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

TWENTY-SEVENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, June 9, 2009

The House of Representatives was called to order at 2:20 P.M.,
by the Honorable Jim Tucker, Speaker of the House of
Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker
Abramson
Anders
Armes
Arnold
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Biello
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chandler
Chanev
Connick
Cortez
Danahay
Dixon
Doerge
Dove
Downs
Edwards
Ellington
Ernst
Geymann
Gisclair
Greene
Guilory
Guinn
Hardy
Harrison
Hazel
Henderson
Henry
Hill
Hines
Hoffmann
Honey
Howard
Hutter
Jackson G.
Jackson M.
Johnson
Jones, R.
Jones, S.
Katz
Kleckley
LaBruzio
LaFonta
Lambert
Landry
LeBas
Ligi
Little
Lopinto
Montoucet
Norton
Nowlin
Perry
Peterson
Ponti
Pope
Pugh
Richard
Richardson
Richmond
Ritchie
Robideaux
Roy
Schrader
Simon
Smiley
Smith, G.
Smith, J.
Smith, P.
St. Germain
Sties
Talbot
Templet
Thibaut
Waddell
White
Williams
Willmott

McVea
Mills
Monica
ABSENT
Aubert
Gallot
Cromer
Leger
Total - 4

The Speaker announced that there were 100 members present
and a quorum.

Prayer

Prayer was offered by Dr. Claudette Aubert.

Lt. Tommy Lewis sang The Lord's Prayer.

Pledge of Allegiance

Rep. Franklin led the House in reciting the Pledge of Allegiance
to the Flag of the United States of America.

Reading of the Journal

On motion of Rep. Brossett, the reading of the Journal was
dispensed with.

On motion of Rep. Brossett, the Journal of June 8, 2009, was
adopted.

Petitions, Memorials and
Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 9, 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. 197
Returned without amendments

House Concurrent Resolution No. 198
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 9, 2009

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

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

Senate Concurrent Resolution Nos. 35, 81, and 111

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate
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. 73**—
BY REPRESENTATIVE ROY
A RESOLUTION
To commend the Oak Hill High School baseball team upon its winning the state Class B championship.
Read by title.
On motion of Rep. Roy, and under a suspension of the rules, the resolution was adopted.

**HOUSE RESOLUTION NO. 74**—
BY REPRESENTATIVE ROY
A RESOLUTION
To express the sincere and heartfelt condolences of the House of Representatives upon the death of Marjorie Allen Westerchil of Alexandria.
Read by title.
On motion of Rep. Roy, and under a suspension of the rules, the resolution was adopted.

**HOUSE CONCURRENT RESOLUTION NO. 199**—
BY REPRESENTATIVES HARDY, CHAMPAGNE, CORTEZ, LANDRY, AND MILLS AND SENATOR MICHOT
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Luna McDaniel of Ville Platte.
Read by title.
On motion of Rep. Hardy, and under a suspension of the rules, the resolution was adopted.
Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 196**—
BY REPRESENTATIVES HARDY, CHAMPAGNE, CORTEZ, LANDRY, AND MILLS AND SENATOR MICHOT
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development and the Governor's Office of Coastal Activities to jointly develop policy proposals to be submitted to the legislature for reducing or eliminating flooding and for providing funding for these proposals to prevent continuous flooding of Bundicks Lake.
Read by title.
On motion of Rep. Hill, and under a suspension of the rules, the resolution was adopted.
Ordered to the Senate.

House and House Concurrent Resolutions

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

**HOUSE CONCURRENT RESOLUTION NO. 195**—
BY REPRESENTATIVE CHAMPAGNE
A CONCURRENT RESOLUTION
To direct the Department of Transportation and Development to install a traffic light at the intersection of Louisiana Highway 14 and Louisiana Highway 89 in Vermilion Parish.
Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 196**—
BY REPRESENTATIVE ABRAMSON
A CONCURRENT RESOLUTION
To provide for the creation of the John J. Hainkel, Jr. Home and Rehabilitation Center Study Commission to study changing the governance structure of the center and to make recommendations, to study the advisability of reorganizing the governance of the facility, and to make recommendations to the legislature for continued operation of the center as a public model, long-term care facility by submitting a report on the findings of the study to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, and the governor no later than March 1, 2010.
Read by title.
Under the rules, the above resolution was referred to the Committee on Health and Welfare.

Senate Concurrent Resolutions

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

**SENATE CONCURRENT RESOLUTION NO. 83**—
BY SENATOR DUPLESSIS
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to adopt a policy relative to appropriate and acceptable administrative overhead costs for which fees may be charged to a charter school by the chartering authority.
Read by title.
Under the rules, the above resolution was referred to the Committee on Education.

**SENATE CONCURRENT RESOLUTION NO. 100**—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations regarding the awarding of child custody or visitation rights to grandparents.
Read by title.
On motion of Rep. Barrow, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 101**—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To memorialize the Congress of the United States to enact legislation to prohibit fetal torture and dismemberment.
Read by title.
On motion of Rep. Barrow, and under a suspension of the rules, the resolution was concurred in.

**SENATE CONCURRENT RESOLUTION NO. 102**—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To urge and request President Barack Obama to use the full extent of his executive authority and take all executive action necessary to prohibit fetal torture and dismemberment.
Read by title.
On motion of Rep. Barrow, and under a suspension of the rules, the resolution was concurred in.
SENATE CONCURRENT RESOLUTION NO. 103—
BY SENATOR CHEEK
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to develop a demonstration program to provide continued Medicaid coverage for women who have delivered a premature baby or who have chronic health issues for a two-year period in an effort to address their health issues, do ongoing precounseling, assure access to appropriate family planning services, and receive care management services.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 107—
BY SENATOR HERBERT
A CONCURRENT RESOLUTION
To commend Raymond "Coach" Blanco for a long and successful career in education.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 108—
BY SENATOR MERRISH
A CONCURRENT RESOLUTION
To recognize and commend Southern, Inc., for continuing a fifty-two year tradition of producing and distributing quality barbeque and other sauces, and to designate June 17, 2009, as Southern Bar-B-Que Sauce Day.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 109—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting the Uniform Transfer on Death Security Registration Act in Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 110—
BY SENATOR MCPherson
A CONCURRENT RESOLUTION
To urge and request formation of a Complete Streets Work Group in the Department of Transportation and Development.

Read by title.

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

SENATE BILL NO. 109—
BY SENATORS MARIONNEAUX, CROWE, DUPLESSIS, MICHTO, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, CHAMPAGNE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SMILEY, SIMON, JANE SMITH AND THIBAUT
AN ACT
To amend and reenact R.S. 47:6020.1(A), (B)(2)(a) and (c), and (C)(1)(introductory paragraph) and 6020.2(A)(1) and (2)(a), (b) and (c), and R.S. 47:6020.4(B) as enacted by Act No. 400 of the 2005 Regular Session and to enact R.S. 47:6020.1(D) and 6020.4(C)(g) and (h), relative to state taxes; to provide for the Angel Investor Tax Credit Program for credits against individual and corporation income and corporation income and corporation franchise tax liability; to provide for the amount of the credits; to provide with respect to the limitation on the total credits which may be granted in a year; to authorize the Department of Economic Development to determine the method of awarding tax credits; to extend the duration of the program; 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. 157—
BY SENATOR APPEL AND REPRESENTATIVE ELLINGTON
AN ACT
To amend and reenact R.S. 18:192(A)(1)(a), relative to primary and general elections; to provide relative to the annual canvassing of registrants; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 231—
BY SENATOR N. GAUTREAUX
AN ACT
To amend and reenact R.S. 4:214.1, relative to horse racing; to provide for a minimum number of live quarter horse racing dates; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 320—
BY SENATOR ALARIO
AN ACT
To amend and reenact R.S. 13:621.42.1(B), the introductory paragraph of (E)(1) and (E)(3), and 998(B), the introductory paragraph of (E)(1) and (E)(3), 1414(B) and the introductory paragraph of (E)(1) and (E)(3), R.S. 30:2455 and the introductory paragraph of 2456(A), R.S. 36:401(C)(1)(b)(i), 405 (A)(1)(b), and 642(D)(2), R.S. 39:15.3(A), the introductory paragraph of (B), and (B)(12) through (18), R.S. 46:2122, 2123, and 2124(A) and (B), and R.S. 49:1053(B), 1054(1) and (2) and (B)(12) through (18), R.S. 46:2122, 2123, and 2124(A) and (B), and R.S. 49:1053(B), 1054(1) and (2) and 1054.1(A) and (B)(3), to enact R.S. 36:4.1(D)(18), 408(I), 409(C)(10), 477(C)(3), and 651(BB) and R.S. 39:15.3(B)(19), and to repeal R.S. 36:4(M) and 4.1(B)(1), Subpart D of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:16.1 through 16.5, and R.S. 46:2522(11), relative to the organization of the executive branch of state government; to transfer certain agencies in the executive branch of state government; to provide relative to the transfer and exercise of the powers, duties, functions, and responsibilities of certain agencies in the executive branch; to abolish the office of electronic services within the office of information technology in the division of administration; 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 House and Governmental Affairs.

