. 22:237.4."

AMENDMENT NO. 13

On page 11, delete lines 16 through 19 in their entirety and insert the following:

"E.(1) An aggrieved party may appeal the commissioner's final order to the Nineteenth Judicial District Court within thirty days of the order. The aggrieved party may also apply for a stay of the commissioner's order."

AMENDMENT NO. 14

On page 11, at the beginning of line 20, change "(1)" to "(2)"

AMENDMENT NO. 15

On page 12, at the beginning of line 6, change "(2)" to "(3)"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 138 by Senator Walsworth

AMENDMENT NO. 1

On page 15, line 13, following "his" and before "regular" delete "usual"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 140—**  
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 30:2373(D) and to enact R.S. 30:2373(F), relative to certain hazardous materials; to provide a standard of care with respect to the handling or storing of a hazardous

material; to provide for reimbursement of emergency response costs of a release of a hazardous material, waste, or substance; to provide for situations when reimbursement from certain funds are not applicable; to provide for penalties, terms, and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 140 by Senator Riser

AMENDMENT NO. 1

On page 2, line 2, following "be" and before "." change "in violation of this Subsection" to "guilty of careless handling"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 143—**

BY SENATORS AMEDEE AND MARIONNEAUX  
AN ACT

To amend and reenact R.S. 9:2603(B)(4)(b) and to enact R.S. 9:2603.1 and 2603.2, relative to electronic transactions; to provide for the authorization and utilization of electronic applications for warrants and for electronic signatures; to provide for the electronic approval of such applications; to provide for processing of warrant applications, approvals of applications and documented returns of completed warrants for the judicial branch of state government; to provide for the authorization and utilization of electronic applications for testimony transcripts and electronic signatures; to provide for certification of testimony transcripts with electronic signatures; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 143 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" delete "amend and reenact R.S. 9:2603(B)(4)(b) and to" and after "R.S. 9:2603.1" and before the comma delete "and 2603.2"

AMENDMENT NO. 2

On page 1, line 7, after "government;" delete the remainder of the line and delete lines 8 and 9 in their entirety and at the beginning of line 10, delete "signatures;"

AMENDMENT NO. 3

On page 1, delete lines 12 and 13 in their entirety and insert "Section 1. R.S. 9:2603.1 is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, delete lines 14 through 17 in their entirety and on page 2, delete lines 1 through 5 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 28 through 29 in their entirety and on page 3, delete lines 1 through 7 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 145—**

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

To enact R.S. 14:73.8, relative to computer related crimes; to create the crime of "unauthorized use of a wireless router system" for the purpose of downloading, up loading, or selling pornography involving juveniles; to provide for definition; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 146—**

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

To amend and reenact R.S. 17:3981(4), 3982(A)(1)(a) and (B), 3983(C)(1)(a), and 3991(C)(1)(c)(iii) and (E), relative to charter schools; to provide relative to the review and evaluation of charter school proposals; to provide relative to public school facilities and property made available to charter schools; to provide relative to the vote required to convert an existing public school to a charter school; to provide relative to enrollment preferences; to provide relative to support or affiliation with charter schools by certain religious organizations or institutions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 146 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 29, between "terms." and "If" insert the following:

"In return for the use of the facility and its contents, the chartering group shall pay a share of the local school board's bonded indebtedness to be calculated in the same manner as set forth in R.S. 17:1990(C)(2)(a)(i)."

AMENDMENT NO. 2

On page 3, after line 27, insert the following:

"(1) Be supported by or affiliated with any religion or religious organization or institution; however, a charter school may receive from any such organization or institution support or student services including but not limited to mentoring, volunteering, fund-raising, or tutoring."

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 4, at the beginning of line 3, change "(2)" to "(3)"

AMENDMENT NO. 5

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

AMENDMENT NO. 6

On page 4, at the beginning of line 6, change "(4)" to "(5)"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 146 by Senator Duplessis

AMENDMENT NO. 1

On page 4, line 6, following "has" and before "nolo" change "plead" to "pled"

AMENDMENT NO. 2

On page 4, line 15, following "or" and before "nolo" change "plead" to "pled"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 166—**

BY SENATORS DUPRE, APPEL, CHEEK, CROWE, DUPLESSIS, KOSTELKA, LONG, MICHOT, QUINN, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, FOIL, GISCLAIR, MICKEY GUILLORY, LITTLE, MILLS, PEARSON, PERRY, PUGH, RICHARD, ROBIDEAUX, SCHRODER, SIMON, SMILEY AND JANE SMITH

**AN ACT**

To enact R.S. 14:98.3, relative to public safety; to create the crime of operating a vehicle while under suspension for certain prior

offenses; to provide for elements of the crime; to provide for penalties; to provide for a prior offense involving operation under the influence of an intoxicant; to provide for certain criteria; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 166 by Senator Dupre

AMENDMENT NO. 1

On page 1, line 4, after "crime;" and before "to" insert "to provide for an exception;"

AMENDMENT NO. 2

On page 1, at the end of line 12, add the following:

"It shall not be a violation of the provisions of this Section when a person operates a motor vehicle to obtain emergency medical care for himself or any other person."

AMENDMENT NO. 3

On page 1, line 14, change "thirty" to "fifteen"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 177—**

BY SENATOR MARTINY

**AN ACT**

To amend and reenact R.S. 22:14(B), 16, 18(A), 33(A)(introductory paragraph), 35(C), 72(B), 88(E), (I), and (O), 236.4(C) and (E), 255, 259, 264, 267(D), 310, 337(B), 369, 371, 389, 391, 457(C), 584(D)(1)(b), 588(A)(1), 590(B), 595, 613(A)(3), (C)(2), and (D)(3)(b), 614(A)(9) and (C)(2), 615(A)(5), 616(A)(3), 634(A)(3), (C)(2), and (D)(2), 635(A)(3), (7), and (9) and (C)(2), 636(A)(3) and (5), 637(A)(introductory paragraph) and (A)(3), 638(introductory paragraph), 656(B), 661, 674(A)(3) and (B), 694(D)(1)(introductory paragraph), 709(A), (B), and (C), 731(D), 732(A) and (C), 821(G), 833(C)(3), 855(E)(1), 972(A) and (B), 974, 1071(C)(3)(d), 1141, 1143(A)(introductory paragraph) and (B)(introductory paragraph), 1211(B), 1451(E), 1453(A)(1), 1465(A)(3)(a), (B), and (C), 1466(A), (B), (D), and (E), 1469(A), 1470(B), 1471(C), 1529(A), 1546(B)(1)(d), 1547(G), 1549(G), 1550(G), 1554(B), (C), and (D), 1559(G), 1571(H), 1627(A)(introductory paragraph), 1671(C), 1672(B) and (C), 1699(B), 1700(C), (D), and (E), 1731(A)(introductory paragraph), 1793(C), 1837(A)(introductory paragraph) and (B)(introductory paragraph), 1860(A)(introductory paragraph) and (B)(introductory paragraph), 1968, 1969, 1970, 1995(B), 2060(B)(2), 2090(B), 2147(A)(2), 2191, 2193, 2194, 2198, 2204, 2205, 2206, 2208, 2242(C)(3), Article VIII(4)(a) of R.S. 22:2381, and R.S. 22:2401, to enact R.S. 22:33(D), 588(C), 694(D)(4), 709(E), 731(F), 833(D), 1143(D), 1211(C), 1453(D),

1471(E), 1472(C), 1529(C), 1549(K), 1550(K), 1837(C), 1860(C), 2060(C), and 2422(C), and to repeal R.S. 22:2192, 2196, and 2199 through 2203, relative to the Department of Insurance; to provide with respect to administrative hearings for that department held by the Division of Administrative Law; to provide for public hearings held by that department; to make certain technical changes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 177 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 8, after "731(D)," change "732(A) and (C)," to "732(C),"

AMENDMENT NO. 2

On page 2, line 16, after "731(D)," change "732(A) and (C)," to "732(C),"

AMENDMENT NO. 3

On page 29, at the end of line 12, delete "in" and at the beginning of line 13, delete "accordance and compliance with R.S. 49:961"

AMENDMENT NO. 4

On page 29, delete lines 21 through 25 in their entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 177 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 5, following "616(A)(3)" and before ", (C)(2)" change "634(A)(3)" to "634(A)(introductory paragraph) and (3)"

AMENDMENT NO. 2

On page 1, line 6, following "(D)(2)," and before ", (7)" change "635 (A)(3)" to "635(A)(introductory paragraph) and (3)"

AMENDMENT NO. 3

On page 1, line 6, following "(C)(2)" and before "and (5)" change "636(A)(3)" to "636(A)(introductory paragraph) and (3)"

AMENDMENT NO. 4

On page 2, line 13, following "616(A)(3)" and before ", (C)(2)" change "634(A)(3)" to "634(A)(introductory paragraph) and (3)"

AMENDMENT NO. 5

On page 2, line 13, following "(D)(2)," and before ", (7)" change "635 (A)(3)" to "635(A)(introductory paragraph) and (3)"

AMENDMENT NO. 6

On page 2, line 14, following "(C)(2)" and before "and (5)" change "636(A)(3)" to "636(A)(introductory paragraph) and (3)"

AMENDMENT NO. 7

On page 3, lines 18-19, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 8

On page 4, line 7, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 9

On page 7, line 22, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 10

On page 9, lines 7, 8, 10 and 25, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 11

On page 11, line 3, following "process" and before "Subsection" change "under" to "provided in"

AMENDMENT NO. 12

On page 15, line 12, following "relating to" and before "hearing" insert "a"

AMENDMENT NO. 13

On page 16, line 10, change "371" to "370"

AMENDMENT NO. 14

On page 16, line 20, following "provided in" and before ", have" change "370" to "369"

AMENDMENT NO. 15

On page 16, lines 27-28, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 16

On page 18, line 11, change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 17

On page 31, line 4, before "shall issue" insert "the commissioner"

AMENDMENT NO. 18

On page 51, line 2, following "ten" change "days" to "days"

AMENDMENT NO. 19

On page 52, line 18-19, following "He" and before "shall" change "Division of Administrative Law" to "division of administrative law"

AMENDMENT NO. 20

On page 52, line 29, change "Division of Administrative Law" to "division of administrative law"

**AMENDMENT NO. 21**

On page 53, lines 9, 12, 25 and 27, change "Division of Administrative Law" to "division of administrative law"

**AMENDMENT NO. 22**

On page 53, line 21, following "R.S." and before ":950" change "22" to "49"

**AMENDMENT NO. 23**

On page 54, lines 4, 5, 6, 13 and 14, change "Division of Administrative Law" to "division of administrative law"

**AMENDMENT NO. 24**

On page 57, lines 12, 13 and 16, change "Division of Administrative Law" to "division of administrative law"

**AMENDMENT NO. 25**

On page 58, line 18, change "Division of Administrative Law" to "division of administrative law"

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

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

Under the rules, placed on the regular calendar.

**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.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 212—**

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 18:134(A), relative to registrars of voters; to provide for office hours of registrars of voters; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 218—**

BY SENATOR MORRELL AND REPRESENTATIVE BROSSETT

AN ACT

To amend and reenact R.S. 22:2292(6) and (12) relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to Louisiana Property Insurance Corporation offering

business interruption insurance coverage; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 225—**

BY SENATORS MORRISH AND DUPRE AND REPRESENTATIVES BALDONE AND DOVE

AN ACT

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

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 230—**

BY SENATOR SHAW

AN ACT

To amend and reenact R.S. 46:236.1.11(A) and (C) and to enact R.S. 46:236.11.1 through 236.11.4, relative to the family and child support program; to provide for certain electronic data matching and cooperation between the Department of Social Services and insurance companies; to provide relative to disclosure of certain information and penalties for intentional or willful unauthorized disclosure; to provide definitions; to provide for procedures and requirements for notice of payment to the state disbursement units; to provide for the redirection of income assignment payments; to provide for the amendment and use of certain records as evidence; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 238—**

BY SENATORS MOUNT, CROWE, DUPLESSIS, MICHOT, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, THIBAUT AND WILLMOTT

AN ACT

To amend and reenact the introductory paragraph of Children's Code Article 1173(A) and R.S. 46:1403(A)(4), 1409(A), the introductory paragraph of 1409(B), 1409(C), 1409(D), 1412(A)

and (B), the introductory paragraph of 1413(A), 1413(C), (H) and (N), 1419, and 1420, to enact R.S. 46:1414, and to repeal R.S. 36:478(C)(3) and (4) and R.S. 46:1406, 1407, 1410, 1411, and 1427, relative to child care facilities and child-placing agencies; to provide for definitions; to provide for licensure, including application and revocation; to abolish the Louisiana Advisory Committee on Licensing of Child Care Facilities and Child Placing Agencies and the Louisiana Committee on Private Child Care; to provide for appeals; to provide for duties and obligations of the Department of Social Services; to provide for the Louisiana Advisory Council on Child Care and Early Education; to provide for rule making; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 242—**  
BY SENATOR MOUNT

AN ACT

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

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 247—**  
BY SENATORS CHEEK, DORSEY AND WALSWORTH

AN ACT

To amend and reenact R.S. 46:2742(B)(7) and to enact R.S. 46:2742(B)(11), relative to case mix reimbursement for nursing homes; to provide for a case mix reimbursement; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 280—**  
BY SENATOR CHAISSON

AN ACT

To enact R.S. 42:1119(G), relative to the employment of certain employees; to permit the employment of certain immediate family members by certain elected officials under certain circumstances; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 280 by Senator Chaisson

AMENDMENT NO. 1

On page 1, delete lines 9 through 16, and insert the following:

"G. Nothing in this Section shall prohibit a district attorney from employing an immediate family member as an assistant district attorney provided that the immediate family member was continuously employed by the office of the district attorney for that judicial district for a period of at least nine months immediately prior to the district attorney taking the oath of office for his initial term as district attorney nor shall the provisions of this Section be construed to"

AMENDMENT NO. 2

On page 2, delete line 1 and insert "assistant district attorney. In addition,"

AMENDMENT NO. 3

On page 2, line 2, change "elected official" to "district attorney"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 290—**  
BY SENATORS QUINN AND HEBERT  
AN ACT

To amend and reenact R.S. 22:1317, relative to surplus lines insurers; to exempt surplus lines insurers from provisions regarding co-insurance clauses in policies of fire and extended coverage insurance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 294—**  
BY SENATOR NEVERS  
AN ACT

To amend and reenact Code of Criminal Procedure Article 644(A) and (D)(1) and 905.5.1(F), R.S. 9:2800.2(A), R.S. 15:560.2(B)(1), R.S. 17:7.1(D), R.S. 22:998(A) and (C), and 1043(A)(4), R.S. 23:1371.1(2), R.S. 28:2(12.1) and (22)(b), 51.1(A)(2)(a) and 221(10), R.S. 37:1744(A)(2), 1745(A)(2), 1745.14(C)(4), 2360(A)(1), (2) and (3), 2365(A) and (B), and 3386.1(15)(b), R.S. 40:1098.2(5)(b) and 2114(B), and R.S. 44:4(29) and to enact Part VI of Chapter 15 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.

