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 Greene Morris
Arnold Guillory Nowlin
Badon, A. Guinn Pearson
Badon, B. Hardy Perry
Baldone Harrison Peterson
Barras Hazel Ponti
Barrow Haze Pope
Billiot Henry Pugh
Brossett Hill Richad
Burford Hines Richardson
Burns, H. Hoffmann Robideaux
Burns, T. Honey Ritchie
Burrell Howard Roy
Carmody Hutter Schroder
Carter Jackson G. Simon
Champagne Jackson M. Smiley
Chandler Johnson
Chaney Jones R. Smith G.
Connick Jones S. Smith J.
Cortez Katz
Cromer Kleckley
Danahay LaBranco
Dixon LaFonta
Doerge Lamart
Dove Landry
Downs LeBas
Edwards Leger
Ellington Ligi

ABSENT

Aubert

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.


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)(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 WALSWORD AND NEVERS
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 restraint; to provide for the confidentiality of records; to provide for enforcement; 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 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. 270—
BY SENATOR LONG
AN ACT
To enact R.S. 22:1014, relative to health insurance; to provide terms and conditions; to provide for related qualifications, administration and procedures; to provide an effective date; and to provide for related matters.
Read by title.

SENATE BILL NO. 279—
BY SENATOR WALSWORD 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 related 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 WALSWORD
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 deduction for excess federal itemized deductions; to dedicate revenue relative to such deduction; to provide for the effectiveness of such deduction; to provide for related matters.
Read by title.

SENATE BILL NO. 335—
BY SENATORS JACKSON, BROOME, CHAISSON, CHEEK, DORSEY, DUPLESSIS, DUPRE, N. 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 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 MONTOUCET
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, CHAMPAIGNE, SAM JONES, MILLS, MONTOUCEY 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.

896
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 Row private all purpose access and utility servitude; Thence along the centerline of the Park Row 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 46 seconds 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 46 seconds 04 seconds East, 93.32 feet; Thence along a curve concaving to the south having a Radius of 10.00 feet, a Length of 15.71 feet, a Chord Bearing of North 73 degrees 46 minutes 46 seconds 04 seconds East, 14.14 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 51 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 22.36 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 17.43 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 having 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 expedient 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. GAUTREAUX 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) (introducory paragraph) and (B), 148.1, 148.2(A) (introducory 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 (introducory paragraph), (2) and (4)(b), (d) and (e)(introducory 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 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 "De" 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."
R.S. 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 "usual" delete
"regular"
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 favorably by the Committee on Administration of Criminal Justice.

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. 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. 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)(a)(1)."

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, line 6, following "has" and before "nolo" change "plead" to "pled".

AMENDMENT NO. 4
On page 4, line 15, following "or" and before "nolo" change "plead" to "pled".

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. Wooton, 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, SHEA, 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.

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 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".

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), (I), 590, 595, 613(A)(3), (C)(3), and (D)(3)(b), 614(A)(9) and (C)(2), 615(A)(5), 616(A)(3), 634(A)(3), (C)(2), (C)(3), (D)(2), 635(A)(3), (7), (9) and (C)(2), 636(A)(3) and (5), 637(A)(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), 2006(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), and 833(D), 1143(D), 1211(C), 1453(D),
1471(E), 1472(C), 1529(K), 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 ALARO, 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 BROSETT
AN ACT
To amend and reenact R.S. 22:2292(6) and (12) relative to Louisiana Citizens Property Insurance Corporation; to provide with respect to Louisiana Property Insurance Corporation offering business interruption insurance coverage; and to provide for related matters.

Read by title.

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 MОРRISH AND DUPE 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, MICHEIO, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVES 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. 46:1409(A), 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 Insurance.

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:

HOUS E 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. Gallot, the bill, as amended, 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. 23:1371.122, R.S. 28:2(12.1) and (22)(b), 51.1(A)(2) and (3), 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 violators 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 benefit limitations of the association; to provide for coverage 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.