SENATE BILL NO. 350  (Substitute of Senate Bill No. 153 by Senator Morrell)—
BY SENATOR MORRELL
AN ACT
To enact R. S. 38:330.14, relative to the non-flood protection assets of the Orleans Levee District; to create and provide relative to a non-flood protection management commission; to provide for the composition of the commission; to provide for the meetings of the commission; to provide for submittal of the plan from the commission; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 351  (Substitute of Senate Bill No. 258 by Senator McPherson)—
BY SENATOR MCPHERSON
AN ACT
To amend and reenact R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) and to repeal R.S. 48:250.4, relative to design-build contracts; to provide for requirements for design-build contracts of the Department of Transportation and Development; and to provide for related matters.

Read by title.

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

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. 108—
BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to reduce the speed limit of vehicles traveling on Louisiana Highway 3235 in Lafourche Parish.

Read by title.

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

On motion of Rep. Hutter, 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. 74—
BY SENATOR SHAW
A CONCURRENT RESOLUTION
To the Senate Committee on Transportation, Highways, and Public Works and the House Committee on Transportation, Highways, and Public Works to meet and function as a joint committee to study the need for additional spans on the Jimmie Davis Bridge and possible funding sources, including tolls.

Read by title.

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

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

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.

Reported favorably by the Committee on Civil Law and Procedure.

On motion of Rep. Tim Burns, 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. 317—
BY REPRESENTATIVE GREENE
A JOINT RESOLUTION
Proposing to amend Article VII, Section 2.2(B)(1) of the Constitution of Louisiana, to provide relative to sales and use tax exemption; to delete certain restrictions for the sales and use tax exemption for food for home consumption; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.
To amend and reenact R.S. 27:44(15), 205(17), and 353(8) and R.S.

HOUSE BILL NO. 714—
BY REPRESENTATIVES NORTON, BURRELL, AND LOPINTO
AN ACT
To amend and reenact R.S. 27:44(15), 205(17), and 353(8) and R.S.

and the casino gaming operator report the total amount of promotional expenses; to provide for the confidentiality of the report of promotional expenses; to provide for an amendment to the casino operating contract; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 733—
BY REPRESENTATIVES LEGER AND BROSETT
AN ACT
To enact R.S. 47:6035, relative to tax credits; to authorize a tax credit for certain "green job industries"; to provide for certain definitions; to provide for the application for, certification of, and the administration of the tax credit; to provide for the maximum amount of the credit that may be issued; to provide for certain requirements and limitations; to provide for the recapture and recovery of the credit under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 733 by Representative Leger

AMENDMENT NO. 1
On page 2, line 12, between "materials" and the period "," insert "approved by a nationally recognized high performance environmental building rating system, or that have the ENERGY STAR designation from the United States Environmental Protection Agency. However, any such rating system that uses a material or product-based credit system which is disadvantageous to materials or products manufactured or produced in the state of Louisiana shall not be utilized"

AMENDMENT NO. 2
On page 7, between lines 25 and 26, insert the following:

"(7) The Department of Economic Development shall provide for the implementation of this Section with existing personnel and resources and shall not hire any additional personnel for this purpose.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 744—
BY REPRESENTATIVES RICHMOND, AUSTIN BADON, BALDONE, DANAHAY, HENRY, HOFFMANN, HONEY, LEGER, LIU, PERRY, RITCHIE, GARY SMITH, TALBOT, TUCKER, AND WILLIAMS AND SENATORS DUPLESSIS AND MORRELL
AN ACT
To enact R.S. 47:6035, relative to income and corporation franchise tax credits; to authorize a tax credit against any Louisiana income or corporation franchise tax liability for certain taxpayers who import and export breakbulk or containerized products manufactured or produced in the state of Louisiana shall not

Under the rules, placed on the regular calendar.
cargo between Louisiana and a foreign country via a Louisiana public port facility; to provide for a certification process; to authorize the secretary of the Department of Economic Development to certify taxpayers for eligibility for the credit; to provide for the amount of the credit; to provide that any excess credit may be carried over to a certain number of subsequent tax years; to provide for definitions; to authorize rulemaking; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 744 by Representative Richmond

**AMENDMENT NO. 1**

On page 2, line 6, after "rules" and before "which" insert "in accordance with the Administrative Procedure Act"

**AMENDMENT NO. 2**

On page 4, line 7, after "regulations" and before "as may" insert "in accordance with the Administrative Procedure Act"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 798—**

BY REPRESENTATIVES CARTER, BALDONE, HONEY, RICHMOND, RITCHIE, AND GARY SMITH

AN ACT

To amend and reenact R.S. 47:6034, relative to tax credits; to provide relative to the musical and theatrical production income tax credit; to provide for certain definitions; to provide relative to the application for tax credits for state-certified productions; to provide relative to the application for tax credits for state-certified musical or theatrical facility infrastructure projects; to authorize the collection of application fees; to provide for the amount of the fee and the disposition of the monies collected from the fee; to create the Entertainment Promotion and Marketing Fund; to provide relative to the use of the monies in the fund; to provide relative to the promulgation of rules and regulations; to provide relative to display of the state's logo under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 798 by Representative Carter

**AMENDMENT NO. 1**

On page 1, line 10, after "regulations;" and before "display" delete "to require" and insert "to provide relative to"

**AMENDMENT NO. 2**

On page 16, line 1, after "fund" and before "hereby" insert "which is"

**AMENDMENT NO. 3**

On page 17, line 18, after "fund" and before "known" delete "hereby created in the state treasury to be"

**AMENDMENT NO. 4**

On page 19, line 22, after "projects" and before "display" delete "shall" and insert "may be required to"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 835—**

BY REPRESENTATIVES JOHNSON, HENRY BURNS, GISCLAIR, GUINN, LITTLE, AND ST. GERMAIN

AN ACT

To enact R.S. 45:563 and 564 and to repeal R.S. 45:561 and 562, relative to railroad safety; to provide for the Public Service Commission; to implement the Federal Railroad State Safety Participation Program; to provide for funding; to authorize inspection of railroad facilities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 875—**

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 47:337.9(D)(25) and to enact R.S. 47:305.50(F), relative to state and local sales and use tax; to provide for the taxation of certain railroad ties; to provide an exemption for certain railroad ties; to provide for limitations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 875 by Representative Abramson

**AMENDMENT NO. 1**

On page 1, at the end of line 3, after "ties" delete "and" and insert a semi-colon ";"
HOUSE BILL NO. 889—
BY REPRESENTATIVES PETERSON, BARROW, BURRELL, CARMOY, CONNICK, ELLINGTON, HARRISON, HONEY, GIROD JACKSON, LEGER, RITCHIE, STAES, AND WILLIAMS AND SENATORS BROOME, CHAISSON, DORSEY, GRAY EVANS, JACKSON, LAFL EUR, AND MORRELL
AN ACT
To amend and reenact R.S. 47:841(A), (C), and (E) and to enact R.S. 47:841(B)(6) and 841.2, relative to the tobacco tax; to enact the Louisiana Healthier Families Act; to increase the tax on cigars, cigarettes, smoking tobacco, and smokeless tobacco; to establish the Louisiana Healthier Families Fund as a special treasury account; to require certain entities and agencies to submit reports to the legislature; to provide for an effective date; and to require the deposit, use, and investment of the monies in the fund; to require certain entities and agencies to submit reports to the legislature; to provide for an effective date; and to provide for related matters.