37:1360.51 through 1360.72 and R.S. 37:2356.1, and to repeal Part II of Chapter 28 of Title 37 of the Louisiana Revised Statutes of 1950, comprised of R.S. 37:2371 through 2378, relative to medical psychologists; to transfer the regulation of medical psychologists from the State Board of Examiners of Psychologists to the Louisiana State Board of Medical Examiners; to provide for definitions; to provide for powers and duties of the Louisiana State Board of Medical Examiners; to provide for licensure; to provide for a certificate of advanced practice; to provide for standards of practice; to create the Medical Psychology Advisory Committee; to provide for privileged communications; to provide for continuing medical education; to provide for violations and penalties; to provide for orders to nurses; to provide for transfer of files; to direct the Louisiana State Law Institute to make certain language corrections to current law; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

#### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 294 by Senator Nevers

##### AMENDMENT NO. 1

On page 22, line 19, change "and/or" to "and"

##### AMENDMENT NO. 2

On page 23, lines 2 and 4, following "Medical" change "Psychology" to "Psychologists"

##### AMENDMENT NO. 3

On page 24, line 5, following "Where" change "such" to "the"

##### AMENDMENT NO. 4

On page 25, line 2, following "annually" delete "also"

##### AMENDMENT NO. 5

On page 28, line 24, following "which" and before "enters" change "the court" to "a court of competent jurisdiction"

##### AMENDMENT NO. 6

On page 29, line 21, following "event" change "such" to "the"

##### AMENDMENT NO. 7

On page 30, line 15, following "fees" change "besides the costs of court" to "in addition to court costs"

##### AMENDMENT NO. 8

On page 30, line 16, following "and" insert "court"

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

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

Under the rules, placed on the regular calendar.

#### **SENATE BILL NO. 301—** BY SENATORS DUPRE AND THOMPSON AN ACT

To enact R.S. 14:126.5, relative to perjury; to create the crime of false statements concerning participation in medical assistance programs; to provide for elements of the crime; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

#### LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 301 by Senator Dupre

##### AMENDMENT NO. 1

On page 1, line 14, following "in" and before "(B)(3)" change "Subsection" to "Paragraph"

##### AMENDMENT NO. 2

On page 1, line 16, following "obtain" and before "or" insert ":

##### AMENDMENT NO. 3

On page 2, lines 1, 3 and 7, following "obtain" and before "or" insert ":

##### AMENDMENT NO. 4

On page 2, line 15, following "or" change "federally funded" to "federally-funded"

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

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

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

#### **SENATE BILL NO. 318—** BY SENATOR QUINN AN ACT

To amend and reenact R.S. 22:2081, 2083 (B)(2)(d)(i), (C)(2)(b) and (c), and (D), 2084(8)(f) and (g), the introductory paragraph of 2086(A), 2086(A)(2), (3) and (6) and (D), 2087(G), (L) and (N)(5), 2088(C)(1), (D) and (E)(1), 2090(D), 2092(A), 2093(C) and (E)(3) and (5), 2097, and 2098(A) and to enact R.S. 22:2083(B)(2)(h) and (i), 2084(8)(h), 2087(M)(4) and (5) and (P), 2088(I) and (J) and 2089(C)(8) and (9), relative to the Louisiana Life and Health Insurance Guaranty Association Law; to provide for coverage limitations of the association; to provide for benefit limitations of the association; to provide for definitions; to provide for the membership of the board of directors; to provide for the powers and duties of the association; to provide for venue; to provide for assessments of member insurers; to provide for protests of assessments; to

provide for the plan of operation of the association; to provide for premium tax liability offsets for assessments paid; to provide for a stay of proceedings against insolvent insurers; to provide for prohibited advertising; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Insurance to Reengrossed Senate Bill No. 318 by Senator Quinn

AMENDMENT NO. 1

On page 3, at the beginning of line 8, insert "(i)"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 318 by Senator Quinn

AMENDMENT NO. 1

On page 2, line 22, delete " \* \* \* "

AMENDMENT NO. 2

On page 4, line 19, following "director" and before "or" insert ";

AMENDMENT NO. 3

On page 6, line 20, following "to" change "give" to "furnish"

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

On motion of Rep. Kleckley, the bill, as amended, 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. 806—**

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 37:2504(F)(1)(e), (f), and (g) and (2)(a) through (e) and (g), and R.S. 44:4.1(B)(21) and to enact R.S. 37:2501(8), (9), (10), (11), and (12), 2504(F)(2)(k), (l), and (m), and 2505.1, relative to the Board of Examiners of Nursing Facility Administrators; to provide for definitions; to provide for fees; to authorize the board to obtain criminal history record information; to restrict the release of confidential information; and to provide for related matters.

Read by title.

On motion of Rep. Katz, 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.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Katz gave notice of her intention to call House Bill No. 806 from the calendar during the week of June 8, 2009.

**Suspension of the Rules**

On motion of Rep. Greene, 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:

**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. 717—**

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 36:801(introductory paragraph) and to enact R.S. 36:259(N) and R.S. 46:153.6, relative to the establishment of the Louisiana Physician Advisory Group for the medical assistance program within the Department of Health and Hospitals; to provide for the membership of the advisory group; to establish requirements for meetings; to require the Department of Health and Hospitals to provide administrative and technical support; to require the submission of certain rules to the advisory group; to establish certain review procedures for rules; to require the adoption of a report and recommendations; 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. 717 by Representative Greene

AMENDMENT NO. 1

On page 2, line 21, following "(3)" and before "." change "below" to "of this Section"

AMENDMENT NO. 2

On page 5, line 11, following "49:953" and before "(4)(a)." change "(A)" to "(B)"

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

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



**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed House Bill No. 717 by Representative Greene

AMENDMENT NO. 1

On page 3, at the end of line 17, change "Practice" to "Physicians"

AMENDMENT NO. 2

On page 4, line 12, after "specialities" delete the remainder of the line and delete lines 13 through 17 in their entirety and insert "including, but not limited to pharmacy, nursing, chiropractic medicine, hospitals, nursing homes, federally qualified health centers, mid level practitioners, physical and other therapies, allied health practitioners, and representatives of Department of Health and Hospitals to provide expertise as may be required by the advisory group."

AMENDMENT NO. 3

On page 5, line 5, after "supports" insert a comma "," and delete "or" and after "opposes" insert a comma "," and "or takes no position on"

AMENDMENT NO. 4

On page 5, line 8, after "department" and before the period "." insert "within forty-five days of receipt" and change "shall" to "may"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative LeBas to Engrossed House Bill No. 717 by Representative Greene

AMENDMENT NO. 1

On page 3, between lines 25 and 26, insert "(g) One physician appointed by the Rural Hospital Association."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Foil	LeBas
Abramson	Greene	Peterson
Arnold	Guillory	Ponti
Badon, A.	Guinn	Pope
Billiot	Henry	Richmond
Brossett	Hines	Robideaux
Burns, H.	Honey	Roy
Carter	Jackson G.	St. Germain
Connick	Jackson M.	Templet
Cortez	LaBruzzo	White
Total - 30		

**NAYS**

Armes	Gisclair	Monica
Badon, B.	Hardy	Montoucet
Baldone	Harrison	Norton
Barras	Hazel	Nowlin

Burford	Henderson	Pearson
Burns, T.	Hill	Perry
Burrell	Hoffmann	Pugh
Carmody	Howard	Richardson
Champagne	Hutter	Ritchie
Chandler	Johnson	Schroder
Chaney	Jones, R.	Simon
Cromer	Jones, S.	Smiley
Dixon	Katz	Smith, G.
Doerge	Lambert	Talbot
Dove	Landry	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Fannin	McVea	
Franklin	Mills	
Total - 61		

**ABSENT**

Anders	Geymann	Smith, J.
Aubert	Kleckley	Smith, P.
Barrow	LaFonta	Stiaes
Danahay	Morris	
Gallot	Richard	
Total - 13		

The Chair declared the above bill failed to pass.

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

**Consent to Correct a Vote Record**

Rep. Guinn requested the House consent to correct his vote on final passage of House Bill No. 717 from nay to yea, which consent was unanimously granted.

**HOUSE BILL NO. 198—**  
BY REPRESENTATIVE LABRUZZO  
AN ACT

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

Called from the calendar.

Read by title.

**Motion**

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

**Acting Speaker Jane Smith in the Chair**

**HOUSE BILL NO. 687—**  
BY REPRESENTATIVES PEARSON AND TUCKER  
AN ACT

To enact R.S. 37:796, relative to the practice of dentistry; to prohibit the practice of dentistry at elementary and secondary schools; to provide for certain exceptions; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Tucker and Mills to Engrossed House Bill No. 687 by Representative Pearson

AMENDMENT NO. 1

Delete the House Floor Legislative Bureau Amendment No. 1 proposed by Representative Waddell and adopted by the House on May 19, 2009.

AMENDMENT NO. 2

Delete the House Floor Amendment No. 1 proposed by Representative Richmond and adopted by the House of Representatives on May 19, 2009.

AMENDMENT NO. 3

Delete House Floor Amendment No. 1 proposed by Representative Carmody and adopted by the House of Representatives on May 19, 2009.

AMENDMENT NO. 4

Delete House Floor Amendment Nos. 1 and 2 in the set of 2 amendments proposed by Representative Nowlin and adopted by the House of Representatives on May 19, 2009.

AMENDMENT NO. 5

Delete House Floor Amendment Nos. 1 and 2 proposed by Representative Patricia Smith and adopted by the House of Representatives on May 19, 2009.

AMENDMENT NO. 6

Delete House Floor Amendment Nos. 1 through 5 in the set of 5 amendments proposed by Representative Nowlin and adopted by the House of Representatives on May 19, 2009.

AMENDMENT NO. 7

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

"To enact R.S. 37:796, 796.1, and 796.2, relative to the practice of dentistry; to authorize the Louisiana State Board of Dentistry to adopt rules to provide for the issuance of a permit to dentists who wish to provide dental services at locations other than the dental office; to provide for the adoption of rules to establish criteria and standards for providing dental services at locations other than the dental office; to provide for time periods for the adoption of the rules; to require that dentists providing dental services at locations other than the dental office shall be licensed to practice dentistry in Louisiana; to provide for minimum coverage of malpractice insurance; to provide for the removal of board members for the failure to timely adopt rules; and to"

AMENDMENT NO. 8

On page 1, delete lines 7 through 19 in their entirety

AMENDMENT NO. 9

On page 2, delete lines 1 through 13 in their entirety and insert in lieu thereof the following:

"§796. Louisiana State Board of Dentistry; adoption of rules relating to the providing of dental services at mobile dental clinics and locations other than the dental office

A. The Louisiana State Board of Dentistry shall adopt rules relating to the providing of dental services at mobile dental clinics and locations other than the dental office.

B. The rules shall include but not be limited to:

(1) Guidelines and criteria for the permitting of dentists who wish to provide dental services at mobile dental clinics and locations other than their office.

(2) Guidelines and criteria for record keeping regarding the services provided.

(3) Guidelines and criteria for the practice standards and the types of dental services which may be provided at mobile dental clinics and locations other than the dental office.

(4) Guidelines and criteria requiring a signed consent form from the parent or guardian prior to providing dental services to a minor.

(5) Guidelines and criteria providing for parental consultation and involvement regarding the providing of dental services to a minor.

(6) Guidelines and criteria regarding the equipment and standards which shall be maintained in order to provide dental services at mobile dental clinics and locations offering dental services other than the dental office.

(7) Provisions for the inspection of mobile dental clinics and locations offering dental services other than the dental office by the Louisiana State Board of Dentistry.

(8) Guidelines and criteria for the disposal of infectious waste associated with providing dental services at mobile dental clinics and locations other than the dental office.

C. All rules shall be adopted in accordance with the provisions of the Administrative Procedure Act.

D. The rules provided for by this Section shall be adopted by January 1, 2010.

E. Notwithstanding any other provision of law to the contrary, the failure to adopt rules as provided by the provisions of this Subsection by January 1, 2010, shall be grounds for the immediate removal of the members of the Louisiana State Board of Dentistry.

F. Nothing in this Section shall be construed to prohibit the Louisiana State Board of Dentistry from adopting emergency rules as otherwise provided for in the Administrative Procedure Act.

§796.1. Requirements to provide dental services at mobile dental clinics and locations other than the dental office; permit; hold harmless

A. On or after January 1, 2010, a person offering dental services at a mobile dental clinic or a location other than the dental office shall:

(1) Be a dentist licensed in Louisiana who is in good standing with the Louisiana Board of Dentistry.

(2) Have received a permit from Louisiana State Board of Dentistry to provide dental services at a mobile dental clinic or a location other than the dental office. The permit shall be issued

pursuant to the provisions of this Section and in accordance with rules adopted pursuant to the Administrative Procedure Act.

(3) Have executed a written agreement with the school board, school or other facility to hold harmless and indemnify the school board school or other facility for any and all liability arising from the provision of dental services at a mobile dental clinic or a location other than the dental office.

B. If the dentist contracts with any entity domiciled out of the state of Louisiana to assist or facilitate the delivery of dental care at a mobile dental clinic or location other than the dental office, all officers such as the president, vice president, and secretary shall be licensed to practice dentistry and be in good standing in the state of Louisiana and shall also be licensed to practice dentistry and be in good standing in the state where the officer is domiciled.

C. On or after January 1, 2010, no dental services shall be offered at a mobile clinic or a location other than the dental office unless the dentist has been issued a permit to provide those services as provided for by this Section.

§796.2. Required insurance coverage

Any dentist providing dental services at a mobile clinic or a location other than the dental office shall continuously have in effect a minimum of one million dollars in medical malpractice liability insurance."

Rep. Tucker moved the adoption of the amendments.

Rep. Edwards objected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Foil	Little
Abramson	Geymann	Lopinto
Arnold	Gisclair	McVea
Badon, B.	Greene	Mills
Baldone	Guillory	Monica
Barras	Guinn	Nowlin
Billiot	Harrison	Pearson
Burford	Hazel	Pope
Burns, H.	Henry	Pugh
Burns, T.	Hill	Richard
Carter	Hines	Richardson
Champagne	Hoffmann	Schroder
Chaney	Howard	Simon
Connick	Hutter	Smiley
Cortez	Johnson	Smith, J.
Cromer	Katz	Talbot
Danahay	Kleckley	Templet
Dove	LaBruzzo	Waddell
Downs	Lambert	White
Ellington	LeBas	Williams
Ernst	Leger	Willmott
Fannin	Ligi	
Total - 65		

**NAYS**

Armes	Hardy	Richmond
Badon, A.	Honey	Ritchie
Brossett	Jackson G.	Robideaux
Burrell	Jones, R.	Roy
Carmody	Jones, S.	Smith, G.