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**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 ") and before "." change "below" to "of this Section"

**AMENDMENT NO. 2**

On page 5, line 11, following ") and before "," change "below" to "of this Section"

**AMENDMENT NO. 3**

On page 6, line 11, following ")" and before "," change "below" to "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. 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
Abrahamson
Arnold
Badon, A.
Billiot
Brossett
Burns, H.
Carter
Connick
Cortez
Total - 30

LeBas
Greene
Guilyory
Gunn
Hines
Honey
Jackson G.
Jackson M.
LaBruzzi

Peterson
Pondi
Pope
Richmond
Robudeaux
Roy
St. Germain
Templet
White

ABSENT
Anders
Aubert
Barrow
Danahey
Galgot
Total - 13

Guinn
Kleckley
LaFonta
Morris
Richard

NAYS

Armes
Badon, B.
Baldone
Barras
Arnes
Hardy
Harrison
Hazel
Gisclair
Hardy
Harrison
Hazel

Monica
Montoucet
Norton
Nowlin

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.

Motion

On motion of Rep. LaBruzzi, 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.


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 Guilory Monica
Barras Guinn Nowlin
Billiot Harrison Pearson
Burford Hazel Pope
Burns, H. Henry Pugh
Burns, T. Hill Richard
Carter Hines Richardson
Champagne Hofmann Schroeder
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 Stiaes
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
Burns, H. Howard Schroeder
Burns, T. Hutter Simon
Champagne Johnson Smith, J.
Chaney Jones, R. Smiley
Connick Katz Smith, G.
Cortez LeBas Talbot
Cromer LaBruzzo Templet
Danahay Lambert Waddell
Dove Leger White
Downs Lopinto Williams
Ellington Ligi Willmott
Fannin McVea
Total - 64
Rep. LaBruzzi sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

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

**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. LaBruzzi, 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 LaBruzzi

**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.


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

Rep. LaBruzzi 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 LaBruzzi 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
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), 1306(A)(2) and (3)(a), 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. 18:433(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 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 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 commissions; 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
Thibaut
Arnold
Guillory
Nowlin
Badon, A.
Guinn
Pearson
Badon, B.
Hardy
Perry
Baldone
Harrison
Peterson
Bartras
Hazel
Ponti
Barrow
Henderson
Pope
Billiot
Henry
Pugh
Brosset
Hill
Richard
Burnford
Hines
Richmond
Burns, H.
Hoffmann
Richmond
Burns, T.
Honey
Ritchie
Burrell
Howard
Roy
Carmody
Hutter
Schröder
Carter
Jackson G.
Simon
Champlin
Jackson M.
Smiley
Champagne
Jackson M.
Smith, G.
Cortez
Johnson
St. Germain
Chaney
Jones, R.
Simon
Connick
Jones, R.
Smith, J.
Cortez
Katz
Smith, P.
Franklin
Kleckley
St. Germain
Danahey
LaBruzzo
Stiaes
Doerge
LaFonta
Templet
Dixon
LaFonta
Thibaut
Downs
LeBas
Waddell
Ellington
Lopinto
Waddell
Fannin
McVea
White
Foil
Monica
Franklin
McVea
Total - 100

**NAYS**

Total - 0

**ABSENT**

Aubert
Mills
Ernst
Robideaux

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:

<table>
<thead>
<tr>
<th>PRESENT</th>
<th>ABSENT</th>
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</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gallot Montoucet</td>
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<tr>
<td>Abramson</td>
<td>Geymann Morris</td>
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<td>Anders</td>
<td>Gisclair Norton</td>
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<td>Armes</td>
<td>Greene Nowlin</td>
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<td>Guillory Pearson</td>
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<td>Guinn Perry</td>
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<td>Hardy Peterson</td>
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<td>Harrison Ponti</td>
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<td>Hazel Pope</td>
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<td>Henry Richard</td>
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<td>Burns, H.</td>
<td>Hoffmann Ritchie</td>
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<td>Carmody</td>
<td>Hutter Schroder</td>
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<td>Carter</td>
<td>Jackson G. Simon</td>
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<td>Jackson M. Smiley</td>
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<td>Jones, R. Smith, G.</td>
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<td>Chaney</td>
<td>Jones, S. Smith, J.</td>
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<td>Little Wooton</td>
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<td>Franklin</td>
<td>McVea</td>
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<td>Total - 95</td>
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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 Little Morris
Armes Gisclair Norton
Arnold Greene Nowlin
Badon, A. Guillory Pearson
Badon, B. Guinn Perry
Baldone Hardy Poni
Barras Harrison Pepe
Billiot Hazel Pugh
Brossett Henderson Rich
Burford Henry Rich
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 LaBryzzo Smith, P.
Cortez LaFonta St. Germain
Danahay Lambert Stiaes
Dixon Landry Talbot
Dorger 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, GEYMANN, GREENE, GUINN, HENRY, HOFFMANN,
LIGI, LITTLE, MCVEA, MONICA, MORRIS, PEPPE, 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 Guinn Perry
Armes Gisclair Norton
Arnold Guislain Pepe
Billiot Harrison Rich
Burford Himes Rich
Burns, H. Hill Richmond
Burns, T. Hines Ritchie
Carmody Howard Roy
Carter Hutter Schroder
Chaney Johnson Smiley
Champion Jones, S. Smith, G.
Conick LeBas Stiaes
Doe LeBas Talbot
Dows Ligi Waddell
Ellington Little Waddell
Foil McVea White
Gallot Monica Wooton
Geymann Montoucet

Total - 62

NAYS

Badon, A. Gallot Monica
Barrow Lopinto Mills
Brossett Hines Norton
Burford Honey Perry
Conick Jackson G. Peterson
Cortez Jackson M. Pugh
Dixon Jones, R. Richmond
Edwards LaFonta Smith, P.
Ernst Leger Stiaes
Fannin McVea Williams

Total - 33

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, SMITH, 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.

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
Anders Guinn
Armes Pearson
Arnold Pendleton
Badon, A. Peterson
Badon, B. Pugh
Baldone Ponti
Burns, B. Pope
Burns, T. Roy
Burrell Richmond
Caraballo Smith, G.
Carmody St. Germain
Carter Smith, J.
Champion Stiaes
Chaney St. Germain
Connick St. Germain
Cortez St. Germain
Doehner Talbot
Dixon Talbot
Dove Talbot
Downs Talbot
Edwards Talbot
Ellington Talbot
Fannin Waddell
Foil Williams
Franklin Williams
Gallot Wooton

Total - 95

NAYS

Total - 0

ABSENT

Aubert Henderson
Barras Jones, S.
Barras Norton
Cromer 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.

Rep. Greene moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Geymann
Abramson Guinn
Armes Gisclair
Arnold Guinn
Badon, B. Nowlin
Baldone Perry
Bourdreaux Pope
Burns, H. Pugh
Burns, T. Richard
Burrell Richardson
Burchett Ritchie
Burns, H. Roy
Burns, T. Roy
Burrell Schroeder
Caraballo Simon
Champion Smiley
Chaney Smith, G.
Connick Smith, J.
Cortez Smith, G.
Doehner Smith, J.
Dixon Smith, J.
Dove Smith, J.
Dove Sistaes
Downs Talbot
Downs Talbot
Edwards Talbot
Edwards Talbot
Ellington Talbot
Fannin Waddell
Foil Williams
Foil Williams
Franklin Williams
Gallot Wooton

Total - 89
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.

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, GUYTON, HARRISON, HAZEL, HENDERSON, HENRY, HOFFMANN, HOWARD, KLECKLEY, LAMBERT, LIGI, LITTLE, McVEA, MILLS, MORRIS, NOWLIN, PEARSON, PERRY, PORTON, 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
Abrahamson Geymann Morris
Anders Gisclair Nowlin
Arnold Guilory Pearson
Badon, B. Guinn Perry
Baldone Hazel Ponti
Barras Henderson Pope
Bilhurt Henry Pugh
Burns, H. Hill Richard
Burns, T. Hoffman Robideaux
Burrell Howard Roy
Carmody Hutter Schroder
Carter Johnson Simen
Champagne Jones, S. Smiley
Chandler Kcleckley Smith, G.
Connick LaBruzzo Smith, J.
Cortez Lambert St. Germain
Danahay Landry Talbot
Doerge LeBas Templet
Dove Leger Thibaut
Dows 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.