On page 1, at the beginning of line 4 delete "fabrications relating to railroad ties;"

AMENDMENT NO. 3
On page 1, at the beginning of line 5 delete "and fabrications relating to railroad ties"

AMENDMENT NO. 4
On page 1, delete lines 13 through 18 in their entirety, and on page 2 delete lines line 1 through 8 in their entirety, and insert the following:

"F. The sales and use tax imposed by the state, its statewide taxing authorities, or any of its political subdivisions shall not apply to the "sales price" or "cost price" of railroad ties that a railroad purchases prior to long-term preservative treatment and installs into the railroad's track system outside the taxing jurisdiction of the respective taxing authority, whether it be the state, a statewide taxing authority, or a political subdivision.

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

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

Under the rules, placed on the regular calendar.

AMENDMENT NO. 5
On page 3, at the end of line 22, after "Center" and before the period ";" insert a comma ","  and insert "for expenditure only on related to smoking cessation and prevention.

AMENDMENT NO. 6
On page 3, at the end of line 13, after "centers" and before the period ";" insert a comma ","  and insert "for expenditure only on activities related to smoking cessation and prevention.

AMENDMENT NO. 7
On page 3, at the end of line 10, after "Hospitals" and before the period ";" insert a comma "," and insert "for expenditure only on activities related to smoking cessation and prevention.

AMENDMENT NO. 8
On page 3, at the end of line 19, after "centers" and before the period ";" insert a comma "," and insert "for expenditure only on activities related to smoking cessation and prevention.

AMENDMENT NO. 9
On page 3, at the end of line 28, after "Orleans" and before the period ";" insert a comma "," and insert "for expenditure only on activities related to cancer research or smoking cessation and prevention.

AMENDMENT NO. 10
On page 4, at the end of line 6, after "District" and before the period ";" insert a comma "," and insert "for expenditure only on activities related to cancer research or smoking cessation and prevention.

AMENDMENT NO. 11
On page 4, line 9, after "for" and before "tobacco" insert "smoking cessation and".

AMENDMENT NO. 12
On page 4, between lines 9 and 10, insert the following:

"D. All entities or agencies receiving appropriations from the fund as provided for in this Section shall report to the Legislature, no less than thirty days prior to the commencement of each regular session, describing the expenditure of such monies.

AMENDMENT NO. 13
On page 4, at the beginning of line 10, change "D." to "E."

AMENDMENT NO. 14
On page 5, line 3, after "of" and before "per" delete "one dollar" and insert "fifty cents"
On motion of Rep. Greene, the amendments were adopted.

On motion of Rep. Greene, the bill, as amended, was ordered engrossed.

**Motion**

Rep. Greene moved to pass the bill to its third reading.

As a substitute motion, Rep. Lopinto moved the bill be recommitted to the Committee on Health and Welfare.


The vote recurred on the substitute motion.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Burns, H.</td>
<td>Henry</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Katz</td>
</tr>
<tr>
<td>Carter</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Chandler</td>
<td>LaBrazzo</td>
</tr>
<tr>
<td>Dove</td>
<td>Landry</td>
</tr>
<tr>
<td>Fannin</td>
<td>Ligi</td>
</tr>
<tr>
<td>Foil</td>
<td>Little</td>
</tr>
<tr>
<td>Geymann</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Greene</td>
<td>Monica</td>
</tr>
<tr>
<td>Guinn</td>
<td>Morris</td>
</tr>
<tr>
<td>Hazel</td>
<td>Pearson</td>
</tr>
<tr>
<td>Total</td>
<td>33</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Downs</td>
</tr>
<tr>
<td>Abramson</td>
<td>Edwards</td>
</tr>
<tr>
<td>Anders</td>
<td>Ellington</td>
</tr>
<tr>
<td>Arnold</td>
<td>Ernst</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Franklin</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Gisclair</td>
</tr>
<tr>
<td>Baldone</td>
<td>Hardy</td>
</tr>
<tr>
<td>Barras</td>
<td>Henderson</td>
</tr>
<tr>
<td>Barrow</td>
<td>Hill</td>
</tr>
<tr>
<td>Billiot</td>
<td>Hines</td>
</tr>
<tr>
<td>Brossett</td>
<td>Hoffmann</td>
</tr>
<tr>
<td>Burford</td>
<td>Honey</td>
</tr>
<tr>
<td>Burrell</td>
<td>Howard</td>
</tr>
<tr>
<td>Carmody</td>
<td>Hutter</td>
</tr>
<tr>
<td>Champagne</td>
<td>Jackson M.</td>
</tr>
<tr>
<td>Chaney</td>
<td>Johnson</td>
</tr>
<tr>
<td>Connick</td>
<td>Jones, R.</td>
</tr>
<tr>
<td>Cortez</td>
<td>Jones, S.</td>
</tr>
<tr>
<td>Danahay</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Dixon</td>
<td>Lambert</td>
</tr>
<tr>
<td>Doerge</td>
<td>LeBas</td>
</tr>
<tr>
<td>Total</td>
<td>62</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Armes</td>
<td>Gallot</td>
</tr>
<tr>
<td>Aubert</td>
<td>Guilory</td>
</tr>
<tr>
<td>Cromer</td>
<td>Harrison</td>
</tr>
<tr>
<td>Total</td>
<td>9</td>
</tr>
</tbody>
</table>

The House refused to recommit the bill to the Committee on Health and Welfare.

**Point of Order**

Rep. Greene asked for a ruling from the Chair as to whether the House Rules require the bill to be recommitted to the Committee on Appropriations.

**Ruling of the Chair**

The Chair ruled that the House Rule 6.8(E) requires the bill to be recommitted to the Committee on Appropriations.

Under the rules, the above bill was ordered to be recommitted to the Committee on Appropriations.

**Suspension of the Rules**

Rep. Peterson moved for a suspension of the rules in order to pass the bill to its third reading.

Rep. Fannin objected.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Ernst</td>
</tr>
<tr>
<td>Abramson</td>
<td>Franklin</td>
</tr>
<tr>
<td>Anders</td>
<td>Gisclair</td>
</tr>
<tr>
<td>Arnold</td>
<td>Hardy</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Henderson</td>
</tr>
<tr>
<td>Baldone</td>
<td>Hill</td>
</tr>
<tr>
<td>Barrow</td>
<td>Hines</td>
</tr>
<tr>
<td>Billiot</td>
<td>Hoffmann</td>
</tr>
<tr>
<td>Brossett</td>
<td>Honey</td>
</tr>
<tr>
<td>Burford</td>
<td>Howard</td>
</tr>
<tr>
<td>Burrell</td>
<td>Hutter</td>
</tr>
<tr>
<td>Carmody</td>
<td>Jackson M.</td>
</tr>
<tr>
<td>Champagne</td>
<td>Johnson</td>
</tr>
<tr>
<td>Chaney</td>
<td>Jones, R.</td>
</tr>
<tr>
<td>Connick</td>
<td>Jones, S.</td>
</tr>
<tr>
<td>Cortez</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Danahay</td>
<td>Lambert</td>
</tr>
<tr>
<td>Dixon</td>
<td>LeBas</td>
</tr>
<tr>
<td>Doerge</td>
<td>LeBas</td>
</tr>
<tr>
<td>Total</td>
<td>44</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Armes</td>
<td>Greene</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Hazel</td>
</tr>
<tr>
<td>Barras</td>
<td>Burkoff</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Howard</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Katz</td>
</tr>
<tr>
<td>Carter</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Champagne</td>
<td>LaBrazzo</td>
</tr>
<tr>
<td>Chaney</td>
<td>Landry</td>
</tr>
<tr>
<td>Connick</td>
<td>Ligi</td>
</tr>
<tr>
<td>Cortez</td>
<td>Little</td>
</tr>
<tr>
<td>Danahay</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Dove</td>
<td>McVeA</td>
</tr>
<tr>
<td>Ellington</td>
<td>Mills</td>
</tr>
<tr>
<td>Fannin</td>
<td>Monica</td>
</tr>
<tr>
<td>Foil</td>
<td>Morris</td>
</tr>
<tr>
<td>Geymann</td>
<td>Nowlin</td>
</tr>
<tr>
<td>Total</td>
<td>52</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Armes</td>
<td>Gallot</td>
</tr>
<tr>
<td>Aubert</td>
<td>Guilory</td>
</tr>
<tr>
<td>Cromer</td>
<td>Harrison</td>
</tr>
<tr>
<td>Total</td>
<td>8</td>
</tr>
</tbody>
</table>
The motion not having received two-thirds vote of the members present and voting, the House refused to suspend the rules.