Chandler	Landry	St. Germain
Dixon	Montoucet	Stias
Doerge	Norton	Thibaut
Edwards	Perry	Wooton
Franklin	Peterson	
Gallot	Ponti	
Total - 31		

ABSENT

Anders	Henderson	Morris
Aubert	Jackson M.	Smith, P.
Barrow	LaFonta	
Total - 8		

The amendments were adopted.

**Speaker Tucker in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Abramson to Engrossed House Bill No. 687 by Representative Pearson

**AMENDMENT NO. 1**

In House Floor Amendment No. 9 proposed by Representatives Tucker and Mills and adopted by the House on June 4, 2009, on page 3, between lines 6 and 7 insert the following:

"D. The provisions of Paragraph (3) of Subsection A and R.S. 37:796.2 shall not apply to a mobile dental unit owned or operated by the state or local government."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Mills
Abramson	Guillory	Monica
Arnold	Guinn	Nowlin
Badon, A.	Hardy	Pearson
Badon, B.	Hazel	Perry
Barras	Henry	Pope
Billiot	Hill	Pugh
Burford	Hoffmann	Richardson
Burns, H.	Howard	Schroder
Burns, T.	Hutter	Simon
Champagne	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Talbot
Cromer	LaBruzzo	Templet
Danahay	Lambert	Waddell
Dove	LeBas	White
Downs	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Gallot	McVea	
Total - 64		

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NAYS

Armes	Gisclair	Ponti
Brossett	Greene	Richard
Burrell	Henderson	Richmond
Carmody	Honey	Ritchie
Carter	Jackson G.	Robideaux
Chandler	Jones, S.	Roy
Dixon	Landry	St. Germain
Doerge	Montoucet	Stiaes
Edwards	Morris	Thibaut
Ernst	Norton	
Franklin	Peterson	
Total - 31		

ABSENT

Anders	Barrow	Jackson M.
Aubert	Harrison	LaFonta
Baldone	Hines	Smith, P.
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

HOUSE BILL NO. 198—  
BY REPRESENTATIVE LABRUZZO  
AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaBruzzo to Engrossed House Bill No. 198 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert in lieu thereof "To enact R.S. 37:2150.1(4)(e) and 2156.1(N),"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete "R.S. 37:2156.1(L) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, line 8, change "2156.1(M) to 2156.1(N)"

AMENDMENT NO. 4

On page 2, at the beginning of line 1, change "L." to "N."

AMENDMENT NO. 5

On page 2, delete lines 3 and 4 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative LaBruzzo to Engrossed House Bill No. 198 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 3, after "licensing for" delete "all"

AMENDMENT NO. 2

On page 1, line 16, after "installing" delete the remainder of the line and insert "any in-ground swimming pool for which the cost of the project is thirty thousand dollars or more."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith to Engrossed House Bill No. 198 by Representative LaBruzzo

AMENDMENT NO. 1

On page 2, after line 5, insert the following:

"Section 3. The provisions of this Act shall apply only to a city or parish having a population of not less than four hundred fifty thousand persons and not more than four hundred eighty thousand persons according to the latest federal decennial census."

Rep. Gary Smith moved the adoption of the amendments.

Rep. Lopinto objected.

By a vote of 35 yeas and 54 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Ligi
Badon, B.	Henry	Peterson
Billiot	Honey	Richmond
Brossett	Howard	Smith, J.
Burns, T.	Hutter	Talbot
Connick	Johnson	Templet
Cromer	Katz	Williams
Dove	LaBruzzo	Willmott
Ernst	LeBas	Wooton
Gisclair	Leger	
Total - 29		

NAYS

Abramson	Franklin	Montoucet
Anders	Gallot	Morris
Arnold	Geymann	Norton
Badon, A.	Greene	Nowlin
Baldone	Guinn	Pearson
Barrow	Hardy	Perry

Burford	Harrison	Ponti
Burns, H.	Hazel	Pope
Burrell	Henderson	Pugh
Carmody	Hill	Richardson
Carter	Hines	Ritchie
Champagne	Hoffmann	Roy
Chandler	Jackson G.	Schroder
Chaney	Jones, R.	Simon
Cortez	Jones, S.	Smiley
Danahay	Kleckley	Smith, G.
Dixon	LaFonta	Smith, P.
Doerge	Lambert	St. Germain
Downs	Landry	Stiaes
Edwards	Little	Thibaut
Ellington	Lopinto	Waddell
Fannin	McVea	White
Foil	Monica	

Total - 68

**ABSENT**

Armes	Jackson M.	Robideaux
Aubert	Mills	
Barras	Richard	

Total - 7

The Chair declared the above bill failed to pass.

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

**HOUSE BILL NO. 420—**

BY REPRESENTATIVE RICHARD  
AN ACT

To amend and reenact R.S. 18:59(A), 103(A), 109, 115(A)(1) and (F)(2)(d), 151(B), 152(C)(1), 175, 196(A)(1), 423(E), 427(A), 428(A), (B), and (C), 431(B)(5), 433(A)(3), (B)(4), (G)(1) and (2)(introductory paragraph), (H)(1)(introductory paragraph), (I), and (J), 465(E)(1), 562(A)(2), 566.2(C), 1253(E), 1254(A) and (C), 1255(A), 1272(A), 1275.1(B), 1275.8, 1306(A)(2) and (3) and (B)(1), 1307(B)(2), 1308(C), 1309(A)(3), (B)(1), (C), (D)(1), (E)(2), (I), and (J), 1315(C)(2) and (3)(a), 1363(A), 1373, 1400.3(D), 1505.1(D), and 1505.2(H)(6)(a)(introductory paragraph), (Q)(3)(a)(ii), and (R)(3)(a)(ii), to enact R.S. 18:1253(F), 1254(E), 1309(K), and 1363(H), and to repeal R.S. 18:433(A)(2) and 1372, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide relative to deputy registrars of voters; to provide relative to the registration of voters; to provide relative to changes in registrations; to provide relative to records used for the conduct of the registrar's office; to provide relative to the duties of registrars; to provide relative to reports and lists produced by the Department of State; to provide relative to the inactive list of voters; to provide relative to allocation of voting machines for precincts; to provide relative to parish boards of election supervisors; to provide relative to watchers; to provide relative to law enforcement officers; to provide relative to courses of instruction conducted by the clerk; to provide relative to election commissioners; to provide relative to nominating petitions; to provide relative to procedures and requirements for voting; to provide relative to provisional voting; to provide relative to nominations for candidates for presidential electors; to provide relative to application for voting and voting absentee by mail; to provide relative to early voting; to provide relative to election expenses; to provide relative to congressional elections; to provide relative to early voting commissioners; to provide relative to challenges of absentee by mail and early voting ballots; to provide relative to the preparation and testing of voting machines; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Richard moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Monica
Abramson	Geymann	Montoucet
Anders	Gisclair	Morris
Armes	Greene	Norton
Arnold	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	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	Templett
Doerge	Lambert	Thibaut
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Franklin	McVea	

Total - 100

**NAYS**

Total - 0

**ABSENT**

Aubert	Mills
Ernst	Robideaux

Total - 4

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richard 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. Hill, 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 RESOLUTION NO. 34—**  
BY REPRESENTATIVES HILL, CHANDLER, HARDY, ROY, AND SIMON  
A RESOLUTION

To urge and request the Department of Public Safety and Corrections, office of state fire marshal, to conduct a study to determine the feasibility of rural fire departments using five thousand gallon or larger water tanks of various construction to fight fires and to determine what other major issues are facing rural fire departments.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 118—**  
BY REPRESENTATIVE GARY SMITH  
A CONCURRENT RESOLUTION

To declare that the Legislature of Louisiana will work to maximize the creation of American jobs and restoring economic growth and opportunity by spending economic recovery plan funds on products and services that both create jobs and help keep Americans employed and will commit to purchasing only products and services that are made or performed in the United States of America whenever and wherever possible with any economic recovery monies provided to Louisiana by the American taxpayers.

Read by title.

On motion of Rep. Gary Smith, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 137—**  
BY REPRESENTATIVE ROSALIND JONES  
A CONCURRENT RESOLUTION

To direct the office of financial institutions to promulgate rules regarding notices and educational materials for the payday loan industry.

Read by title.

Rep. Rosalind Jones moved the adoption of the resolution.

By a vote of 83 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 152—**  
BY REPRESENTATIVES WHITE AND RICHARDSON AND SENATOR AMEDEE  
A CONCURRENT RESOLUTION

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

Read by title.

Rep. White moved the adoption of the resolution.

By a vote of 94 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

**Recess**

On motion of Rep. Billiot, the Speaker declared the House at recess until 1:15 P.M.

**After Recess**

Speaker Tucker called the House to order at 1:25 P.M.

**ROLL CALL**

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

**PRESENT**

Mr. Speaker	Gallot	Montoucet
Abramson	Geymann	Morris
Anders	Gisclair	Norton
Armes	Greene	Nowlin
Arnold	Guillory	Pearson
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	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	LaFonta	Templet
Dove	Lambert	Thibaut
Downs	Landry	Waddell
Edwards	LeBas	White
Ellington	Leger	Williams
Fannin	Ligi	Willmott
Foil	Little	Wooton
Franklin	McVea	
Total - 95		

**ABSENT**

Aubert	Ernst	Mills
Connick	Johnson	Monica
Cromer	Lopinto	St. Germain
Total - 9		

The Speaker announced there were 95 members present and a quorum.

**Suspension of the Rules**

On motion of Rep. Guinn, 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. 5—**  
BY REPRESENTATIVES GUINN, BALDONE, BARRAS, GISCLAIR, HARRISON, HENDERSON, HENRY, JOHNSON, MILLS, MONTOUCET, PERRY, RICHARD, RITCHIE, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND WOOTON AND SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 47:305(A)(5) and to enact R.S. 47:302(T), 321(J), and 331(R), relative to exemptions to sales

and use tax; to provide with respect to exemptions for crawfish bait and feed; and to provide for related matters.

Read by title.

Rep. Guinn moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Foil	Mills
Abramson	Franklin	Montoucet
Anders	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Ponti
Barras	Harrison	Pope
Billiot	Hazel	Pugh
Brossett	Henderson	Richard
Burford	Henry	Richardson
Burns, H.	Hill	Richmond
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Howard	Roy
Carter	Hutter	Schroder
Champagne	Jackson G.	Smiley
Chandler	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.
Connick	LaBruzzo	Smith, P.
Cortez	LaFonta	St. Germain
Danahay	Lambert	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Templet
Dove	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Willmott
Ernst	McVea	Wooton
Total - 87		

**NAYS**

Barrow	Jones, R.	Peterson
Honey	Leger	
Total - 5		

**ABSENT**

Aubert	Gallot	Monica
Cromer	Jackson M.	Simon
Downs	Johnson	Thibaut
Fannin	Kleckley	Williams
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Guinn 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. Patricia Smith requested the House consent to correct her vote on final passage of House Bill No. 5 from nay to yea, which consent was unanimously granted.

**HOUSE BILL NO. 26—**

BY REPRESENTATIVES LAMBERT, WHITE, BURFORD, HENRY BURNS, CROMER, GEYMAN, GREENE, GUINN, HENRY, HOFFMANN, LIGI, LITTLE, MCVEA, MONICA, MORRIS, POPE, RICHARDSON, SCHRODER, SMILEY, JANE SMITH, AND ST. GERMAIN

**AN ACT**

To amend and reenact R.S. 48:77(C), relative to deposits into the Transportation Trust Fund from the collection of state sales tax on motor vehicles; to modify provisions reducing such deposits if a deficit is projected; and to provide for an effective date.

Read by title.

Rep. Lambert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gisclair	Morris
Abramson	Greene	Nowlin
Anders	Guillory	Pearson
Armes	Guinn	Ponti
Arnold	Harrison	Pope
Badon, B.	Hazel	Richard
Billiot	Henderson	Richardson
Burford	Henry	Ritchie
Burns, H.	Hill	Robideaux
Burns, T.	Hoffmann	Roy
Carmody	Howard	Schroder
Carter	Hutter	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, S.	Smith, J.
Doerge	Lambert	St. Germain
Dove	LeBas	Talbot
Downs	Ligi	Thibaut
Ellington	Little	Waddell
Foil	McVea	White
Gallot	Monica	Wooton
Geymann	Montoucet	
Total - 62		

**NAYS**

Badon, A.	Franklin	Lopinto
Barrow	Hardy	Mills
Brossett	Hines	Norton
Burrell	Honey	Perry
Champagne	Jackson G.	Peterson
Chandler	Jackson M.	Pugh
Cortez	Jones, R.	Richmond
Dixon	Katz	Simon
Edwards	LaFonta	Smith, P.
Ernst	Landry	Stiaes
Fannin	Leger	Willmott
Total - 33		

**ABSENT**

Aubert	Cromer	LaBruzzo
Baldone	Danahay	Templet
Barras	Kleckley	Williams
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 26 as nay, which consent was unanimously granted.

**HOUSE BILL NO. 83—**

BY REPRESENTATIVES TIM BURNS, ARNOLD, CARMODY, GREENE, HENRY, HOFFMANN, KATZ, LIGI, PEARSON, RICHARD, SCHRODER, SIMON, SMILEY, JANE SMITH, TALBOT, TUCKER, AND WADDELL  
AN ACT

To amend and reenact R.S. 47:1705(B)(2)(c)(i), (ii), and (vi) and to enact R.S. 47:1705(B)(2)(c)(vii) and (f), relative to the requirements for public hearings on proposals to increase millage rates without voter approval; to require public notice and publication of certain information related to such millage increases; to require notification of certain elected officials; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tim Burns to Engrossed House Bill No. 83 by Representative Tim Burns

AMENDMENT NO. 1

On page 2, line 20, after "than" and before "days" delete "fourteen" and insert "thirty"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Ernst	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Total - 95		

**NAYS**

Total - 0

**ABSENT**

Aubert	Henderson	Morris
Barras	Jones, S.	Norton
Cromer	Monica	Richardson
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 106—**

BY REPRESENTATIVES GREENE, BALDONE, BARRAS, CARTER, HENRY, HOFFMANN, GIROD JACKSON, NOWLIN, RICHARD, RITCHIE, ROBIDEAUX, AND JANE SMITH AND SENATORS DONAHUE AND MICHOT  
AN ACT

To amend and reenact R.S. 47:293(10) and to enact R.S. 47:293(9)(a)(xvii), relative to the individual income tax; to provide for a deduction for net capital gains; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Monica
Abramson	Gisclair	Montoucet
Armes	Greene	Morris
Arnold	Guillory	Norton
Badon, B.	Guinn	Nowlin
Baldone	Hardy	Pearson
Billiot	Harrison	Perry
Brossett	Hazel	Ponti
Burford	Henderson	Pope
Burns, H.	Henry	Pugh
Burns, T.	Hill	Richard
Burrell	Hines	Richmond
Carmody	Hoffmann	Ritchie
Carter	Howard	Robideaux
Chandler	Hutter	Roy
Chaney	Jackson G.	Schroder
Connick	Johnson	Simon
Cortez	Jones, R.	Smiley
Danahay	Jones, S.	Smith, G.
Dixon	Katz	Smith, J.
Doerge	LaBruzzo	St. Germain
Dove	Lambert	Talbot
Downs	Landry	Templet
Edwards	LeBas	Thibaut
Ellington	Leger	Waddell
Fannin	Ligi	White
Foil	Little	Williams
Franklin	Lopinto	Willmott
Gallot	McVea	Wooton
Total - 89	Mills	



NAYS

Badon, A.	Jackson M.	Stiaes
Barrow	Peterson	
Honey	Smith, P.	
Total - 7		

ABSENT

Anders	Cromer	LaFonta
Aubert	Ernst	Richardson
Barras	Kleckley	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Johnson requested the House consent to record his vote on final passage of House Bill No. 106 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 110—**

BY REPRESENTATIVES JANE SMITH, ANDERS, BILLIOT, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, CORTEZ, DANAHAY, DOERGE, DOWNS, ELLINGTON, FOIL, GALLOT, GISCLAIR, GREENE, GUINN, HARRISON, HAZEL, HENDERSON, HENRY, HOFFMANN, HOWARD, KLECKLEY, LAMBERT, LIGI, LITTLE, MCVEA, MILLS, MORRIS, NOWLIN, PEARSON, PERRY, PONTI, RICHARD, RICHARDSON, ROBIDEAUX, SCHRODER, SIMON, ST. GERMAIN, WADDELL, AND WILLIAMS AND SENATORS DUPRE, N. GAUTREAUX, AND THOMPSON

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 fuel 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.