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:

<table>
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<tr>
<th>YEAS</th>
<th>ABSENT</th>
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<td>Dixon</td>
<td>Roy</td>
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<td>Total - 11</td>
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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

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:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tr>
<td>Mr. Speaker</td>
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<td>Abramson</td>
<td>Gisclair</td>
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<td>Fannin</td>
<td>Monica</td>
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<td>Montoucet</td>
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<td>Total - 82</td>
<td>Monica</td>
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<tr>
<td>Badon, A.</td>
<td>Hardy</td>
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<td>Honey</td>
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<td>Burrell</td>
<td>LaFonta</td>
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<td>Dixon</td>
<td>Peterson</td>
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<tr>
<td>Total - 11</td>
<td>Monica</td>
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Mr. Speaker Geymann
Abramson Gisclair
Anders Greene
Arnold Guillory
Badon, B. Harrison
Baldone Hazel
Barras Henderson
Barrrow Henry
Billiot Hill
Burford Hines
carmody Hoffmann
Carter Johnson
Champagne Katz
Chandler Kleckley
Chaney Lambert
Connick Landry
Cortez LeBas
Danahay Leger
Doerge Ligi
Dove Little
Downs Lopinto
Edwards McVea
Ellington Mills
Fannin Monica
Foil Montoucet

Mr. Speaker Geymann
Abramson Gisclair
Anders Greene
Arnold Guillory
Badon, B. Harrison
Baldone Hazel
Barras Henderson
Billiot Henry
Burford Hill
Burns, T. Hines
Carmody Hoffmann
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Champagne Hutter
Chandler Jackson G.
Connick Katz
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Danahay Leger
Doerge Ligi
Dove Little
Downs Lopinto
Edwards McVea
Ellington Mills
Fannin Monica
Foil Montoucet
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:

<table>
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<tr>
<th>YEAS</th>
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<td>Mr. Speaker Gisclair</td>
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<tr>
<td>Abramson Greene</td>
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<td>Anders Guillory</td>
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<td>Arnold Harrison</td>
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<td>Badon, B. Hazel</td>
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<td>Franklin Mills</td>
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</tbody>
</table>
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 - Guilory, 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, Ritchie
Burns, T. - Hutter, Robideaux
Carmody - Jackson G., Carter
Champagne - Johnson, Roy
Chandler - Jones, Schroder
Chaney - Jones, Simon
Cortez - Kleckley, Smith, G.

NAYS

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

Total - 10

ABSENT

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

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. 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, TEMPLER, AND THIBAUT, AND SENATORS CROWE, DUNLEESIS, 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:

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<td>Mr. Speaker</td>
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<td>Abramson</td>
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Total - 96

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<td>Burns, H.</td>
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<td>Carmody</td>
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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, DULONG, 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:

<table>
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<th>YEAS</th>
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<td>Mr. Speaker</td>
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Total - 96

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<td>Burns, H.</td>
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<td>Carmody</td>
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<td>Total - 8</td>
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</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, RITCHIE, AND JANE SMITH

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
Abrahamson  Geymann  Morris
Andres  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
Champlin  Howard  Roy
Chandler  Hutter  Schroeder
Chaney  Jackson G.  Simon
Connick  Jones, R.  Smith, G.
Cortez  Jones, S.  Smith, J.
Danahay  Katz  St. Germain
Dixon  Kleckley  Talbot
Doerger  LaBruzzo  Templet
Dove  Lambert  Thibaut
Downs  LeBas  Waddell
Ellington  Ligi  Williams
Ernst  Lopinto  Willmott
Fannin  Lopinto  Wooton
Foil  McVea  Wooton