Under the rules, the above bill was ordered recommitted to the Committee on Appropriations.

**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.

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

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

Under the rules, placed on the regular calendar.

**Motion**

Rep. Peterson moved that the Committee on Appropriations be discharged from further consideration of House Bill No. 889.

Rep. Fannin objected.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abramson</td>
</tr>
<tr>
<td>Anders</td>
</tr>
<tr>
<td>Armel</td>
</tr>
<tr>
<td>Arnold</td>
</tr>
<tr>
<td>Badon, A.</td>
</tr>
<tr>
<td>Badon, B.</td>
</tr>
<tr>
<td>Baldone</td>
</tr>
<tr>
<td>Barrow</td>
</tr>
<tr>
<td>Billiot</td>
</tr>
<tr>
<td>Brossett</td>
</tr>
<tr>
<td>Burns, T.</td>
</tr>
<tr>
<td>Burrell</td>
</tr>
<tr>
<td>Carmody</td>
</tr>
<tr>
<td>Connick</td>
</tr>
<tr>
<td>Dumasay</td>
</tr>
<tr>
<td>Dixon</td>
</tr>
<tr>
<td>Doerge</td>
</tr>
<tr>
<td>Dove</td>
</tr>
<tr>
<td>Downs</td>
</tr>
<tr>
<td>Edwards</td>
</tr>
<tr>
<td>Total - 58</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
</tr>
<tr>
<td>Barras</td>
</tr>
<tr>
<td>Burford</td>
</tr>
<tr>
<td>Burns, H.</td>
</tr>
<tr>
<td>Carter</td>
</tr>
<tr>
<td>Champagne</td>
</tr>
<tr>
<td>Chandler</td>
</tr>
<tr>
<td>Chaney</td>
</tr>
<tr>
<td>Cortez</td>
</tr>
<tr>
<td>Fannin</td>
</tr>
<tr>
<td>Foil</td>
</tr>
<tr>
<td>Feymann</td>
</tr>
<tr>
<td>Greene</td>
</tr>
<tr>
<td>Guillery</td>
</tr>
<tr>
<td>Total - 37</td>
</tr>
</tbody>
</table>

The House agreed to discharge the Committee on Appropriations from further consideration of the bill.

**HOUSE BILL NO. 889—**

*BY REPRESENTATIVES PETERSON, BARROW, BURRELL, CARMODY, COX, CONNICK, ELLINGTON, HARRISON, HONEY, GIROD, JACKSON, LEGER, RITCHIE, STIAES, AND WILLIAMS AND SENATORS BROOME, CHAISSON, DORSEY, GRAY EVANS, JACKSON, LAFLEUR, AND MORRELL*—

**AN ACT**

To amend and reenact R.S. 47:841(A), (C), and (E) and to enact R.S. 47:841(B)(6) and 841.2, relative to the tobacco tax; to enact the Louisiana Healthier Families Act; to increase the tax on cigars, cigarettes, smoking tobacco, and smokeless tobacco; to establish the Louisiana Healthier Families Fund as a special treasury fund; to provide for the deposit, use, and investment of the monies in the fund; to require certain entities and agencies to submit reports to the legislature; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

Rep. Peterson moved to pass the bill to its third reading.

As a substitute motion, Rep. Lopinto moved to table the entire subject matter.

The vote recurred on the substitute motion.

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Billiot</td>
</tr>
<tr>
<td>Burford</td>
</tr>
<tr>
<td>Burns, H.</td>
</tr>
<tr>
<td>Carter</td>
</tr>
<tr>
<td>Chandler</td>
</tr>
<tr>
<td>Chaney</td>
</tr>
<tr>
<td>Cortez</td>
</tr>
<tr>
<td>Dove</td>
</tr>
<tr>
<td>Fannin</td>
</tr>
<tr>
<td>Foil</td>
</tr>
<tr>
<td>Feymann</td>
</tr>
<tr>
<td>Greene</td>
</tr>
<tr>
<td>Howard</td>
</tr>
<tr>
<td>Total - 36</td>
</tr>
</tbody>
</table>
NAYS

Mr. Speaker        Ellington        LeBas
Abrahamson        Ernst           Montoucet
Anders            Franklin        Norton
Armes             Gisclair        Nowlin
Arnold            Greene          Perry
Badon, A.         Guillory        Peterson
Badon, B.         Guinn           Ponti
Baldone           Hardy           Richard
Burress           Harrison        Richmond
Barrow            Henderson      Ritchie
Brosset           Henry           Roy
Burns, T.         Hill            Smith, G.
Burrell           Hines           Smith, P.
Carmody           Hoffmann        St. Germain
Champagne         Honey           Stiea
Connick           Hutter          Waddell
Danahay           Jackson M.      White
Dixon             Johnson         Williams
Doerge            Jones, R.       Wooton
Downs             Lafontay
Edwards           Lambert
Total - 61

ABSENT

Aubert            Gallot          Leger
Cromer            Jackson G.     Smith, J.
Total - 6

The House refused to table the entire subject matter.

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

Under the rules, placed on the regular calendar.

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

SENATE BILL NO. 172—
BY SENATOR QUINN
AN ACT
To enact R.S. 41:1702(B)(4), (5), (6), (7), and (8), relative to reclamation of lands lost through erosion, compaction, subsidence, and sea level rise; to provide for certain boundary agreements; to provide terms, conditions, and procedures; to provide for retroactivity; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Nowlin moved to reconsider the vote by which the above House Bill failed to pass on the previous legislative day.

As a substitute motion, Rep. Abramson moved to table the motion to reconsider.

Rep. Nowlin objected to tabling the motion to reconsider.

The vote recurred on the substitute motion.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abrahamson        Henry           Norton
Arnold            Hill            Perry
Badon, A.         Hines           Peterson
Baldone           Honey           Richmond
Brosset           Jackson M.     Richmond
Burrell           Johnson         Roy
Dixon             Jones, R.       Smith, G.
Doerge            Jones, S.       Smith, P.
The House refused to table the motion to reconsider.

Returned to the calendar under the rules.

### Explanation of Vote

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

### HOUSE BILL NO. 872—

**BY REPRESENTATIVE DOWNS**

**AN ACT**

To enact R.S. 17:3351.13, 3351.14, and 3351.15, relative to increases in tuition and fee amounts; to authorize the boards of supervisors of the Louisiana State University System, the Southern University System, and the University of Louisiana System to impose specified tuition and attendance fee increases for certain students attending the institutions under the management and supervision of each board; to provide for waivers; to provide for effectiveness; and to provide for related matters.

Read by title.

On motion of Rep. Downs, 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.