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. 110 by Representative Jane Smith

**AMENDMENT NO. 1**

On page 2, line 29, following "in" and before "and" change "Louisiana" to "this state"

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

**Acting Speaker Arnold in the Chair**

Rep. Jane Smith 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	Morris
Anders	Gisclair	Norton
Armes	Greene	Nowlin
Arnold	Guillory	Pearson
Badon, B.	Guinn	Perry
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Billiot	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Johnson	Schroder
Champagne	Jones, S.	Simon
Chandler	Katz	Smiley
Chaney	Kleckley	Smith, G.
Connick	LaBruzzo	Smith, J.
Cortez	Lambert	St. Germain
Danahay	Landry	Talbot
Doerge	LeBas	Templet
Dove	Leger	Thibaut
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	McVea	Willmott
Foil	Mills	Wooton
Total - 84		

NAYS

Badon, A.	Franklin	LaFonta
Barrow	Hardy	Peterson
Brossett	Honey	Smith, P.
Dixon	Jackson M.	Stiaes
Total - 12		

ABSENT

Aubert	Harrison	Montoucet
Cromer	Jackson G.	Richmond
Ernst	Jones, R.	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 110 as nay, which consent was unanimously granted.

**HOUSE BILL NO. 189—**

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 47:305(D)(2) and to enact R.S. 47:302(R)(3), 321(H)(3), and 331(P)(4), relative to the sales and use tax; to provide for the effectiveness and applicability of the exemption for the sale of meals by certain institutions and

organizations; to provide for the exemption of the meal plans of certain educational institutions; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed House Bill No. 189 by Representative Greene

**AMENDMENT NO. 1**

On page 2, at the end of line 13, change the semicolon ";" to a period "."

**AMENDMENT NO. 2**

On page 2, at the end of line 14, change the semicolon ";" to a period "."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	Morris
Abramson	Geymann	Nowlin
Anders	Gisclair	Pearson
Armes	Greene	Perry
Arnold	Guillory	Ponti
Badon, B.	Harrison	Pope
Baldone	Hazel	Pugh
Barras	Henderson	Richard
Barrow	Henry	Richardson
Billiot	Hill	Richmond
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Howard	Schroder
Carmody	Hutter	Simon
Carter	Johnson	Smiley
Champagne	Katz	Smith, G.
Chandler	Kleckley	Smith, J.
Chaney	Lambert	St. Germain
Connick	Landry	Talbot
Cortez	LeBas	Templet
Danahay	Leger	Thibaut
Doerge	Ligi	Waddell
Dove	Little	White
Downs	Lopinto	Williams
Edwards	McVea	Willmott
Ellington	Mills	Wooton
Fannin	Monica	
Foil	Montoucet	
Total - 82		

**NAYS**

Badon, A.	Hardy	Roy
Brossett	Honey	Smith, P.
Burrell	LaFonta	Stiaes
Dixon	Peterson	
Total - 11		

**ABSENT**

Aubert	Guinn	Jones, S.
Cromer	Jackson G.	LaBruzzo
Ernst	Jackson M.	Norton
Gallot	Jones, R.	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Tim Burns requested the House consent to record his vote on final passage of House Bill No. 189 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 189 as nay, which consent was unanimously granted.

**HOUSE BILL NO. 251—**

BY REPRESENTATIVES GREENE, BALDONE, BARRAS, HENRY, HOFFMANN, HONEY, RICHARD, RICHMOND, RITCHIE, AND JANE SMITH

**AN ACT**

To amend and reenact R.S. 47:301(16)(g), relative to sales and use tax on factory built homes; to clarify references to manufactured, mobile, modular, and factory built homes; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Monica
Abramson	Gisclair	Norton
Anders	Greene	Nowlin
Arnold	Guillory	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Billiot	Henderson	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hines	Richmond
Carmody	Hoffmann	Ritchie
Carter	Howard	Robideaux
Champagne	Hutter	Schroder
Chandler	Jackson G.	Simon
Chaney	Johnson	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	St. Germain
Danahay	Lambert	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	White

Ellington	Little	Williams
Foil	Lopinto	Willmott
Franklin	McVea	Wooton
Gallot	Mills	
Total - 80		

NAYS

Armes	Honey	Roy
Badon, A.	Jones, R.	Smith, P.
Brossett	LaFonta	Stiaes
Burrell	Montoucet	
Dixon	Peterson	
Total - 13		

ABSENT

Aubert	Fannin	LaBruzzo
Barrow	Guinn	Morris
Cromer	Jackson M.	Smiley
Ernst	Jones, S.	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Tim Burns requested the House consent to record his vote on final passage of House Bill No. 251 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 251 as nay, which consent was unanimously granted.

**HOUSE BILL NO. 276—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To amend and reenact R.S. 40:1730.24(A) and 1730.28(C), relative to the state uniform construction code; to provide for distinctions in fees charged by certain entities; to provide for a definition of "nonprofit entity"; to allow for the adoption of certain provisions; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 328—**  
BY REPRESENTATIVES GREENE, BALDONE, HENRY, HOFFMANN,  
HONEY, RICHMOND, RITCHIE, AND JANE SMITH  
AN ACT

To amend and reenact R.S. 51:2353(C)(1)(c), relative to the Technology Commercialization Credit; to provide relative to qualifications of applicants for the technology commercialization tax credit; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 328 by Representative Greene

AMENDMENT NO. 1

On page 1, line 9, following "Credit" and before "Program" insert "and Jobs"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed House Bill No. 328 by Representative Greene

AMENDMENT NO. 1

On page 1, delete line 12 in its entirety and insert the following:

"C.(1) To qualify for a technology commercialization credit for five tax years, all of the following qualifications shall be required by each applicant:"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Montoucet
Abramson	Greene	Morris
Anders	Guillory	Norton
Armes	Guinn	Nowlin
Arnold	Harrison	Pearson
Badon, B.	Hazel	Perry
Baldone	Henderson	Ponti
Barras	Henry	Pope
Billiot	Hill	Pugh
Burford	Hines	Richard
Burns, T.	Hoffmann	Richardson
Carter	Howard	Ritchie
Champagne	Hutter	Robideaux
Chandler	Jackson G.	Schroder
Chaney	Johnson	Simon
Cortez	Jones, R.	Smith, G.
Danahay	Katz	Smith, J.
Doerge	Kleckley	St. Germain
Dove	Lambert	Talbot
Downs	Landry	Templet
Edwards	LeBas	Thibaut
Ellington	Leger	Waddell
Ernst	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	McVea	Wooton
Gallot	Mills	
Geymann	Monica	
Total - 82		

NAYS

Badon, A.	Dixon	Richmond
Brossett	Hardy	Roy
Burrell	Peterson	Stiaes
Total - 9		

ABSENT

Aubert	Cromer	LaFonta
Barrow	Honey	Smiley
Burns, H.	Jackson M.	Smith, P.
Carmody	Jones, S.	
Connick	LaBruzzo	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Tim Burns requested the House consent to record his vote on final passage of House Bill No. 328 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 389—**  
 BY REPRESENTATIVES GREENE, BALDONE, BARRAS, CARTER, HENRY, NOWLIN, RICHARD, AND ROBIDEAUX  
 AN ACT

To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, Act No. 141 of the 2003 Regular Session of the Legislature, and Act No. 357 of the 2005 Regular Session of the Legislature; to delete the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Montoucet
Abramson	Greene	Morris
Anders	Guillory	Norton
Armes	Guinn	Nowlin
Arnold	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Ponti
Barrow	Henry	Pugh
Billiot	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Howard	Richmond
Burns, T.	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Carter	Johnson	Roy
Champagne	Jones, R.	Schroder
Chandler	Jones, S.	Simon
Chaney	Katz	Smiley
Cortez	Kleckley	Smith, G.

Danahay	LaFonta	Smith, J.
Dove	Lambert	St. Germain
Downs	Landry	Stiaes
Edwards	LeBas	Talbot
Ellington	Leger	Templet
Ernst	Ligi	Thibaut
Fannin	Little	Waddell
Foil	Lopinto	White
Franklin	McVea	Williams
Gallot	Mills	Willmott
Geymann	Monica	Wooton
Total - 87		

NAYS

Badon, A.	Hardy	Pope
Burrell	Hill	Smith, P.
Dixon	Honey	
Doerge	Peterson	
Total - 10		

ABSENT

Aubert	Connick	LaBruzzo
Badon, B.	Cromer	
Brossett	Jackson M.	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Tim Burns requested the House consent to record his vote on final passage of House Bill No. 389 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Johnson requested the House consent to record his vote on final passage of House Bill No. 389 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Monica requested the House consent to record his vote on final passage of House Bill No. 389 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Smiley requested the House consent to record his vote on final passage of House Bill No. 389 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 389 as nay, which consent was unanimously granted.

**HOUSE BILL NO. 457—**  
 BY REPRESENTATIVES HENRY, BALDONE, BARRAS, HENRY BURNS, BURRELL, CHAMPAGNE, FOIL, HOFFMANN, HONEY, LITTLE, MILLS, PERRY, PUGH, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TEMPLET, AND THIBAUT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH  
 AN ACT

To amend and reenact R.S. 47:6022(B)(2)(a), (C)(4), (6), (7), and (8), (D)(introductory paragraph), (E)(1), (I), and (J) and to enact R.S. 47:6022(C)(9) and (10), relative to tax credits; to provide relative to the digital interactive media producer tax credit; to

provide for certain definitions; to remove certain limitations for issuance of the digital interactive media producer tax credit; to provide for the promulgation of rules and regulations; to provide relative to the display of the state brand or logo 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	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Morris
Arnold	Guillory	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, T.	Hoffmann	Richardson
Burrell	Honey	Richmond
Carter	Howard	Ritchie
Champagne	Hutter	Robideaux
Chandler	Jackson G.	Roy
Chaney	Johnson	Schroder
Connick	Jones, R.	Simon
Cortez	Jones, S.	Smiley
Danahay	Katz	Smith, G.
Dixon	Kleckley	St. Germain
Doerge	LaFonta	Stiaes
Dove	Lambert	Talbot
Downs	Landry	Templet
Edwards	LeBas	Thibaut
Ellington	Leger	Waddell
Ernst	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	McVea	Wooton
Total - 96		

**NAYS**

Total - 0

**ABSENT**

Aubert	Cromer	Smith, J.
Burns, H.	Jackson M.	Smith, P.
Carmody	LaBruzzo	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Tim Burns requested the House consent to record his vote on final passage of House Bill No. 457 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 458—**

BY REPRESENTATIVES TALBOT, BALDONE, HENRY BURNS, CARTER, CHAMPAGNE, FOIL, HENRY, HOFFMANN, HONEY, LITTLE, MILLS, PERRY, PUGH, RICHARD, RICHMOND, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TEMPLET, AND THIBAUT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH

**AN ACT**

To amend and reenact R.S. 47:6023, relative to tax credits; to provide relative to the sound recording investor tax credit; to provide relative to certain definitions; to remove certain limitations of the sound recording investor tax credit; to provide relative to the promulgation of rules and regulations; to provide relative to the certification and payment of the tax credit; to provide relative to the display of the state brand or logo under certain circumstances; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Talbot to Engrossed House Bill No. 458 by Representative Talbot

**AMENDMENT NO. 1**

On page 2, line 23, after "acquire" delete the remainder of the line in its entirety and from the beginning of line 24, delete "expenditure to acquire moveable"

**AMENDMENT NO. 2**

On page 4, line 26, after "productions" delete the remainder of the line in its entirety and delete line 27 in its entirety and insert the following:

"certified on and after July 1, 2007, and state-certified infrastructure projects which have applied on or before August 1, 2009, each investor"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Chaney	Jones, S.	Smiley
Connick	Katz	Smith, G.
Cortez	Kleckley	Smith, J.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	Landry	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton

Total - 99

NAYS

Total - 0

ABSENT

Aubert	Hill	Smith, P.
Cromer	Jackson M.	

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Talbot 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. Johnson requested the House consent to record his vote on final passage of House Bill No. 458 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 473—**

BY REPRESENTATIVES LITTLE, BALDONE, HENRY, HOFFMANN, HONEY, NOWLIN, PERRY, RICHARD, RICHMOND, RITCHIE, AND JANE SMITH

**AN ACT**

To enact R.S. 47:305.62 and 321(H)(3), relative to the sales and use tax; to authorize a state sales and use tax exemption for certain commercial farm irrigation equipment; to provide for the effectiveness and applicability of the state sales and use tax exemption; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 473 by Representative Little

**AMENDMENT NO. 1**

On page 1, line 7, following "hereby" and before "to read" change "amended and reenacted" to "enacted"

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

Rep. Little 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	Morris
Anders	Gisclair	Norton
Armes	Greene	Nowlin
Arnold	Guillory	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Ponti
Barras	Harrison	Pope
Billiot	Hazel	Pugh
Burford	Henderson	Richard
Burns, T.	Henry	Richardson
Burrell	Hill	Richmond
Carmody	Hines	Ritchie
Carter	Hoffmann	Robideaux
Champagne	Howard	Roy
Chandler	Hutter	Schroder
Chaney	Jackson G.	Simon
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, J.
Danahay	Katz	St. Germain
Dixon	Kleckley	Talbot
Doerge	LaBruzzo	Templet
Dove	Lambert	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	
Franklin	Mills	

Total - 88

NAYS

Brossett	LaFonta	Stiaes
Honey	Peterson	

Total - 5

ABSENT

Aubert	Cromer	Montoucet
Badon, A.	Jackson M.	Smiley
Barrow	Johnson	Smith, P.
Burns, H.	Landry	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 569—**

BY REPRESENTATIVES WHITE, ARMES, BOBBY BADON, BALDONE, BILLIOT, BROSSETT, BURRELL, CHANDLER, CHANEY, CONNICK, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, GALLOT, GISCLAIR, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HINES, HOFFMANN, HONEY, HOWARD, GIROD JACKSON, LAMBERT, LEBAS, LEGER, LITTLE, MCVEA, NORTON, POPE, RICHARDSON, RICHMOND, RITCHIE, ROY, ST. GERMAIN, THIBAUT, AND WILLIAMS

**AN ACT**

To enact R.S. 45:860, relative to the Internet Crimes Investigation Fund; to create the Internet Crimes Investigation Fund; to impose a fee on Internet providers; to provide for use of the monies in the Internet Crimes Investigation Fund; and to provide for related matters.