Total - 99

NAYS

Brossett  LaFonta  Stiaes
Honey  Peterson

Total - 0

ABSENT

Aubert  Cromer  Montoucet
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, DOERGER, DOVE, DOWNS, EDWARDS, ELLINGTON, GALLOW, GISCLAIR, MICKEY GUILORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HINES, HOFFMANN, HONEY, HOWARD, GIROD, JACKSON, LAMBERT, LEBAS, LEE, PERRY, RICHARD, RITCHIE, ROY, SMITH, ST. GERMAIN, THIBAUT, AND WILLIAMS

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

**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
Arnold
Baldon, B.
Baldou
Barras
Barrow
Billiot
Brossett
Burford
Burrell
Carmody
Carver
Champagne
Chandler
Chaney
Connick
Danahay
Dixon
Doerge
Dove
Downs
Edwards
Ellington
Ernst
Fannin
Foil
Franklin
Gallot

Total - 82

NAYS

Abramson
Badon, A.
Cortez

Total - 9

ABSENT

Mr. Speaker
Armes
Aubert
Burns, H.
Burns, T.

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 of a new edition of a code or standard 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. 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. If approved by both the House and Senate Committees, the updated 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.


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

NAYS

Arnold   Ligi  McVea
Burrell   Ponti  Willmott
Hutter    Pugh  Wooton
Jackson M. Richmond  Schroeder
Total - 13

ABSENT

Mr. Speaker  Connick  Kleckley
Aubert     Cromer  Smith, G.
Burns, H.  Greene  Smith, J.
Carmondy    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, BARRON, 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"
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

Abramson  Franklin  Mills
Anders  Gallot  Monica
Armes  Gisclair  Montoucet
Arnold  Greene  Morris
Badon, A.  Gisclair  Nowlin
Badon, B.  Guillory  Norton
Baldone  Hardy  Pope
Barbaras  Harrison  Petion
Barrow  Henderson  Ponti
Bilisot  Henry  Pope
Brossett  Hill  Richard
Burns, H.  Hines  Richardson
Burrell  Hoffmann  Richmond
Carmody  Honey  Ritchie
Carter  Howard  Robideaux
Champagne  Jackson G.  Roy
Chandler  Jackson M.  Schroder
Chaney  Johnson  Smiley
Connick  Jones, R.  Smith, G.
Cortez  Jones, S.  Smith, J.
Danahay  Katz  Smith, P.
Dixon  Kleckley  St. Germain
Doerge  LaFonta  Siataes
Downs  Lambert  Thibaut
Edwards  LeBas  Waddell
Ernst  Leger  White
Fannin  Little  Williams
Foil  McVea  Willmott

Total - 84

NAYS

Burford  Ligi  Talbot
Landry  Lopinto  Total - 5

ABSENT

Mr. Speaker  Ellington  Pearson
Aubert  Geymann  Pugh
Burns, T.  Hazel  Simon
Cromer  Hutter  Templet
Dove  LaBruzzo  Thibaut

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

Abramson  Fannin  Monica
Anders  Foil  Montoucet
Armes  Gallot  Morris
Arnold  Geymann  Nowlin
Badon, A.  Gisclair  Pearson
Badon, B.  Guillory  Perry
Barras  Hardy  Ponti
Barrow  Harrison  Pugh
Burrell  Hoffmann  Pugh
Burns, T.  Jackson G.  Richland
Burrell  Johnson  Richland
Carson  Jones, R.  Schroder
Cortez  Jones, S.  Simon
Champagne  Katz  Smith, G.
Chandler  Kleckley  Smith, J.
Chaney  LaBruzzo  St. Germain
Connick  LaFonta  Siatas
Cortez  Lambert  Talbot
Danahay  Landry  Thibaut
Dixon  LeBas  Waddell
Doerge  Leger  White
Dove  Ligi  Williams
Downs  Little  Willmott
Edwards  Lopinto  Wootton
Ellington  McVea  Wootton
Ernst  Mills  Total - 88