### House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 160—
BY REPRESENTATIVE DANAHAY

To amend and reenact R.S. 33:441.15, relative to the mayor's court for the city of DeQuincy; to provide that the mayor may appoint one or more attorneys to preside as magistrate; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 160 by Representative Danahay

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:441.15" delete the remainder of the line and insert "and to enact R.S. 33:441.32, relative to mayors’ courts; to provide for the appointment of magistrates for the mayor's court for the city of DeQuincy;"

AMENDMENT NO. 2

On page 1, line 3, after "mayor" and before "may" insert "of the city of DeQuincy"

AMENDMENT NO. 3

On page 1, line 4, after "magistrate;" and before "to", insert the following:

"to establish a mayor's court in the village of Ida; to provide for territorial jurisdiction of the court; to provide for powers and authority of the magistrate of the court and court officers; to provide relative to subject matter jurisdiction of the court;"

AMENDMENT NO. 4

On page 1, line 6, after "reenacted" insert "and R.S. 33:441.32 is hereby enacted"

AMENDMENT NO. 5

On page 1, between lines 16 and 17, insert the following:

"* * * *

§441.32. Village of Ida; Mayor's court

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 359—
BY REPRESENTATIVES LOPIUTO AND WOOTON

To amend and reenact R.S. 16:516(A), relative to district attorneys; to provide for the payment of group health insurance premiums from the district attorney’s general fund in the Twenty-Fifth and
the Twenty-Third Judicial Districts; to establish criteria for eligibility; to provide for application; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 359 by Representative Lopinto

AMENDMENT NO. 1

On page 1, line 2, following ",(A)" and before "," insert "and (D) and to enact R.S. 16:516(E)"

AMENDMENT NO. 2

On page 1, line 7, following "(A)" and before "hereby" change "is" to "and (D) are"

AMENDMENT NO. 3

On page 1, line 7, following "reenacted" and before "to" insert "and R.S. 16:516(E) is hereby enacted"

AMENDMENT NO. 4

On page 2, line 1, following "Paragraph" and before "are" change "(D)(1) of this Section" to "(1) of this Subsection"

Rep. Lopinto moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Foil  Monica
Abramson  Franklin  Montoucet
Anders  Geymann  Morris
Armes  Gisclair  Norton
Arnold  Guilory  Nowlin
Badon, A.  Guinn  Pearson
Badon, B.  Hardy  Perry
Baldone  Harrison  Peterson
Barras  Hazel  Ponti
Barrow  Henderson  Pope
Billiot  Henry  Richard
Brossett  Hill  Richardson
Burford  Hines  Rich mond
Burns, H.  Hoffmann  Ritchie
Burns, T.  Honey  Robideaux
Burrell  Howard  Roy
Carmody  Hutter  Schroder
Carter  Jackson M.  Simon
Champagne  Johnson  Smiley
Chandler  Jones, S.  Smith, G.
Chaney  Katz  Smith, J.
Connor  Kleckley  Smith, P.
Cortez  LaBrazzo  St. Germain
Danahay  LaFonta  Talbot
Dixon  Lambert  Templet
Doerge  Landry  Thibaut
Dove  LeBas  Waddell
Downs  Ligi  White
Edwards  Little  Williams
Ellington  Lopinto  Willmott
Ernst  McVea  Wooton
Fannin  Mills
Total - 95

NAYS

Total - 0

ABSENT

Aubert  Greene  Leger
Cromer  Jackson G.  Pugh
Gallot  Jones, R.  Siaaes
Total - 9

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 366—

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

AN ACT

To amend and reenact R.S. 15:560.1, 560.2(B)(introductory paragraph) and (1), (E), and (F), 560.3, 560.4(A), 560.5, 560.6(A), 561.2, and 561.4(A)(1) and (B)(1) and (3) and to enact R.S. 15:560.2(H) and (I) and 560.4(E), relative to sex offenders and child predators; to provide relative to the monitoring of sex offenders and predators; to provide with respect to the determination of which sex offenders are sexually violent predators and child sexual predators; to amend the provisions governing the sex offender assessment panels; to provide for definitions; to provide with respect to the membership of the sex offender assessment panels; to provide for a judicial determination following an assessment by the sex offender assessment panel; to provide for a hearing and notice thereof; to provide with respect to the effects of a determination of status as a sexually violent predator or child sexual predator; to provide with respect to supervision of such persons; to provide for criminal penalties for violations of the conditions of supervision; to provide with respect to supervised release of certain sex offenders; to require that notice be given to the sex offender of supervised release; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 366 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 4, after "enact R.S." delete "15:560.2(H) and (I)" and insert in lieu thereof "15:560.2(H) and (I), and (J)"

AMENDMENT NO. 2

On page 2, line 1, after "reenacted R.S." delete "15:560.2(H) and (I)" and insert in lieu thereof "15:560.2(H), (I), and (J)"

AMENDMENT NO. 3

On page 4, after line 28, insert the following:
"I. The Department of Public Safety and Corrections shall forward all recommendations of offenders who have been determined to be a sexually violent predator or a child sexual predator prior to August 15, 2009, to the sentencing court for a judicial determination that the offender is a sexually violent predator or child sexual predator in accordance with the provisions of this Section."

AMENDMENT NO. 4

On page 9, after line 12, insert the following:

"Section 3. The provisions of this Act relative to the amendment of R.S. 15:561.2(A) and (B) and 561.4(A)(1), (B)(1) and (3) are declared to be curative and remedial and therefore shall be applied retroactively as well as prospectively."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 366 by Representative Wooton

AMENDMENT NO. 1

On page 3, line 18, following "experience are" and before "with the" change "not incompatible" to "compatible"

AMENDMENT NO. 2

On page 4, line 18, following "child" and before "predator" insert "sexual"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed House Bill No. 366 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 4, between "560.4(E)," and "relative to" insert the following:

"and to repeal R.S. 15:542.1.6 and 543.1(14),"

AMENDMENT NO. 2

On page 1, line 16, between "release;" and "and to provide" insert the following:

"to repeal certain requirements for mailing a verification of address by the Louisiana Bureau of Criminal Identification and Information;"

AMENDMENT NO. 3

On page 9, below line 12, add the following:

"Section 2. R.S. 15:542.1.6 and 543.1(14) are hereby repealed."

Rep. Wooton moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Franklin</th>
<th>Monica</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abramson</td>
<td>Geymann</td>
<td>Montoucet</td>
</tr>
<tr>
<td>Anders</td>
<td>Gisclair</td>
<td>Morris</td>
</tr>
<tr>
<td>Armes</td>
<td>Guillory</td>
<td>Norton</td>
</tr>
<tr>
<td>Arnold</td>
<td>Guinn</td>
<td>Nowlin</td>
</tr>
</tbody>
</table>

| Badon, A.        | Hardy            | Pearson |
| Badon, B.       | Harrison         | Perry   |
| Baldone          | Hazel            | Peterson |
| Barrow           | Henry            | Ponti   |
| Brossett         | Hill             | Pope    |
| Burford          | Hines            | Richard |
| Burns, H.       | Hoffmann         | Richardson |
| Burns, T.        | Honey            | Richmond|
| Burrell          | Howard           | Ritchie |
| Carmody          | Hutter           | Robideaux|
| Carter           | Jackson G.       | Boyo    |
| Champagne        | Jackson M.       | Schroder|
| Chandler         | Johnson          | Smiley  |
| Chaney           | Jones S.         | Smith, G.|
| Connick          | Katz             | Smith, J.|
| Cortez           | Kleckley         | Smith, P.|
| Danahay          | LaBruzzo         | St. Germain |
| Dixon            | LaFonta          | Stiters |
| Doerge           | Lambert          | Talbot  |
| Dove             | Landry           | Templet |
| Downs            | LeBas            | Thibaut |
| Edwards          | Ligi             | Waddell |
| Ellington        | Little           | White   |
| Ernst            | Lopinto          | Willmott|
| Fannin           | McVeas           | Wooton  |
| Foil             | Mills            |        |
| Total - 92       |                  |        |

NAYS

| Total - 0        |                  |        |

ABSENT

| Aubert           | Gallot           | Leger   |
| Barras           | Greene           | Pugh    |
| Billiot          | Henderson        | Sinton  |
| Cromer           | Jones, R.        | Williams|
| Total - 12       |                  |        |

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 408—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:4274.1 and R.S. 32:402(C)(1), relative to the duties and powers of forestry officers; to provide for driver's license requirements for certain operators of firefighting equipment; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Engrossed House Bill No. 408 by Representative Anders

AMENDMENT NO. 1

On page 1, line 19, after "woodlands" change "and" to "or"

AMENDMENT NO. 2

On page 1, line 20, after "duties." insert "All forestry officers shall be Peace Officers Standard Training (P.O.S.T.) certified."