Read by title.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Reengrossed House Bill No. 569 by Representative White

##### AMENDMENT NO. 1

On page 1, line 19, following "shall" and before "as" change "only be used" to "be used only"

##### AMENDMENT NO. 2

On page 2, line 12, following "children" and before "those" change "who" to "whom"

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

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Reengrossed House Bill No. 569 by Representative White

##### AMENDMENT NO. 1

On page 1, line 3, after "Internet" change "providers;" to "accounts;"

##### AMENDMENT NO. 2

On page 1, line 4, after "'Fund;" insert "to provide for exemptions;"

##### AMENDMENT NO. 3

On page 3, between lines 4 and 5 insert the following:

"I. The provisions of this Section shall not apply to the following:

- (1) Public elementary and secondary schools.
- (2) Public libraries."

Rep. White moved the adoption of the amendments.

Rep. Abramson objected.

By a vote of 88 yeas and 3 nays, the amendments were adopted.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gallot to Reengrossed House Bill No. 569 by Representative White

##### AMENDMENT NO. 1

On page 1, line 3, after "fee on Internet" change "providers;" to "accounts;"

##### AMENDMENT NO. 2

On page 1, line 14, after "Revenue." delete the remainder of the line

##### AMENDMENT NO. 3

On page 1, delete lines 15 through 17 and insert the following:

"The fee shall be the liability of the consumer and not the Internet service provider. No Internet service provider shall be liable to any person on any claim arising from or in any way related to the collection or remittance of the fee imposed pursuant to this Section, including but not limited to refund of the fee to a consumer, failing to identify and collect the fee, or any use of the fee.

B. As used in this Section, "Internet service provider" means a facilities-based provider or other entity that provides consumers with the ability to access the Internet in exchange for consideration such as through a paid subscription or through an agreement to view specific ads or content in exchange for Internet access. "Internet service provider" shall not include an entity that provides wireless access to the Internet through an unlicensed spectrum.

C. Fees collected by the Internet service providers shall be remitted to the Department of Revenue quarterly on or before the twentieth day of the first month of the next succeeding quarter. The Internet service provider shall be permitted to deduct and retain three percent of the fees collected.

D. No Internet service provider shall be required to provide refunds nor produce any records to substantiate any claim for refund. The consumer shall produce all necessary records to support the claims.

E. Beginning July 1, 2009, after compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer shall deposit an amount equal to the monies received by the state treasury from the Internet service providers into the fund."

##### AMENDMENT NO. 4

On page 1, line 18, change "B." to "F."

##### AMENDMENT NO. 5

On page 2, line 4, change "C." to "G."

##### AMENDMENT NO. 6

On page 3, line 1, change "D." to "H."

##### AMENDMENT NO. 7

On page 3, at the end of line 9, insert "The implementation date for the collection of the fee shall be January 1, 2010."

On motion of Rep. Gallot, 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 Reengrossed House Bill No. 569 by Representative White

##### AMENDMENT NO. 1

On page 1, line 12, between "billed" and before "for" insert "to a registered sex offender pursuant to the provisions of R.S. 15:540 et seq."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders	Geymann	McVea
Arnold	Gisclair	Mills
Badon, B.	Greene	Monica
Baldone	Guillory	Montoucet
Barras	Guinn	Morris
Barrow	Hardy	Norton
Billiot	Harrison	Nowlin
Brossett	Hazel	Ponti
Burford	Henderson	Pope
Burrell	Henry	Richard
Carmody	Hill	Richardson
Carter	Hines	Richmond
Champagne	Hoffmann	Ritchie
Chandler	Honey	Roy
Chaney	Howard	Schroder
Connick	Hutter	Smith, G.
Danahay	Jackson G.	Smith, P.
Dixon	Johnson	St. Germain
Doerge	Jones, R.	Stiaes
Dove	Katz	Talbot
Downs	Kleckley	Templet
Edwards	LaFonta	Thibaut
Ellington	Lambert	Waddell
Ernst	LeBas	White
Fannin	Leger	Williams
Foil	Ligi	Willmott
Franklin	Little	
Gallot	Lopinto	
Total - 82		

**NAYS**

Abramson	Landry	Robideaux
Badon, A.	Pearson	Simon
Cortez	Perry	Smiley
Total - 9		

**ABSENT**

Mr. Speaker	Cromer	Pugh
Armes	Jackson M.	Smith, J.
Aubert	Jones, S.	Wooton
Burns, H.	LaBruzzo	
Burns, T.	Peterson	
Total - 13		

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

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 569 as yea, which consent was unanimously granted.

**Speaker Pro Tempore Peterson in the Chair**

**HOUSE BILL NO. 276—**

BY REPRESENTATIVE FANNIN

**AN ACT**

To amend and reenact R.S. 40:1730.24(A) and 1730.28(C), relative to the state uniform construction code; to provide for distinctions in fees charged by certain entities; to provide for a definition of "nonprofit entity"; to allow for the adoption of certain provisions; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Geymann to Engrossed House Bill No. 276 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 40:1730.24(A) and 1730.28(C)," to "R.S. 40:1730.26(2),"

AMENDMENT NO. 2

On page 1, delete lines 3 through 5 in their entirety and insert in lieu thereof the following:

"construction code; to provide for oversight by the legislature with regards to the updated state uniform construction code; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 40:1730.24(A) and 1730.28(C) are" to "R.S. 40:1730.26(2) is"

AMENDMENT NO. 4

On page 1, delete lines 9 through 20 in their entirety and on page 2, delete lines 1 through 17 in their entirety and insert in lieu thereof the following:

"§1730.26. Adoption and promulgation of certain building codes and standards as state uniform construction code; procedures

The council shall review, adopt, modify, and promulgate the building codes referenced in R.S. 40:1730.28 of this Part, provided that:

\* \* \*

(2) The council shall review, evaluate, and update the state uniform construction code ~~within two years of the release~~ prior to the second regular legislative session after the release of the latest edition of the appropriate code as provided for in R.S. 40:1730.28. The council shall submit the updated state uniform construction code to the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs for oversight and approval. If approved by the House Committee on Commerce and the Senate Committee on Commerce, Consumer Protection, and International Affairs, the updated state uniform construction code shall be submitted to the members of each house of the legislature for approval. The updated state uniform construction code shall not become effective until it is approved by the legislature by concurrent resolution while in session. If the legislature fails to adopt the updated state uniform construction code, the most recent state uniform construction code shall remain in effect until the legislature approves an updated state uniform construction code."



Rep. Geymann moved the adoption of the amendments.

Rep. Arnold objected.

By a vote of 58 yeas and 38 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Franklin	McVea
Anders	Gallot	Mills
Armes	Geymann	Monica
Badon, A.	Gisclair	Montoucet
Badon, B.	Guillory	Morris
Baldone	Hardy	Norton
Barras	Harrison	Nowlin
Barrow	Hazel	Pearson
Billiot	Henderson	Perry
Brossett	Henry	Peterson
Burford	Hill	Pope
Burns, T.	Hines	Richard
Carter	Hoffmann	Richardson
Champagne	Honey	Ritchie
Chandler	Howard	Robideaux
Chaney	Jackson G.	Roy
Cortez	Johnson	Smiley
Danahay	Jones, R.	Smith, P.
Dixon	Katz	St. Germain
Doerge	LaBruzzo	Stiaes
Dove	LaFonta	Talbot
Downs	Lambert	Templet
Edwards	Landry	Thibaut
Ellington	LeBas	Waddell
Ernst	Leger	White
Fannin	Little	Williams
Foil	Lopinto	
Total - 80		

**NAYS**

Arnold	Ligi	Simon
Burrell	Ponti	Willmott
Hutter	Pugh	Wooton
Jackson M.	Richmond	
Jones, S.	Schroder	
Total - 13		

**ABSENT**

Mr. Speaker	Connick	Kleckley
Aubert	Cromer	Smith, G.
Burns, H.	Greene	Smith, J.
Carmody	Guinn	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 578—**

BY REPRESENTATIVES RICHMOND, ABRAMSON, ARNOLD, BARROW, BILLIOT, BURRELL, DIXON, GALLOT, HARDY, HENDERSON, HINES, HONEY, ROSALIND JONES, LAFONTA, MILLS, PATRICIA SMITH, STIAES, AND WILLIAMS  
AN ACT

To amend and reenact R.S. 47:297(K) and (O) and 287.752, to enact R.S. 47:287.786, and to repeal R.S. 47:287.748, relative to state income tax credits to reduce recidivism of persons released from custody in Louisiana; to provide for and increase the individual and corporation income tax credits for the employment of certain persons convicted of certain crimes; 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. 578 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 25, after "is" and before "a" delete "neither" and insert "not"

AMENDMENT NO. 2

On page 2, delete line 27 in its entirety and insert "15:541, nor a habitual offense punishable under the provisions of R.S. 15:529.1."

AMENDMENT NO. 3

On page 5, line 15, after "is" and before "a" delete "neither" and insert "not"

AMENDMENT NO. 4

On page 5, delete line 17 in its entirety and insert "15:541, nor a habitual offense punishable under the provisions of R.S. 15:529.1."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richmond to Engrossed House Bill No. 578 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 15, after "than" and before "years" change "twenty-five" to "thirty-five"

AMENDMENT NO. 2

On page 2, line 19, after "than" and before "years" change "twenty-five" to "thirty-five"

AMENDMENT NO. 3

On page 4, line 20, after "than" and before "years" change "twenty-five" to "thirty-five"

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AMENDMENT NO. 4

On page 5, line 9, after "than" and before "years" change "twenty-five" to "thirty-five"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Abramson, Anders, Armes, Arnold, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burns, H., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Danahay, Dixon, Doerge, Downs, Edwards, Ernst, Fannin, Foil, Franklin, Gallot, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Jackson G., Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaFonta, Lambert, LeBas, Leger, Little, McVea, Mills, Monica, Montoucet, Morris, Norton, Nowlin, Perry, Peterson, Ponti, Pope, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Stiaes, Thibaut, Waddell, White, Williams, Willmott

Total - 84

NAYS

Table listing names of representatives who voted 'NAYS': Burford, Landry, Ligi, Lopinto, Talbot

Total - 5

ABSENT

Table listing names of representatives who were 'ABSENT': Mr. Speaker, Aubert, Burns, T., Cromer, Dove, Ellington, Geymann, Hazel, Hutter, LaBruzzo, Pearson, Pugh, Simon, Templet, Wooton

Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Acting Speaker Arnold in the Chair

HOUSE BILL NO. 618—

BY REPRESENTATIVES GREENE, BALDONE, HENRY, HOFFMANN, HONEY, RICHMOND, RITCHIE, AND JANE SMITH AN ACT

To amend and reenact R.S. 47:601(A)(introductory paragraph) and 611, relative to corporation franchise tax; to exempt a certain amount of taxable capital from the tax; to eliminate the minimum amount of the tax; to provide relative to the initial franchise tax on newly taxable corporations; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Abramson, Anders, Armes, Arnold, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Ernst, Fannin, Foil, Gallot, Geymann, Gisclair, Greene, Guillory, Hardy, Harrison, Henry, Hill, Hines, Howard, Jackson G., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, LaFonta, Lambert, Landry, LeBas, Leger, Ligi, Little, Lopinto, McVea, Mills, Monica, Montoucet, Morris, Nowlin, Pearson, Perry, Ponti, Pope, Pugh, Richard, Richardson, Ritchie, Robideaux, Roy, Schroder, Simon, Smith, G., Smith, J., St. Germain, Stiaes, Talbot, Thibaut, Waddell, White, Williams, Willmott, Wooton

Total - 88

NAYS

Total - 0

ABSENT

Table listing names of representatives who were 'ABSENT': Mr. Speaker, Aubert, Cromer, Franklin, Guinn, Hazel, Henderson, Hoffmann, Honey, Hutter, Jackson M., Norton, Peterson, Smiley, Smith, P., Templet

Total - 16

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 659—**

BY REPRESENTATIVES SIMON, BALDONE, HONEY, GIROD JACKSON, NOWLIN, PERRY, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, AND JANE SMITH

AN ACT

To enact R.S. 47:297(P), relative to authorizing a credit against the individual income tax for the construction, acquisition, or renovation of a residential structure having certain accessible and barrier free design elements; to provide for eligibility; to provide for the amount of the credit; to authorize rulemaking; and to provide for related matters.

Read by title.

Rep. Simon moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Foil	Lopinto
Anders	Franklin	Mills
Arnes	Gallot	Monica
Arnold	Geymann	Montoucet
Badon, A.	Gisclair	Morris
Badon, B.	Greene	Nowlin
Baldone	Guillory	Pearson
Barras	Hardy	Perry
Barrow	Harrison	Ponti
Billiot	Hazel	Pope
Brossett	Henderson	Richard
Burford	Henry	Richardson
Burns, H.	Hill	Richmond
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carter	Howard	Roy
Champagne	Jackson G.	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Danahay	Katz	St. Germain
Dixon	Kleckley	Stiaes
Doerge	LaBruzzo	Templet
Dove	LaFonta	Thibaut
Downs	Lambert	Waddell
Edwards	Landry	White
Ellington	Leger	Williams
Ernst	Ligi	Willmott
Fannin	Little	
Total - 89		

NAYS

Total - 0

ABSENT

Mr. Speaker	Honey	Peterson
Aubert	Hutter	Pugh
Carmody	LeBas	Smith, G.
Cromer	McVea	Talbot
Guinn	Norton	Wooton
Total - 15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 660—**

BY REPRESENTATIVES SMILEY AND SCHRODER  
AN ACT

To enact R.S. 39:36.1, relative to budgetary controls; to require a reduction in the number of authorized positions and certain personnel expenditures in the executive budget; to provide for reports; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Smiley gave notice of his intention to call House Bill No. 660 from the calendar during the week of June 8, 2009.