NAYS

Total - 0

ABSENT

Mr. Speaker  Henderson  Peterson
Aubert  Hoffman  Smith, P.
Cromer  Honey  Templet
Franklin  Hutter  Jackson M.
Guinn  Norton  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
Armes 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 Rich mond
Burns, T. Hines Ritchie
Burrell Hoffmann Robideaux
Carter Howard Roy
Chamagne Jackson G. Schroder
Chandler Jackson M. Sim on
Chaney Johnson Smiley
Connick Jones, R. Smith, J.
Cortez Jones, S. Smith, P.
Danahey 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
Aubert
Carmody
Cromer
Guinn
Total - 15

The Chair declared the above bill was finally passed.

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 accounting and reports of the fund; and 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 "."

The title of the above bill was read and adopted.
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 "," change "30.6" to "30:6"

AMENDMENT NO. 10
On page 8, line 29, following "R.S." and before the "," 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 ";"

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 ","

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 "E. " 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 "E."

AMENDMENT NO. 37
On page 20, line 19, at the beginning of the line change "I. " to "G."

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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, J. Gallot, R. Montoucet
Anders, J. Geymann, G. Morris
Armes, E. Gisclair, L. Norton
Arnold, J. Greene, B. Nowlin
Badon, A. Guillory, L. Pearson
Badon, B. Harrison, D. Perry
Baldone, K. Hazel, P. Poni
Burras, B. Henderson, J. Pope
Barrow, E. Henry, N. Pugh
Billiot, J. Hill, B. Richard
Brossett, F. Hines, J. Richardson
Burford, F. Hoffmann, L. Richmond
Burns, H. Honey, W. Ritchie
Burns, T. Howard, R. Robideaux
Burrell, R. Hutter, J. Roy
Carmody, J. Jackson G. Schroder
Carter, J. Jackson M. Simon
Champagne, J. Johnson, S. Smiley
Chandler, J. Jones R. Smith, G.
Chaney, J. Jones S. Smith, J.
Connick, A. Katz, P. Smith, P.
Cortez, C. Kleckley, J. St. Germain
Danahay, L. LaBuzo, B. Sias
Dixon, D. LaFonta, T. Talbot
Doerge, L. Lambert, W. Temple
Dove, J. Landry, L. Thibaut
Downs, B. LeBas, D. Waddell
Edwards, L. Leger, M. White
Ellington, C. Ligi, D. Williams
Ernst, T. Little, A. Willmott
Fannin, C. Lopinto, W. Wooton
Foil, D. Mills, A. Abramson
Franklin, R. Monica, J.
Total - 97

NAYS
Total - 0

ABSENT
Mr. Speaker Guinn, D. Peterson
Aubert, A. Hardy, M.
Cromer, F. McVea, K.
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. Wadell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Wadell 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. Wadell, 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
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 LaBrazzo 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, BADDON, BARDON, BARRAS, BAWFORD, BLOOD, BILLIOT, BROSSETT, TIM BURNS, BURRELL, CARMODY, CARTER, CHERNAM, CHAMPAGNE, DOWD, GELLER, GREENE, HARDY, HARDY, HUGHES, HUTCHER, GIROD JACKSON, SAM JONES, KATZ, LEGER, PERRY, RICHARD, RICHMONP, ROBIDEAUX, SIMON, ST. GERMAIN, TEMPLE, OWAD, 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 Gallot Morris
Armes Gisclair Montoucet
Arnold Guinn Norton
Badon, B. Guinn Nowlin
Baldone Harrison Pearson
Barras Hazel Perry
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, Franklin, Lopinto
Badon, A., Gallot, Mills
Baldown, Geymann, Monica
Barras, Greene, Morris
Barrow, Guinn, Norton
Billiot, Hardy, Pearson
Brossett, Hazel, Perry
Burford, Henderson, Ponti
Burns, T., Henry, Richard
Burnell, Hill, Richardson
Burrell, Hines, Richardson
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, Kekley, St. Germain
Doerge, LaBruzzo, Stiaes
Dove, LaFonta, Talbot
Downs, Lambert, Templet
Edwards, Landry, Thibaut
Ellington, LeBas, Waddell
Ernst, Leger, White
Fannin, G., 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. 734—
BY REPRESENTATIVES CARTER, BALDONE, BARRAS, HONEY, RICHMOND, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLE
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.