AMENDMENT NO. 3

On page 2, at the beginning of line 5, change "During the course of normal duties or upon" to "Upon"
AMENDMENT NO. 4
On page 2, line 16, after "employed by" delete the remainder of the line and insert "the Louisiana Department of Agriculture and Forestry, or"

AMENDMENT NO. 5
On page 2, at the end of line 20, insert the following:

"The emergency vehicle or firefighting equipment shall be equipped with audible and visual signals as required by Federal Motor Carrier Safety Administration rules."

Rep. Anders moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker
Abramson
Anders
Arms
Arnold
Badon, A.
Badon, B.
Baldone
Barrow
Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Chandler
Chaney
Connick
Cortez
Dixon
Doerge
Downs
Edwards
Ellington
Ernst
Fannin
Foil
Franklin
Geymann
Guillory
Guinn
Hardy
Harrison
Hazel
Henderson
Henry
Hines
Hoffmann
Honey
Howard
Hutter
Jackson G.
Jackson M.
Johnson
Jones, R.
Jones, S.
Katz
Kleckley
LaBruzzi
LaFonta
Lambert
LeBas
Ligii
Little
Lopinto
McVea
Monica
Montoucet
Morris
Norton
Nowlin
Perry
Peterson
Pope
Pugh
Richardson
Richard
Richmond
Ritchie
Robideaux
Roy
Scheroder
Smiley
Smith, G.
Smith, J.
St. Germain
Staes
Templet
Waddell
White
Wooton
Total - 88

NAYS
Hill
Total - 1

ABSENT
Aubert
Barras
Champagne
Cromer
Dunahay
DOVE
Galot
Greene
Landry
Leger
Total - 15

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 439—
BY REPRESENTATIVE ELLINGTON
AN ACT
To enact Subpart H of Part II of Chapter 30 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4711 through 4718, relative to country of origin labeling for catfish products; to require retail and food service establishments to notify consumers of the country of origin of catfish; to provide for notification requirements; to provide for definitions; to provide relative to advertising of catfish products; to authorize the commissioner to regulate and inspect retail and food service establishments; to provide for penalties; to provide for testing procedures; to require a cooperative endeavor agreement; to authorize the commissioner to adopt rules and regulations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Dupre to Reengrossed House Bill No. 439 by Representative Ellington

AMENDMENT NO. 1
On page 2, line 12, after "Ictaluridae" and before the period insert "; Ariidae or Loricariidae"

Rep. Ellington moved that the amendments proposed by the Senate be rejected.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker
Abramson
Anders
Arms
Arnold
Badon, A.
Badon, B.
Baldone
Barrow
Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Chandler
Chaney
Connick
Cortez
Dixon
Doerge
Downs
Edwards
Ellington
Ernst
Fannin
Foil
Franklin
Geymann
Guillory
Guinn
Hardy
Harrison
Hazel
Henderson
Henry
Hines
Hoffmann
Honey
Howard
Hutter
Jackson G.
Jackson M.
Johnson
Jones, R.
Jones, S.
Katz
Kleckley
LaBruzzi
LaFonta
Lambert
LeBas
Ligii
Little
Lopinto
McVea
Monica
Montoucet
Morris
Norton
Nowlin
Perry
Peterson
Pope
Pugh
Richardson
Richmond
Ritchie
Robideaux
Roy
Scheroder
Smiley
Smith, G.
Smith, J.
St. Germain
Staes
Templet
Thibaut
Waddell
White
Williams
Wooton
Total - 92
The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 442—
BY REPRESENTATIVE SMILEY
AN ACT
To amend and reenact R.S. 49:308.3(D), to enact R.S. 32:402.3, and to repeal R.S. 17:282, relative to the Motorcycle Safety, Awareness, and Operator Training Program; to transfer administration of the Motorcycle Safety, Awareness, and Operator Training Program to the Department of Public Safety and Corrections; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 442 by Representative Smiley

AMENDMENT NO. 1
On page 1, at the end of line 15, after "R.S. 32:401(18)" insert "and the word "deputy secretary" shall mean the deputy secretary of the Department of Public Safety and Corrections"

AMENDMENT NO. 2
On page 2, lines 14, 18, and 20, change "commissioner" to "deputy secretary"

Rep. Smiley moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

Aubert
Champagne
Chandler
Chaney
Connick
Cortez
Dixon
Doerge
Dove
Downs
Edwards
Ernst
Fannin
Fiol
Franklin

Mr. Speaker
Abramson
Anders
Armes
Arnold
Badon, A.
Badon, B.
Baldone
Barrow
Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody

Geymann
Gisclair
Guillory
Guinn
Hardy
Harrison
Hazel
Henderson
Henry
Hill
Hines
Hoffmann
Honey
Howard
Hutter
Jackson G.

Monica
Montoucet
Morris
Norton
Nowlin
Pearson
Perry
Popé
Pugh
Richard
Richardson
Richmond
Ritchie
Robideaux
Roy
Schröder

NAYS

Total - 0

ABSENT

Aubert
Barras
Champagne
Cromer

Danahay
Gallot
Greene
Harrison

Landry
Leger
Ponti
Simon

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 490—
BY REPRESENTATIVE PETERSON AND SENATOR GRAY EVANS
AN ACT
To amend and reenact R.S. 47:463.103, relative to motor vehicle prestige license plates; to provide for the Louisiana Delta Sigma Theta Sorority, Inc., prestige license plate; to provide for the issuance; to provide for the color and design; to provide relative to the fees; to provide for the use of such fees; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Gray Evans to Engrossed House Bill No. 490 by Representative Peterson

AMENDMENT NO. 1
On page 2, line 13, delete "Fund"

AMENDMENT NO. 2
On page 2, line 21, delete "Fund"

Rep. Peterson moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Anders

Gisclair
Guillory
Guinn

Morris
Norton
Nowlin
The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 521—**

**BY REPRESENTATIVE LAFONTA**

**AN ACT**

To enact Chapter 19 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1221 through 1223, and R.S. 36:4(AA) and 917, to create an advisory council in the governor's office to identify obstacles to the effective delivery of governmental services to Latin Americans and to make recommendations for removal of such obstacles; to provide for membership on the council; to provide for its powers and duties; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 521 by Representative LaFonta

**AMENDMENT NO. 1**

On page 3, between lines 13 and 14, insert the following:

"(h) The Loyola School of Law Workplace Justice Project.
(i) The Hispanic Apostolate of Shreveport.
(j) The Hispanic Lawyers Association.
(k) WFNO La Fabulosa 830-AM Radio.
(l) The Latin American Civic Association of Louisiana.
(m) The Hispanic Lawyers Association of Louisiana, Inc.
(o) Asociacion Nicaraguense de Luisiana.
(p) Unidad Hispanoamericana.
(q) The Louisiana Housing Finance Agency.

C. Members of the council shall be residents of this state who resided in this state prior to landfall of Hurricane Katrina. Each member shall be a member of a registered business organization in this state and actively engaging in business in this state as of the date of appointment.

**AMENDMENT NO. 2**

On page 3, line 14, change "C." to "D."

**AMENDMENT NO. 3**

On page 3, line 15, change "D." to "E."

**AMENDMENT NO. 4**

On page 3, line 17, change "E." to "F."

**AMENDMENT NO. 5**

On page 3, line 19, change "F." to "G."

**AMENDMENT NO. 6**

On page 3, line 20, change "G." to "H."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Reengrossed House Bill No. 521 by Representative LaFonta

**AMENDMENT NO. 1**

In Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 521 and adopted by the Senate on May 21, 2009, on page 1, between lines 12 and 13, insert

"(r) The Louisiana AFL-CIO"

**AMENDMENT NO. 2**

In Amendment No. 1 proposed by the Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 521 and adopted by the Senate on May 21, 2009, on page 1, line 13, after "state" delete the remainder of the line and insert a period, and on line 14, delete "state prior to landfall of Hurricane Katrina."