**HOUSE BILL NO. 661—**

BY REPRESENTATIVE MORRIS  
AN ACT

To enact R.S. 19:2(11) and Chapter 11 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:1101 through 1111, relative to the storage of carbon dioxide; to provide for expropriation; to provide for the duties and powers of the commissioner of conservation; to provide for definitions; to provide for public hearings; to provide for enforcement; to provide for compliance orders; to provide for penalties; to provide for certificates of public convenience and necessity; to provide for certificates of completion; to provide for liability; to provide for the Geologic Storage Trust Fund; to provide for fees; to provide for uses of the fund; to provide for accounting and reports of the fund; to provide for site-specific trust accounts; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Reengrossed House Bill No. 661 by Representative Morris

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 19:2(11)" to "R.S. 19:2(12)"

AMENDMENT NO. 2

On page 1, line 13, change "R.S. 19:2(11)" to "R.S. 19:2(12)"

AMENDMENT NO. 3

On page 1, line 18, change "(11)" to "(12)"

AMENDMENT NO. 4

On page 2, line 12, following "ACT" delete "."

AMENDMENT NO. 5

On page 4, line 12, following "be" and before "the" insert "."

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## AMENDMENT NO. 6

On page 4, line 26, change "provision" to "provisions"

## AMENDMENT NO. 7

On page 5, line 14, following "as he" and before "proper" change "thinks" to "deems"

## AMENDMENT NO. 8

On page 5, line 27, following "manner" and before "injury" change "to cause" to "which may cause"

## AMENDMENT NO. 9

On page 7, line 8, following "R.S." and before "1" change "30.6" to "30:6"

## AMENDMENT NO. 10

On page 8, line 29, following "R.S." and before the "1" change "30.6" to "30:6"

## AMENDMENT NO. 11

On page 9, line 10, following "request" and before "in" change "therefore" to "therefor"

## AMENDMENT NO. 12

On page 9, line 14, following "speed and" and before "within thirty" delete "in any event"

## AMENDMENT NO. 13

On page 10, line 11, following "specified" and before "order or" change "and said" to "in the"

## AMENDMENT NO. 14

On page 10, line 17, following "charged" and before "been" change "shall have" to "has"

## AMENDMENT NO. 15

On page 10, line 23, following "commissioner" and before the end of the line, insert "1"

## AMENDMENT NO. 16

On page 11, line 15, following "applying" and before ", if after" change "therefore" to "therefor"

## AMENDMENT NO. 17

On page 13, line 3, following "to" change "such" to "a"

## AMENDMENT NO. 18

On page 13, line 5, following "the" change "same" to "road"

## AMENDMENT NO. 19

On page 13, line 14, change "said" to "the"

## AMENDMENT NO. 20

On page 13, line 24, following "from" change "said" to "the"

## AMENDMENT NO. 21

On page 14, line 9, change "funds" to "accounts"

## AMENDMENT NO. 22

On page 14, line 9, following "provisions" and before "to" change "applicable" to "pertaining"

## AMENDMENT NO. 23

On page 14, line 17, following "either" change "such" to "the"

## AMENDMENT NO. 24

On page 15, line 3, change "such" to "the"

## AMENDMENT NO. 25

On page 15, line 22, following "by" change "the" to "this"

## AMENDMENT NO. 26

On page 16, line 29, following "shall" and before "for" change "only be used" to "be used only"

## AMENDMENT NO. 27

On page 17, line 2, at the beginning of the line following "any" delete the remainder of the line and insert "branch of government be allowed to borrow any portion of the funds."

## AMENDMENT NO. 28

On page 17, line 6, change "Those" to "The"

## AMENDMENT NO. 29

On page 17, line 12, following "Chapter" insert "1"

## AMENDMENT NO. 30

On page 18, line 4, following "cannot" and before "exceed" delete "not"

## AMENDMENT NO. 31

On page 19, line 3, at the beginning of the line change "D." to "(2)"

## AMENDMENT NO. 32

On page 19, line 10, at the beginning of the line change "E" to "(3)"

## AMENDMENT NO. 33

On page 19, line 16, at the beginning of the line change "F" to "D"

## AMENDMENT NO. 34

On page 19, line 21, at the beginning of the line change "G." to "E."

## AMENDMENT NO. 35

On page 20, line 6, following "if" change "such" to "it"

## AMENDMENT NO. 36

On page 20, line 8, at the beginning of the line change "H." to "F."

## AMENDMENT NO. 37

On page 20, line 19, at the beginning of the line change "I." to "G."

AMENDMENT NO. 38

On page 20, line 25, at the beginning of the line change "J." to "H."

AMENDMENT NO. 39

On page 21, line 10, following "there" change "may be" to "is"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morris to Reengrossed House Bill No. 661 by Representative Morris

AMENDMENT NO. 1

On page 2, line 6, after "effect" delete the comma "," and insert "on" and after "rights" delete the comma ","

AMENDMENT NO. 2

On page 10, line 3, after "C." delete "Requirements of compliance orders." and after "Any" insert "compliance"

AMENDMENT NO. 3

On page 20, line 1, after "(5)" insert "(a)"

AMENDMENT NO. 4

On page 20, between lines 2 and 3, insert the following:

"(b) The Oil and Gas Regulatory Fund created by R.S. 30:21 may be used for the administration of this Chapter as authorized by this Paragraph until June 30, 2014. Any such payments from the Oil and Gas Regulatory Fund shall be repaid from the Carbon Dioxide Storage Trust Fund by June 30, 2018."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Gallot	Montoucet
Anders	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Harrison	Perry
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.	Simon
Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.

Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Mills	
Franklin	Monica	
Total - 97		

NAYS

Total - 0

ABSENT

Mr. Speaker	Guinn	Peterson
Aubert	Hardy	
Cromer	McVea	
Total - 7		

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

The title of the above bill was read and adopted.

Rep. Morris 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. 662—**

BY REPRESENTATIVES LAMBERT, WHITE, ARMES, HENRY BURNS, DOERGE, GREENE, GUINN, HARDY, HARRISON, POPE, AND RICHARD  
AN ACT

To enact R.S. 48:77(D), relative to dedication of certain state sales and use taxes on levied materials related to highway construction; to provide for deposits of certain sales and use tax collections into the Transportation Trust Fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 662 by Representative Lambert

AMENDMENT NO. 1

On page 1, line 12, change "pursuit" to "pursuant"

AMENDMENT NO. 2

On page 1, line 12, following "and" and before "of" change "2-B4" to "2-B"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Peterson
Aubert	Monica	Smith, G.
Cromer	Perry	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 683—

BY REPRESENTATIVES MONICA, ABRAMSON, ARMES, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, DOVE, GISCLAIR, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HINES, HOFFMANN, HUTTER, GIROD JACKSON, SAM JONES, KATZ, LEGER, PERRY, RICHARD, RICHMOND, ROBIDEAUX, SIMON, ST. GERMAIN, TEMPLET, WADDELL, WHITE, WILLIAMS, AND WILLMOTT AND SENATOR AMEDEE

AN ACT

To enact R.S. 30:127.2, relative to incentives for deep oil and gas drilling; to provide an offset set to royalty payments for deep oil and gas drilling in a proportionate amount of ad valorem taxes paid; 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. 683 by Representative Monica

AMENDMENT NO. 1

On page 2, line 16, following "by" and before "lessee" insert "the"

AMENDMENT NO. 2

On page 2, line 22, following "to" and before "lessee" insert "the"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Monica to Engrossed House Bill No. 683 by Representative Monica

AMENDMENT NO. 1

On page 3, line 2, change "July 1, 2009," to "January 1, 2010,"

AMENDMENT NO. 2

On page 3, delete lines 14 through 16 in their entirety and insert the following:

"Section 2. This Act shall become effective January 1, 2010."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morris to Engrossed House Bill No. 683 by Representative Monica

AMENDMENT NO. 1

On page 1, line 19, change "shall" to "may"

Rep. Morris moved the adoption of the amendments.

Rep. Monica objected.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Morris
Arnold	Guillory	Norton
Badon, B.	Guinn	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Perry

Barrow	Henderson	Ponti
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, T.	Hoffmann	Richardson
Burrell	Honey	Richmond
Carmody	Howard	Ritchie
Carter	Hutter	Robideaux
Champagne	Jackson G.	Roy
Chandler	Jackson M.	Schroder
Chaney	Johnson	Simon
Connick	Jones, R.	Smiley
Cortez	Jones, S.	Smith, J.
Danahay	Katz	Smith, P.
Dixon	Kleckley	St. Germain
Doerge	LaBruzzo	Stiaes
Dove	LaFonta	Talbot
Downs	Lambert	Templet
Edwards	Landry	Thibaut
Ellington	LeBas	Waddell
Ernst	Leger	White
Fannin	Ligi	Williams
Foil	Little	Willmott
Franklin	Lopinto	Wooton
Gallot	Mills	
Total - 95		

NAYS

Badon, A.	Peterson
Total - 2	

ABSENT

Mr. Speaker	Cromer	Smith, G.
Aubert	Hardy	
Burns, H.	McVea	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 693—**

BY REPRESENTATIVES GREENE, BALDONE, HONEY, RICHMOND, AND RITCHIE

AN ACT

To amend and reenact Section 3(C) of Act No. 456 of the 2007 Regular Session of the Legislature, relative to motion picture investor tax credits; to provide relative to the amount of the tax credit for certain state-certified infrastructure projects; to provide relative to certain requirements and limitations; to provide relative to the payment of tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Ellington	LeBas
Anders	Ernst	Leger
Arnold	Foil	Lopinto
Badon, A.	Franklin	McVea

Badon, B.	Gallot	Mills
Baldone	Geymann	Monica
Barras	Greene	Morris
Barrow	Guinn	Norton
Billiot	Hardy	Pearson
Brossett	Hazel	Perry
Burford	Henderson	Ponti
Burns, T.	Henry	Richard
Burrell	Hill	Richardson
Carmody	Hines	Richmond
Carter	Honey	Ritchie
Champagne	Hutter	Robideaux
Chaney	Jackson G.	Smith, G.
Connick	Jones, R.	St. Germain
Cortez	Jones, S.	Stiaes
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Thibaut
Doerge	LaFonta	Waddell
Dove	Lambert	White
Edwards	Landry	Wooton
Total - 72		

NAYS

Arnes	Howard	Peterson
Chandler	Jackson M.	Roy
Downs	Johnson	Schroder
Fannin	Katz	Simon
Gisclair	Ligi	Smith, P.
Harrison	Little	Williams
Hoffmann	Montoucet	Willmott
Total - 21		

ABSENT

Mr. Speaker	Guillory	Smiley
Aubert	Nowlin	Smith, J.
Burns, H.	Pope	Templet
Cromer	Pugh	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 734—**

BY REPRESENTATIVES CARTER, BALDONE, BARRAS, HONEY, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLET

AN ACT

To enact R.S. 47:305.62, 321(H)(3), and 337.9(D)(30), relative to state and local sales and use taxes; to authorize a state and local sales and use tax exemption for the purchase, lease, or repair of certain equipment by qualifying radiation therapy treatment centers; to provide for certain definitions; to provide for certain requirements; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Speaker Tucker in the Chair**

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25th Day's Proceedings - June 4, 2009

## HOUSE BILL NO. 759—

BY REPRESENTATIVES GREENE, BALDONE, HONEY, RICHMOND, RITCHIE, AND JANE SMITH

### AN ACT

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

Read by title.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Reengrossed House Bill No. 759 by Representative Greene

#### AMENDMENT NO. 1

On page 3, line 10, following "can" and before "be" delete "only" and on line 11, following "declared" and before "if" insert "only"

#### AMENDMENT NO. 2

On page 4, line 6, following "program" change ";" to "."

#### AMENDMENT NO. 3

On page 4, line 8, following "endowments" change ";" to "."

#### AMENDMENT NO. 4

On page 4, line 11, following "to" change "General" to "Generally"

#### AMENDMENT NO. 5

On page 4, line 12, following "Accounting" and before "." change "Procedures" to "Principles"

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Reengrossed House Bill No. 759 by Representative Greene

#### AMENDMENT NO. 1

On page 2, line 29, after "foundation" and before "to" insert "or private university"

#### AMENDMENT NO. 2

On page 3, line 5, after "if the" and before "or" delete "products" and insert "product"

#### AMENDMENT NO. 3

On page 4, line 3, after "provide for" and before "the" insert "all of"

#### AMENDMENT NO. 4

On page 4, at the end of line 6, delete the semi-colon ";" and insert a period "."

#### AMENDMENT NO. 5

On page 4, at the end of line 8, delete the semi-colon ";" and insert a period "."

#### AMENDMENT NO. 6

On page 4, at the end of line 10, after "capital fund" delete the remainder of the line and insert a period "."

#### AMENDMENT NO. 7

On page 5, at the end of line 24, delete the semi-colon ";" and insert a period "."

#### AMENDMENT NO. 8

On page 5, line 26, after "dollars" delete the remainder of the line and insert a period "."

#### AMENDMENT NO. 9

On page 6, line 28, after "imprisoned" and before "for" insert a comma "," and insert "with or without hard labor."

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed House Bill No. 759 by Representative Greene

#### AMENDMENT NO. 1

On page 4, line 19, after "to make" delete "a good faith effort to make"

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

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Gisclair	McVea
Abramson	Greene	Monica
Anders	Guillory	Montoucet
Arnold	Guinn	Norton
Badon, A.	Hardy	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Peterson
Barrow	Henry	Ponti
Billiot	Hill	Pope
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burrell	Honey	Richmond
Carmody	Howard	Ritchie
Carter	Hutter	Robideaux
Champagne	Jackson G.	Roy
Chandler	Jackson M.	Schroder
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Dixon	Jones, S.	Smith, J.