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.

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

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 2, line 14, following "a" delete "qualifying"

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

AMENDMENT NO. 2
On page 2, line 14, following "a" delete "qualifying"

AMENDMENT NO. 3
On page 2, line 14, following "a" delete "qualifying"

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

AMENDMENT NO. 4
On page 2, line 14, following "a" delete "qualifying"

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

The roll was called with the following result:

YEAS
Abramson
Anders
Arnold
Badon, B.
Baldone
Barras
Barrow
Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Chaney
Cortez
Danahey
Dixon
Doerge
Dove
Downs
Edwards
Ellington
Foil
Franklin
Gallot
Gisclair
Greene
Total - 87

NAYS
Badon, A.
Total - 2

ABSENT
Mr. Speaker
Armes
Aubert
Champagne
Chandler
Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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:
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:

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:

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 Rich mond
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 LaBrutto St. Germain
Dunahay LaFonta Stiaes

NAYS

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

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, 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 for the powers, duties, functions, and responsibilities of that office; to provide 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.
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 "(introduitory 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 ",""

**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 ","

**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 ";" to "

**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 "," 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 "."

**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 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 Guilory 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
Danahey LaFonta Stiaes
Dixon Lambert Talbot
Doerge Landry Templet
Dove LeBas Thibaut
Downs Liger 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 to 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 Morris
Arnold Nowlin
Badon, B. Perry
Baldone Ponti
Barras Ponti”
Barrow Pope
Billiot Pugh
Brosse Hill Richardson
Burford Hines Richmon
Burns, H. Hoffmann Ritchie
Burns, T. Robideaux
Burrell Simon
Cambody Smiley
Carter Smith, G.
Champagne Smith, J.
Cheaney Smith, P.
Connick St. Germain
Cortez Talbot
Danahay Templet
Dixon Thibaut
Doerge Waddell
Dove White
Edwards Wooton
Foil Willmott
Total - 81
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:

<table>
<thead>
<tr>
<th>NAYS</th>
<th>YEAS</th>
</tr>
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<tbody>
<tr>
<td>Badon, A.</td>
<td>Dove</td>
</tr>
<tr>
<td>Downs</td>
<td>Landry</td>
</tr>
<tr>
<td>Ellington</td>
<td>Templet</td>
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<tr>
<td>Ernst</td>
<td>Downs</td>
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<tr>
<td>Fannin</td>
<td>Edwards</td>
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<tr>
<td>Hardy</td>
<td>Ellington</td>
</tr>
<tr>
<td>Total - 16</td>
<td>Ernst</td>
</tr>
<tr>
<td>Total - 99</td>
<td>Fannin</td>
</tr>
<tr>
<td>Total - 0</td>
<td>Foil</td>
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<tr>
<td>ABSENT</td>
<td>Total - 5</td>
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<tr>
<td>Aubert</td>
<td>Abbet</td>
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<tr>
<td>Chandler</td>
<td>Caymann</td>
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<tr>
<td>Cromer</td>
<td>McVeA</td>
</tr>
<tr>
<td>Total - 7</td>
<td>Total - 5</td>
</tr>
</tbody>
</table>

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. 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."

**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)"
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
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. 538 Returned without 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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate
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  
SENEATE 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 WALS WORTH 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. 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.

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

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, BARROW, BILLIOT, BROSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMOY, CARTER, CHAMPAGNE, CHANDLER, CHANEEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERTN, FANNIN, FOIL, FRANKLIN, GALLOWAY, GEYMANN, GISCLEIR, GREENE, MICKEY GUIL, GUARDIAN, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUSO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGIER, LIE, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTGOUDET, NORTON, NOWLIN, PEARD, PEERY, PEYTON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRADER, SIMON, SMEILE, 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