Rep. LaFonta moved that the amendments proposed by the Senate be concurred in.
HOUSE BILLS AND JOINT RESOLUTIONS ON SECOND READING TO BE REFERRED

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

**Motion**


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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders, Guinn, Smith, A. 
Armes, Guinn, Nowlin 
Arnold, Hardy, Peterson 
Badon, A., Hazel, Pope 
Badon, R., Henderson, Pugh 
Baldone, Henry, Hardy 
Barrow, Hill, Richardson 
Billiot, Hines, Richardson 
Brossett, Hoffmann, Richmond 
Burns, H., Honey, Ritchie 
Burns, T., Howard, Robideaux 
Burrell, Hutter, Roy 
Carmody,Jackson, M., Schroder 
Carter, Jones, R., Simon 
Chandler, Jones, S., Smith, G. 
Chaney, Katz, Smith, J. 
Connick, Kleckley, Smith, P. 
Cortez, LaBruzzo, St. Germain 
Dixon, LaFonta, Stiaes 
Dove, Lambert, Templet 
Downs, Ligi, Thibaut 
Ellington, Little, Waddell 
Ernst, Lopinto, White 
Fannin, McVea, Williams 
Foil, Mills, Willmott 
Franklin, Monica, Wooton 
Geymann, Montoucet, Total - 86

**NAYS**

Mr. Speaker, Ernst, McVea 
Badon, A., Geymann, Monica 
Baldone, Gisclair, Nowlin 
Barrow, Guinn, Morris 
Burns, H., Guinn, Nowlin 
Burns, T., Gisclair, Nowlin 
Carmody, Hoffmann, Peterson 
Carter, Johnson, R., Roy 
Chaney, Katz, Talbot 
Connick, Lambert, Talbot 
Dove, Ligi, Templet 
Downs, Little, Willmott 
Edwards, Lopinto, Total - 41

**ABSENT**

Aubert, Aubert, Badon, B., Barras, Barrow, Billiot, Burns, H., Burns, T., Burbank, Cameron, Carter, Chandler, Chaney, Connick, Cotten, Cortez, Courtier, Danahay, Ellington, Galhot, Total - 24

The House refused to order the committee to report the bill on Thursday, June 11, 2009.
Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 439: Reps. Ellington, Anders, and McVea.

Acting Speaker Abramson in the Chair

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

SENATE BILL NO. 18—
BY SENATOR ALARIO
AN ACT
To enact R.S. 49:191(5) and to repeal R.S. 49:191(2)(e), relative to the Department of the Treasury, including provisions to provide for the re-creation of the Department of the Treasury and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Anders
Arnes
Arnold
Badon, A.
Baldone
Barbas
Barrow
Billiot
Brossett
Burns, H.
Burns, T.
Carmody
Carter
Chapagne
Chandler
Chaney
Connick
Cortez
Danahey
Doerge
Dove
Downs
Edwards

Little
Lopinto
Franklin
McVea
Geymann
Mills
Gisclair
Monica
Greene
Nowlin
Guillory
Perry
Henderson
Hwy
Hines
Hoffmann
Honey
Howard
Hutter

Landry
LeBas
Willmott
Ligi
Wootton

NAYS

Total - 83

ABSENT

Aubert
Badon, B.
Burford
Burrell
Cromer
Dixon
Gallot

Total - 21

The Chair declared the above bill was finally passed.

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.

Speaker Tucker in the Chair

SENATE BILL NO. 44—
BY SENATORS MORRISH, ERDEY, MCPHERSON, MOUNT AND SHAW AND REPRESENTATIVE PERRY
AN ACT
To designate the Gibbstown bridge on Louisiana Highway 27 in Cameron Parish as the "Conway LeBleu Memorial Bridge," and to provide for related matters.

Read by title.

Rep. McVea moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Anders
Armes
Arnold
Badon, A.
Baldone
Barbas
Barrow
Billiot
Brossett
Burns, H.
Burns, T.
Carmody
Carter
Chapagne
Chandler
Chaney
Connick
Cortez
Danahey
Doerge
Dove
Downs
Edwards

Little
Lopinto
Franklin
McVea
Geymann
Mills
Gisclair
Monica
Greene
Nowlin
Guillory
Perry
Henderson
Hwy
Hines
Hoffmann
Honey
Howard
Hutter

Landry
LeBas
Willmott
Ligi
Wootton

NAYS

Total - 0

ABSENT

Aubert
Badon, B.
Burford
Burrell
Cromer
Dixon
Gallot

Total - 0

The Chair declared the above bill was finally passed.

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

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

SENATE BILL NO. 127—
BY SENATOR THOMPSON

AN ACT
To authorize and provide for the transfer of Quebec Road in Madison Parish; to provide for terms and conditions; and to provide for related matters.

Read by title.

Rep. Anders moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil
Abraham Framework Franklin
Anders Gisclair Norton
Armes Nowlin
Arnold Pearson
Badon, A. Perry
Badon, B. Ponti
Baldone Ponti
Barrow Pooti
Billiot Hiep
Brossett Richard
Burford Richart
Burns, H. Richard
Burns, T. Richart
Burrell Robideaux
Carmody Roy
Carter Schroder
Champagne Simon
Champlin Smith, G.
Chandler Smith, J.
Chaney Smith, P.
Connick Smith, P.
Cortez Staeas
Danahey Staeas
Doerge Staeas
Dove Talbot
Downs Templet
Edwards White
Ellington Williams
Ernst Willmott
Fannin Wooton

Total - 90

NAYS

Aubert Waddell
Badon, B. White
Badon, A. Willmott
Badon, B. Wooton
Baldone Ponti
Barras Ponti
Barrow Ponti
Billiot Ponti
Brossett Ponti
Burford Ponti
Burns, H. Ponti
Burns, T. Ponti
Burrell Ponti
Carmody Ponti
Carter Ponti
Champagne Ponti
Champlin Ponti
Chaney Ponti
Connick Ponti
Cortez Ponti
Danahey Ponti
Doerge Ponti
Dove Templet
Downs Templet
Edwards Templet
Ellington Templet
Ernst Templet
Fannin Templet

Total - 0

ABSENT

Aubert
Badon, A.
Badon, B.
Cromer
Dixon
Gallot

Total - 14

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 211—
BY SENATOR CLAITOR

AN ACT
To amend and reenact R.S. 36:801(introductory paragraph), and to enact R.S. 36:109(U) and Chapter 40 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2401, relative to economic development; to create the Louisiana Innovation Council within the Department of Economic Development; to provide for the membership; to provide for the duties and responsibilities; to provide for reporting; and to provide for related matters.

Read by title.

Rep. Foil moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil
Abraham Franklin
Anders Franklin
Armes Franklin
Arnold Franklin
Badon, A. Franklin
Badon, B. Franklin
Baldone Franklin
Barras Franklin
Barrow Franklin
Billiot Franklin
Brossett Franklin
Burford Franklin
Burns, H. Franklin
Burns, T. Franklin
Burrell Franklin
Carmody Franklin
Carter Franklin
Champagne Franklin
Champlin Franklin
Chandler Franklin
Chaney Franklin
Connick Franklin
Cortez Franklin
Danahey Franklin
Doerge Franklin
Dove Franklin
Downs Franklin
Edwards Franklin
Ellington Franklin
Ernst Franklin
Fannin Franklin

Total - 90

NAYS

Aubert Leger
Badon, B. Morris
Badon, A. Morris
Cromer Waddell
Dixon Waddell
Gallot Waddell

Total - 0

ABSENT

Aubert
Badon, A.
Badon, B.
Cromer
Dixon
Gallot

Total - 14
Ernst
Fannin
Total - 94
NAYS
Total - 0
ABSENT
Aubert
Cromer
Gallot
Geymann
Total - 10
The Chair declared the above bill was finally passed.

The Chair declared the above bill was finally passed.

Motion

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

Suspension of the Rules

On motion of Rep. Hardy, 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:

HOUSE BILL NO. 11—

BY REPRESENTATIVE HARDY

AN ACT

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

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hardy to Engrossed House Bill No. 11 by Representative Hardy

AMENDMENT NO. 1

On page 1, line 5, after "Law;" and before "and to" insert "to provide for fines;"

AMENDMENT NO. 2

On page 2, line 3, after "applies" delete the remainder of the line and delete line 4 in its entirety and insert in lieu thereof the following:

"shall obtain a driver's license or identification card as provided for in this Subsection, immediately following his conviction, if he is not incarcerated, or immediately following the period of incarceration, if he is incarcerated. Once the driver's license or identification card as authorized by the provisions of this Subsection has been issued, the person shall carry it upon his person at all times."