Doerge	Katz	Smith, P.
Dove	Kleckley	St. Germain
Downs	LaFonta	Stiaes
Edwards	Lambert	Talbot
Ellington	Landry	Templet
Ernst	LeBas	Waddell
Fannin	Leger	White
Foil	Ligi	Williams
Franklin	Little	Willmott
Gallot	Lopinto	Wooton
Total - 90		

NAYS

Cortez  
Total - 1

ABSENT

Armes	Danahay	Pugh
Aubert	Geymann	Simon
Burns, H.	LaBruzzo	Thibaut
Burns, T.	Mills	
Cromer	Morris	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 790—**  
BY REPRESENTATIVES GREENE, BALDONE, HOFFMANN, HONEY,  
RICHMOND, RITCHIE, AND JANE SMITH  
AN ACT

To amend and reenact R.S. 47:6015, and Section 2 of Act No. 9 of the 2002 First Extraordinary Session of the Legislature, relative to the research and development tax credit; to authorize the issuance of tax credits for certain research and development activities; to provide for the amount of the tax credit; to authorize the refundability of the tax credits; to provide for a sunset date for issuance of the tax credit; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 790 by Representative Greene

AMENDMENT NO. 1

On page 2, line 16, following "Subsection D" and before ", " insert "of this Section"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Engrossed House Bill No. 790 by Representative Greene

AMENDMENT NO. 1

On page 2, at the end of line 3, after "incurs" delete "for" and delete line 4 in its entirety and insert the following:

"qualified research expenses as defined in 26 U.S.C.§41(b), for the taxable year, shall be"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Gisclair	Monica
Anders	Greene	Montoucet
Arnold	Guillory	Morris
Badon, B.	Guinn	Norton
Baldone	Harrison	Pearson
Barras	Hazel	Perry
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, T.	Hoffmann	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Champagne	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, P.
Dixon	Kleckley	St. Germain
Doerge	LaFonta	Stiaes
Downs	Lambert	Talbot
Edwards	Landry	Templet
Ellington	LeBas	Waddell
Ernst	Leger	White
Fannin	Ligi	Williams
Foil	Little	Willmott
Franklin	Lopinto	
Gallot	Mills	
Total - 85		

NAYS

Badon, A.	Peterson
Hardy	Roy
Total - 4	

ABSENT

Mr. Speaker	Danahay	McVea
Armes	Dove	Nowlin
Aubert	Geymann	Smith, J.
Burns, H.	Honey	Thibaut
Cromer	LaBruzzo	Wooton
Total - 15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Acting Speaker Kleckley in the Chair**

**HOUSE BILL NO. 734—**

BY REPRESENTATIVES CARTER, BALDONE, BARRAS, HONEY, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLET

**AN ACT**

To enact R.S. 47:305.62, 321(H)(3), and 337.9(D)(30), relative to state and local sales and use taxes; to authorize a state and local sales and use tax exemption for the purchase, lease, or repair of certain equipment by qualifying radiation therapy treatment centers; to provide for certain definitions; to provide for certain requirements; to authorize the promulgation of rules and regulations; to provide for an effective date; 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. 734 by Representative Carter

**AMENDMENT NO. 1**

On page 2, line 14, following "a" delete "qualifying"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ritchie to Engrossed House Bill No. 734 by Representative Carter

**AMENDMENT NO. 1**

On page 1, line 3, after "state" and before "sales" delete "and local"

**AMENDMENT NO. 2**

On page 1, at the beginning of line 5, after "centers;" and before "to" insert the following:

"to authorize political subdivisions to grant a sales and use tax exemption under certain circumstances;"

**AMENDMENT NO. 3**

On page 1, line 12, after "Louisiana" delete the remainder of the line and delete line 13 in its entirety and insert "shall not apply to the"

**AMENDMENT NO. 4**

On page 1, at the end of line 16, insert the following:

"Any political subdivision of this state, including parishes and municipalities, may elect to grant a sales and use tax exemption for the amount paid by qualifying radiation therapy treatment centers for the purchase, lease, or repair of capital equipment and the purchase, lease, or repair of software used to operate capital equipment."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Guillory	Monica
Anders	Hardy	Montoucet
Arnold	Harrison	Morris
Badon, B.	Hazel	Norton
Baldone	Henderson	Nowlin
Barras	Henry	Pearson
Barrow	Hill	Ponti
Billiot	Hines	Pope
Brossett	Hoffmann	Pugh
Burford	Honey	Richard
Burns, H.	Howard	Richardson
Burns, T.	Hutter	Richmond
Burrell	Jackson G.	Ritchie
Carmody	Jackson M.	Robideaux
Carter	Johnson	Roy
Chaney	Jones, R.	Schroder
Cortez	Jones, S.	Smith, G.
Danahay	Katz	Smith, J.
Dixon	Kleckley	Smith, P.
Doerge	LaBruzzo	St. Germain
Dove	LaFonta	Stiaes
Downs	Lambert	Talbot
Edwards	Landry	Templet
Ellington	LeBas	Thibaut
Foil	Leger	Waddell
Franklin	Ligi	White
Gallot	Little	Williams
Gisclair	Lopinto	Willmott
Greene	Mills	Wooton
Total - 87		

**NAYS**

Badon, A.	Peterson
Total - 2	

**ABSENT**

Mr. Speaker	Connick	Guinn
Armes	Cromer	McVea
Aubert	Ernst	Perry
Champagne	Fannin	Simon
Chandler	Geymann	Smiley
Total - 15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 818—**

BY REPRESENTATIVES ELLINGTON, BALDONE, HENRY, HOFFMANN, HONEY, NOWLIN, RICHMOND, RITCHIE, AND JANE SMITH

**AN ACT**

To enact R.S. 47:301(3)(k), relative to the sales and use tax; to phase-in an exclusion from state sales and use taxes for certain tangible property related to the manufacturing process; to provide for certain limitations; to provide for certain 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. 818 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 7, following "hereby" and before "to" change "amended and reenacted" to "enacted"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ellington to Engrossed House Bill No. 818 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 13, change "(3)(a)" to "(3)"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ellington to Engrossed House Bill No. 818 by Representative Ellington

AMENDMENT NO. 1

On page 2, line 3, change "July 1, 2009," to "January 1, 2010,"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Gallot	Montoucet
Anders	Gisclair	Morris
Armes	Greene	Norton
Arnold	Guillory	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Harrison	Perry
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	LaBruzzo	St. Germain
Danahay	LaFonta	Stiaes

Dixon	Lambert	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Ernst	Lopinto	Willmott
Fannin	McVea	Wooton
Foil	Mills	
Franklin	Monica	
Total - 94		

**NAYS**

Hardy	Jackson M.	Peterson
Total - 3		

**ABSENT**

Mr. Speaker	Cromer	Roy
Aubert	Geymann	
Badon, A.	Kleckley	
Total - 7		

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. Guinn requested the House consent to record his vote on the final passage of House Bill No. 818 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 833—**

BY REPRESENTATIVES DOVE, BOBBY BADON, BILLIOT, HENRY BURNS, CHAMPAGNE, FOIL, HENDERSON, LAMBERT, LANDRY, LITTLE, MONTOUCET, AND MORRIS AND SENATORS DUPRE AND MORRISH

**AN ACT**

To amend and reenact R.S. 36:4(Z), 351(C)(1), 358(B), 501(B) and (C)(1), 502(A) and (B), and 508.3(A), (B), (C), (F), and (G), R.S. 38:81, 100(introductory paragraph), 101(A) and (B), 102, 103(A) and (B), 106(A)(1) and (2) and (B), 107(A), 108, and 109, R.S. 49:214.1 and 214.2, R.S. 56:421(B)(introductory paragraph) and (1), (C), (E)(4), 424(H), 425(E), 427.1(C), 432.1(A), (B)(introductory paragraph) and (1)(a), (2), (3), and (4), (C)(introductory paragraph) and (1), (D)(1), and 432.2, to enact R.S. 35:410, R.S. 49:214.3.1, 214.4.1 and 214.4.2, 214.5.1 through 214.5.8, and 214.6.1 through 214.6.11, and R.S. 56:421(B)(13) and to repeal R.S. 36:4(J), R.S. 38:84, Chapter 3-A of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:241 through 251, Subpart A of Part II of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:213.1 through 213.12, R.S. 49:214.3 through 214.16, relative to hurricane protection, flood control, and coastal restoration; to create the Office of Coastal Protection and Restoration in the office of the governor; to consolidate functions relative to hurricane protection, flood control, and coastal restoration under the authority of that office; to provide relative to the powers, duties, functions, and responsibilities of that office; provides for the interrelations between the governor's executive assistant for coastal activities, the Coastal Protection and Restoration Authority, the Governor's Advisory Commission on Coastal Protection, Restoration, and Conservation, and the Office of Coastal Protection and Restoration, and to provide for related matters.

Read by title.

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25th Day's Proceedings - June 4, 2009

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

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Reengrossed House Bill No. 833 by Representative Dove

### AMENDMENT NO. 1

On page 1, line 4, following "(106)(A)(1) and (2)" insert "(introductory paragraph)"

### AMENDMENT NO. 2

On page 5, line 20, following "as" change "is" to "are"

### AMENDMENT NO. 3

On page 10, line 20, following "~~Development~~" delete "is"

### AMENDMENT NO. 4

On page 10, line 21, following "Authority" and before "authorized" insert "is"

### AMENDMENT NO. 5

On page 13, line 17, following "214.4.2," change "214.5.1." to "214.5.1"

### AMENDMENT NO. 6

On page 17, line 6, following "to" delete "1"

### AMENDMENT NO. 7

On page 19, line 1, before "Sponsoring" change "(17)" to "(16)"

### AMENDMENT NO. 8

On page 30, line 4, following "America's" change "Wetland" to "WETLAND"

### AMENDMENT NO. 9

On page 30, line 15, change "(b)" to "(2)"

### AMENDMENT NO. 10

On page 42, line 5, following "to" and before "coastal" delete "1"

### AMENDMENT NO. 11

On page 46, lines 1 and 2, following "Paragraph" change "(2) of Subsection A" to "(A)(2)"

### AMENDMENT NO. 12

On page 48, line 12, following "plans" and before "and" change "1" to "2"

### AMENDMENT NO. 13

On page 49, lines 10 and 11, following "maintenance," and before "and maintain" change "design/build, design/build/operate" to "design-build, design-build-operate"

### AMENDMENT NO. 14

On page 49, line 11, following "and" and before "and maintain, or" change "design/build/finance/operate/" to "design-build-finance-operate"

### AMENDMENT NO. 15

On page 52, line 1, following "of" and before "universities" change "said" to "those"

### AMENDMENT NO. 16

On page 59, line 29, following "Paragraph" and before "of" change "(3) of Subsection E" to "(E)(3)"

### AMENDMENT NO. 17

On page 62, line 22, delete " \* \* \* "

### AMENDMENT NO. 18

On page 67, line 9, following "(B)(1)(a)" insert "of this Section"

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

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

## HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dove to Reengrossed House Bill No. 833 by Representative Dove

### AMENDMENT NO. 1

On page 2, line 9, before "the" delete the comma "1" and insert "and"

### AMENDMENT NO. 2

On page 11, line 9, change "department" to "authority"

### AMENDMENT NO. 3

On page 17, line 10, after "enhancement" insert a comma "1"

### AMENDMENT NO. 4

On page 30, line 15, change "(b)" to "(2)"

### AMENDMENT NO. 5

On page 34, delete lines 7 through 10 in their entirety

### AMENDMENT NO. 6

On page 34, line 11, change "(7)" to "(6)"

### AMENDMENT NO. 7

On page 34, line 18, change "(8)" to "(7)"

### AMENDMENT NO. 8

On page 34, line 26, change "(9)" to "(8)"

### AMENDMENT NO. 9

On page 35, line 1, change "(10)" to "(9)"

AMENDMENT NO. 10

On page 35, line 3, change "(11)" to "(10)"

AMENDMENT NO. 11

On page 35, line 20, change "The authority ~~shall~~ may adopt" to "Adopt"

AMENDMENT NO. 12

On page 35, between lines 22 and 23, insert the following:

"(6) Delegate signing authority for contracts to the chairman of the authority, the executive director of the Office of Coastal Protection and Restoration, or an authorized designee of either. Such designation by the chairman or the executive director shall be by authentic act."

AMENDMENT NO. 13

On page 41, lines 14 and 18, change "Subsections A, B, and C" to "Subsections B and C"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Dove to Reengrossed House Bill No. 833 by Representative Dove

AMENDMENT NO. 1

On page 50, delete lines 23 through 28 in their entirety and insert in lieu thereof the following:

"(1) Negotiate and execute contracts, upon such terms as the office may agree, for legal, financial, consulting, or other professional services or personal services necessary to the conduct of the office. In addition, the office may enter into contracts for engineering and construction services or agreements with the federal government, local governing authorities, political subdivisions, or with other public or private entities for the administration, implementation, or enforcement of integrated coastal protection projects, programs, or activities as directed by the Coastal Protection and Restoration Authority."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Montoucet
Abramson	Greene	Morris
Anders	Guillory	Norton
Arnold	Hardy	Nowlin
Badon, A.	Harrison	Perry
Badon, B.	Hazel	Ponti
Baldone	Henderson	Pope
Barras	Henry	Pugh
Barrow	Hill	Richard
Billiot	Hines	Richardson
Brossett	Hoffmann	Richmond

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

Total - 94

NAYS

Peterson  
Total - 1

ABSENT

Armes	Cromer	Guinn
Aubert	Ellington	Johnson
Burrell	Geymann	Pearson

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Speaker Tucker in the Chair**

**HOUSE BILL NO. 860—**

BY REPRESENTATIVES PERRY, BALDONE, BARRAS, DANAHAY, HONEY, GIROD JACKSON, NOWLIN, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLET

AN ACT

To enact R.S. 47:297.13, relative to the individual income tax; to provide for a deduction from state income taxes for certain educational support workers having certain credentials or certificates; to provide for certain limitations; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 860 by Representative Perry

AMENDMENT NO. 1

On page 2, line 7, insert "-" between "Language" and "Hearing"

AMENDMENT NO. 2

On page 2, line 16, following "in" and before "with" change "good-standing" to "good standing"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Perry to Engrossed House Bill No. 860 by Representative Perry

AMENDMENT NO. 1

On page 2, line 14, after "retain" delete the remainder of the line in its entirety

AMENDMENT NO. 2

On page 2, line 15, after "validity" and before "the" delete "to" and insert a comma "," and insert "as required by the secretary of"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Peterson to Engrossed House Bill No. 860 by Representative Perry

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact Section 2 of Act No. 399 of the 2007 Regular Session of the Legislature of Louisiana and to"

AMENDMENT NO. 2

On page 1, line 4, after "limitations;" insert "to provide for a deduction for excess federal itemized personal deductions; to dedicate revenue relative to such deduction; to provide for the effectiveness of such deduction;"

AMENDMENT NO. 3

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

Section 2. The provisions of R.S. 47:293(2)(c) as enacted in this Act, regardless of any subsequent redesignation and any contrary provision in this Act, shall become effective for all taxable periods beginning on or after January 1, 2012 and the remaining provisions of this Act shall become effective for all taxable periods beginning on or after January 1, 2007.

Section 2. Higher Education Emergency Fund

A. Funds received by the Department of Revenue as a result of retaining the deduction for excess federal itemized deductions at sixty-five percent for tax years beginning during calendar year 2009, 2010, and 2011 pursuant to Section 1 of this Act shall be deposited upon receipt in the state treasury.

B. After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund and prior to any money being placed into the general fund or any other fund, an amount equal to that deposited as required by Subsection A of this Section shall be credited by the treasurer to a special fund hereby created in the state treasury to be known as the "Higher Education Emergency Fund." The money in the fund shall be appropriated by the legislature to be used solely as provided for in Subsection D of this Section.

C. (a) The money in the fund shall be invested by the treasurer in the same manner as money in the state general fund and interest earned on the investment of the money shall be credited to the fund after compliance with the requirements of Article VII, Section 9(B) relative to the Bond Security and Redemption Fund.

(b) All unexpended and unencumbered money in the fund at the end of the year shall remain in the fund.

D. The money in the Higher Education Emergency Fund shall be appropriated by the legislature to be used solely for funding higher education.

Section 3. The provisions of Section 2 of this Act are remedial and procedural in nature and shall apply prospectively and retroactively to the effective date of Act No. 399 of the 2007 Regular Session of the Louisiana Legislature.

AMENDMENT NO. 4

On page 2, line 18, change "Section 2. This Act" to "Section 4. The provisions of Section 1 of this Act"

**Point of Order**

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

**Ruling of the Chair**

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

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Anders	Gisclair	Morris
Armes	Greene	Norton
Arnold	Guillory	Nowlin
Badon, B.	Guinn	Perry
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Simon
Carmody	Jackson G.	Smiley
Carter	Johnson	Smith, G.
Champagne	Jones, R.	Smith, J.
Chaney	Jones, S.	Smith, P.
Connick	Kleckley	St. Germain
Cortez	Lambert	Talbot
Danahay	Landry	Templet
Dixon	LeBas	Thibaut
Doerge	Leger	Waddell
Dove	Ligi	White
Edwards	Lopinto	Willmott
Foil	Mills	Wooton

Total - 81

NAYS

Badon, A.	Honey	Roy
Downs	Jackson M.	Schroder
Ellington	LaFonta	Stiaes
Ernst	Little	Williams
Fannin	Pearson	
Hardy	Peterson	
Total - 16		

ABSENT

Aubert	Geymann	McVea
Chandler	Katz	
Cromer	LaBruzzo	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Acting Speaker Arnold in the Chair**

**HOUSE BILL NO. 878—**

BY REPRESENTATIVE TUCKER  
AN ACT

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

Read by title.

Rep. Tucker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Dove	Landry	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Aubert	Geymann	Smiley
Cromer	Katz	
Total - 5		

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.

**HOUSE BILL NO. 896 (Substitute for House Bill No. 49 by Representative Richard)—**

BY REPRESENTATIVE RICHARD  
AN ACT

To amend and reenact R.S. 42:1124.3(A) and to enact R.S. 42:1124.2(G)(4) and (J) and 1124.3(D)(3), relative to financial disclosure; to require certain disclosures by certain public servants; to provide for the content of such disclosures; to provide for effectiveness; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Richard to Engrossed House Bill No. 896 by Representative Richard

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." delete the remainder of the line and insert "42:1124.3(A) and to enact R.S."

AMENDMENT NO. 2

On page 1, line 3, after "1124.3(D)(3)" delete the remainder of the line and on line 4, delete "42:1124.2.1(D)(4)," and insert a comma ","

AMENDMENT NO. 3

On page 1, line 8, after "R.S." delete the remainder of the line and insert "42:1124.3(A) is hereby"

AMENDMENT NO. 4

On page 1, line 9, after "1124.3(D)(3)" delete "and (4)"

AMENDMENT NO. 5

On page 2, delete lines 9 through 23

AMENDMENT NO. 6

On page 3, delete lines 5 through 7 and on line 8, delete "(3)" and insert "(2)"

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## AMENDMENT NO. 7

On page 3, delete lines 11 through 14

## AMENDMENT NO. 8

On page 3, delete lines 19 and 20 and on line 21, delete "(4)" and insert "(3)"

## AMENDMENT NO. 9

On page 3, delete line 23 and on line 24, delete "Section 3.(A)" and insert "Section 2.(A)"

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

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

### **ROLL CALL**

The roll was called with the following result:

#### **YEAS**

Anders	Ellington	Monica
Arnes	Ernst	Montoucet
Arnold	Fannin	Norton
Badon, A.	Foil	Nowlin
Badon, B.	Franklin	Pearson
Baldone	Gallot	Perry
Barras	Gisclair	Pope
Barrow	Guillory	Pugh
Billiot	Guinn	Richard
Burford	Hardy	Richardson
Burns, H.	Harrison	Roy
Burns, T.	Henderson	Schroder
Burrell	Henry	Smiley
Carmody	Hill	Smith, G.
Champagne	Hoffmann	St. Germain
Chandler	Howard	Stiaes
Chaney	Hutter	Templett
Danahay	Jackson G.	Thibaut
Dixon	Kleckley	Waddell
Doerge	LaBruzzo	White
Dove	LaFonta	Willmott
Downs	LeBas	Wooton
Edwards	Little	
Total - 68		

#### **NAYS**

Abramson	Johnson	Ponti
Brossett	Jones, R.	Richmond
Cortez	Landry	Simon
Greene	Leger	Smith, J.
Hazel	Ligi	Smith, P.
Hines	Lopinto	Talbot
Honey	Morris	Williams
Jackson M.	Peterson	
Total - 23		

#### **ABSENT**

Mr. Speaker	Geymann	Mills
Aubert	Jones, S.	Ritchie
Carter	Katz	Robideaux
Connick	Lambert	
Cromer	McVea	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richard 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. Landry requested the House consent to correct her vote on final passage of House Bill No. 896 from yea to nay, which consent was unanimously granted

### **Consent to Correct a Vote Record**

Rep. Morris requested the House consent to record his vote on final passage of House Bill No. 896 as nay, which consent was unanimously granted.

### **Speaker Tucker in the Chair**

#### **Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call House Bill No. 3 from the calendar during the week of June 8, 2009.

### **Suspension of the Rules**

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

### **Petitions, Memorials and Communications**

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

### **Message from the Senate**

#### **HOUSE CONCURRENT RESOLUTIONS**

June 4, 2009

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 103  
Returned without amendments

House Concurrent Resolution No. 107  
Returned without amendments

House Concurrent Resolution No. 118  
Returned without amendments

House Concurrent Resolution No. 137  
Returned without amendments

House Concurrent Resolution No. 152  
Returned without amendments

House Concurrent Resolution No. 183  
Returned without amendments

House Concurrent Resolution No. 184  
Returned without amendments



House Concurrent Resolution No. 185  
Returned without amendments

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 4, 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 House Bills:

House Bill No. 59  
Returned without amendments

House Bill No. 96  
Returned with amendments

House Bill No. 117  
Returned without amendments

House Bill No. 144  
Returned without amendments

House Bill No. 170  
Returned without amendments

House Bill No. 176  
Returned with amendments

House Bill No. 183  
Returned without amendments

House Bill No. 184  
Returned without amendments

House Bill No. 188  
Returned without amendments

House Bill No. 273  
Returned without amendments

House Bill No. 283  
Returned without amendments

House Bill No. 358  
Returned without amendments

House Bill No. 370  
Returned without amendments

House Bill No. 393  
Returned without amendments

House Bill No. 401  
Returned without amendments

House Bill No. 406  
Returned with amendments

House Bill No. 411  
Returned without amendments

House Bill No. 432  
Returned without amendments

House Bill No. 437  
Returned without amendments

House Bill No. 449  
Returned with amendments

House Bill No. 462  
Returned with amendments

House Bill No. 466  
Returned without amendments

House Bill No. 503  
Returned without amendments

House Bill No. 512  
Returned with amendments

House Bill No. 522  
Returned with amendments

House Bill No. 526  
Returned without amendments

House Bill No. 527  
Returned without amendments

House Bill No. 528  
Returned with amendments

House Bill No. 558  
Returned without amendments

House Bill No. 561  
Returned with amendments

House Bill No. 575  
Returned without amendments

House Bill No. 581  
Returned without amendments

House Bill No. 583  
Returned without amendments

House Bill No. 597  
Returned without amendments

House Bill No. 601  
Returned without amendments

House Bill No. 621  
Returned without amendments

House Bill No. 646  
Returned without amendments

House Bill No. 647  
Returned without amendments

House Bill No. 675  
Returned without amendments

House Bill No. 697  
Returned without amendments

House Bill No. 726  
Returned without amendments

House Bill No. 749  
Returned without amendments

House Bill No. 784  
Returned without amendments

House Bill No. 786  
Returned without amendments

House Bill No. 855  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

June 4, 2009

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

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

Senate Bill No. 108

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. 108—**

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

**AN ACT**

To amend and reenact R.S. 47:6015(B)(1) and (2)(b), (D)(1), (F)(4), and (I), and to repeal R.S. 47:6015(C)(1) and (G), relative to state taxes; to provide with respect to the research and development tax credit; to extend the duration of the tax credit through 2014; and to provide for related matters.

Read by title.

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

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

**HOUSE RESOLUTION NO. 68—**

BY REPRESENTATIVE KLECKLEY  
**A RESOLUTION**

To memorialize the United States Congress to take such actions as are necessary to create a national catastrophe fund.

Read by title.

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

**HOUSE RESOLUTION NO. 69—**

BY REPRESENTATIVE HARDY  
**A RESOLUTION**

To urge and request the Louisiana High School Athletic Association to vote favorably to raise the minimum grade point average requirement for student athletes.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 187—**

BY REPRESENTATIVE GARY SMITH  
**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals to create a pilot screening program for the detection of Severe Combined Immunodeficiency Disorder (SCID) in newborns, to develop the pilot program in consultation with the Centers for Disease Control, the American College of Medical Genetics, and other relevant experts to be chosen at the discretion of the secretary of the Department of Health and Hospitals, and to urge that the program utilize a testing procedure paid for by the parents of the newborn that screens for the presence of the genetic mutation causing SCID, and, if there is a positive screening result, develop a test to confirm the result and follow up with the affected parents of the newborn, and to report on the results of the pilot program to the House Committee on Health and Welfare and the Senate Committee on Health and Welfare no later than April 1, 2011.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 188—**

BY REPRESENTATIVE HINES  
**A CONCURRENT RESOLUTION**

To urge and request the Department of Health and Hospitals 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 Health and Welfare and the Senate Committee on Health and Welfare 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.

**HOUSE CONCURRENT RESOLUTION NO. 189—**

BY REPRESENTATIVE LOPINTO  
**A CONCURRENT RESOLUTION**

To amend and readopt Joint Rule No. 4(B)(1), (4), (5), and (6) of the Joint Rules of the Senate and House of Representatives and to adopt Joint Rule No. 4(B)(7) of the Joint Rules of the Senate and House of Representatives, relative to fiscal notes; to authorize the executive director of House Legislative Services and the administrator of Senate Legislative Services to request a fiscal note at prefiling or introduction; to authorize any member of the legislature to request a fiscal note on any measure in the possession of his house of the legislature; and to provide for related matters.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 190—**  
BY REPRESENTATIVES BARROW, PATRICIA SMITH, AND HARDY  
AND SENATORS BROOME AND GUILLORY

**A CONCURRENT RESOLUTION**

To direct the Department of Health and Hospitals to reconsider proposed rate cuts, implement a facility need review process, to conduct an evaluation of adult day health care reimbursement and services in Louisiana and create a method for increasing the reimbursement rate to adult day health care providers, to create an advisory council to help the department implement this Resolution, to study the feasibility and advisability of expanding the adult day health care waiver services program, and to report on these matters at least thirty days prior to the 2010 Regular Session of the Legislature.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 191—**  
BY REPRESENTATIVE PONTI

**A CONCURRENT RESOLUTION**

To create a task force to study the effects and make recommendations to the House and Senate committees on health and welfare, the president of the Senate, and the speaker of the House of Representatives concerning the issue of shifting nursing home beds from parishes affected by Hurricanes Katrina and Rita to other parishes that are in need of additional beds.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 192—**  
BY REPRESENTATIVE CARMODY

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study all issues relative to placing advertisements on the exterior of school buses, including but not limited to the advantages and disadvantages of such advertising, the potential impact such advertising could have on local school system budgets, limitations necessary as to the content of such advertising, and any possible legal challenges and safety concerns associated with such advertising, and to submit a written report on study findings and recommendations.

Read by title.

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

Ordered to the Senate.

**Privileged Report of the Legislative Bureau**

June 4, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 20  
Reported without amendments.

Senate Bill No. 43  
Reported without amendments.

Senate Bill No. 49  
Reported without amendments.

Senate Bill No. 57  
Reported without amendments.

Senate Bill No. 58  
Reported without amendments.

Senate Bill No. 95  
Reported without amendments.

Senate Bill No. 102  
Reported with amendments.

Senate Bill No. 103  
Reported without amendments.

Senate Bill No. 104  
Reported with amendments.

Senate Bill No. 117  
Reported without amendments.

Senate Bill No. 118  
Reported without amendments.

Senate Bill No. 119  
Reported with amendments.

Senate Bill No. 121  
Reported without amendments.

Senate Bill No. 124  
Reported without amendments.

Senate Bill No. 125  
Reported without amendments.

Senate Bill No. 150  
Reported without amendments.

Senate Bill No. 217  
Reported without amendments.

Senate Bill No. 240  
Reported with amendments.

Senate Bill No. 262  
Reported without amendments.

Senate Bill No. 264  
Reported without amendments.

Senate Bill No. 281  
Reported with amendments.

Senate Bill No. 284  
Reported without amendments.

Senate Bill No. 296  
Reported with amendments.

Senate Bill No. 302  
Reported with amendments.

Senate Bill No. 303  
Reported without amendments.

Respectfully submitted,

WAYNE WADDELL  
Chairman

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 4, 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. 82, 88, 94, 95, 96, 97, 98, and 99 and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

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

**Message from the Senate**

**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

June 4, 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 Bills:

Senate Bill No. 154

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

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

**Privileged Report of the Committee on Enrollment**

June 4, 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. 59—**

BY REPRESENTATIVE BARROW  
A RESOLUTION

To commend Herbert G. Brown for his generous donation to provide for property upon which the new Louisiana State University North Baton Rouge Clinic now stands.

**HOUSE RESOLUTION NO. 60—**

BY REPRESENTATIVES TUCKER, MORRIS, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARRAW, 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 GUIL LORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, 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, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

**A RESOLUTION**

To commend Alfred W. "Butch" Speer upon twenty-five years of service as Clerk of the House of Representatives.

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. Fannin, the rules were suspended to permit the Committee on Appropriations 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. 714

Senate Bill Nos. 51, 167, and 215

**Suspension of the Rules**

On motion of Rep. Tim Burns, the rules were suspended to permit the Committee on Civil Law and Procedure 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. 903

Senate Bill No. 183

Senate Concurrent Resolution No. 78

**Suspension of the Rules**

On motion of Rep. Arnold, the rules were suspended to permit the Committee on Commerce to meet at 12:30 p.m., on Monday, June 8, 2009.

**Suspension of the Rules**

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

House Bill Nos. 213 and 875

**Suspension of the Rules**

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

Senate Bill Nos. 134 and 229

**Leave of Absence**

Rep. Aubert - 1 day

**Adjournment**

On motion of Rep. Brossett, at 6:35 P.M., the House agreed to adjourn until Monday, June 8, 2009, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, June 8, 2009.

ALFRED W. SPEER  
Clerk of the House