AMENDMENT NO. 3

On page 2, after line 10, add the following:

"(5)(a) The provisions of this Subsection shall only apply to a person who has been convicted of a second or subsequent felony violation for producing, manufacturing, distributing, or dispensing or possession with intent to produce, manufacture, distribute, or dispense, a controlled dangerous substance.

(b) In addition to any other fine or penalty imposed by the court on an offender as described in Subparagraph (a), the court shall impose a fine of ten dollars. After collection by the clerk of court of the additional fine, the clerk shall remit such monies, on a monthly basis, to the Department of Public Safety and Corrections, office of motor vehicles, to be used to implement the provisions of this Subsection.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Downs
Ligi
Abramson
Ellington
Little
Anders
Fannin
Mills
Armes
Franklin
Monica
Arnold
Gisclair
Montoucet
Badon, A.
Guillory
Morris
Badon, B.
Hardy
Pearson
Barrow
Henderson
Perry
Brossett
Henry
Peterson
Burns, H.
Hines
Richard
Burns, T.
Hoffmann
Richmond
Burrell
Honey
Ritchie
Carmody
Howard
Robideaux
Carter
Hutter
Simon
Champagne
Jackson M.
Smith, J.
Chandler
Jones, S.
Smith, P.
Chaney
LaBruzzi
St. Germain
Connick
LaFonta
Talbot
Cortez Lambert Templet
Dixon Landry Thibaut
Doerge LeBas White
Total - 66

NAYS
Baldone Johnson Richardson
Barras Kleckley Schroder
Billiot Lopinto Smiley
Danahay McVea Smith, G.
Dove Norton Willmott
Hazel Pugh
Total - 20

ABSENT
Aubert Greene Leger
Cromer Guinn Ponti
Ernst Harrison Roy
Foil Jackson G. Stiaes
Gallot Jones, R. Waddell
Geymann Katz Williams
Total - 18

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

Motion to reconsider pending.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Acting Speaker Lopinto in the Chair

SENEGAL BILL NO. 333—

SENATE BILL NO. 333—

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

AN ACT

To enact R.S. 33:9038.63, relative to cooperative development in East Baton Rouge Parish; to create the Bluebonnet Convention Hotel Taxing District as a special taxing and tax increment financing district in East Baton Rouge Parish; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body; to levy and collect a tax upon hotel occupancy and food and beverage not intended for home consumption within the district and to engage in tax increment financing; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Michael Jackson to Reengrossed Senate Bill No. 333 by Senator Broome

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 33:9038.63" delete the comma "," and insert "and 9038.64,"

AMENDMENT NO. 2

On page 1, line 3, after "Taxing District" delete the remainder of the line and at the beginning of line 4, delete "tax increment financing district" and insert "and the Bluebonnet/Perkins Convention Hotel Taxing District as special taxing and increment financing districts;"

AMENDMENT NO. 3

On page 1, line 5, after "boundaries of the" change "district;" to "districts;"

AMENDMENT NO. 4

On page 1, line 5, after "governance of the" change "district;" to "districts;"

AMENDMENT NO. 5

On page 1, line 6, change "the governing body;" to "each governing body;"

AMENDMENT NO. 6

On page 1, line 8, change "the district" to "each district"

AMENDMENT NO. 7

On page 1, line 12, after "R.S. 33:9038.63" delete "is" and insert "and 9038.64 are"

AMENDMENT NO. 8

On page 9, between lines 21 and 22, insert the following:

"§9038.64. Bluebonnet/Perkins Convention Hotel Taxing District

A. Creation. The Bluebonnet/Perkins Convention Hotel Taxing District, a special taxing district and political subdivision of the state, referred to in this Section as the "district", is hereby created in the city of Baton Rouge, parish of East Baton Rouge, referred to in this Section as the "city-parish".

B. Boundaries. The district shall be comprised of the following described parcels or tracts of land located in the city-parish, referred to in this Section as the "property":

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-3-A and more fully described as follows:

Commencing at the intersection of the east right-of-way line of Bluebonnet Boulevard and the centerline Park Rowe private all purpose access and utility servitude; Thence along the centerline of the Park Rowe private servitude South 61 degrees 13 minutes 56 seconds East, 286.36 feet; Thence leaving the centerline of the servitude North 28 degrees 46 minutes 04 seconds East, 20.63 feet to the POINT OF BEGINNING; Thence along a curve concaving to the northeast having a Radius of 20.00 feet, a Length of 31.42 feet, a Chord Bearing of North 16 degrees 13 minutes 56 seconds West and a Chord of 28.28 feet; Thence North 28 degrees 46 minutes 04 seconds East, 79.20 feet; Thence along a curve concaving to the southeast having a Radius of 10100 feet, a Length of 15.71 feet, a
Chord Bearing of North 73 degrees 46 minutes 04 seconds East and a Chord of 14.14 feet; Thence South 61 degrees 13 minutes 56 seconds East, 332.31 feet; Thence along a curve concaving to the southwest having a Radius of 18.00 feet, a Length of 12.75 feet, a Chord Bearing of South 40 degrees 56 minutes 31 seconds East and a Chord of 12.48 feet; Thence along a curve concaving to the northeast having a Radius of 151.00 feet, a Length of 22.56 feet, a Chord Bearing of South 24 degrees 55 minutes 57 seconds and a Chord of 22.34 feet; Thence along a curve concaving to the southwest having a Radius of 18.00 feet, a Length of 18.22 feet, a Chord Bearing of South 00 degrees 13 minutes 23 seconds East and a Chord of 17.45 feet; Thence South 28 degrees 46 minutes 03 seconds West, 64.08 feet; Thence along a curve concaving to the northwest having a Radius of 27.00 feet, a Length of 13.60 feet, a Chord Bearing of South 33 degrees 51 minutes 55 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.

D. Governance. (1) In order to provide for the orderly development of the district and effectuation of the purposes of the district, the district shall be administered and governed by a board of commissioners, referred to in this Section as the 'board', comprised of three persons as follows:

(a) The mayor-president of the city-parish or his designee.

(b) The mayor-president pro-tempore of the city-parish or his designee.

(c) The council member for metropolitan council district 3 of the city-parish or his designee.

(2) A majority of the members of the board shall constitute a quorum for the transaction of business. The board shall keep minutes of all meetings and shall make them available for inspection through the board's secretary-treasurer. The minute books and archives of the district shall be maintained by the board's secretary-treasurer. The monies, funds, and accounts of the district shall be in the official custody of the board.

(3) The board shall adopt bylaws and prescribe rules to govern its meetings. The members of the board shall serve without salary or per diem and shall be entitled to reimbursement for reasonable, actual, and necessary expenses incurred in the performance of their duties.

(4) The domicile of the board shall be established by the board at a location within the district.

(5) The board shall elect from its own members a president, vice president, and secretary-treasurer, whose duties shall be common to such offices or as may be provided by bylaws adopted by the district. The board shall hold regular meetings and may hold special meetings as provided in the bylaws. All such meetings shall be public meetings subject to the provisions of R.S. 42:4.1 et seq.

E. Rights and powers. The district, acting by and through its board, shall have and exercise all powers of a political subdivision and special taxing district necessary or convenient for carrying out its objects and purposes, including but not limited to the following:

(1) To sue and to be sued.

(2) To adopt bylaws and rules and regulations.

(3) To receive by gift, grant, donation, or otherwise any sum of money, property, aid, or assistance from the United States, the state of Louisiana, or any political subdivision thereof or from any person, firm, or corporation.

(4) To enter into contracts, agreements, or cooperative endeavors with the state and its political subdivisions or political corporations and with any public or private association, corporation, business entity, or person.

(5) To appoint officers, agents, and employees and to prescribe their duties and fix their compensation.

(6) To acquire by gift, grant, purchase, lease, or otherwise property and to mortgage and sell such property.

(7) In its own name and on its own behalf to incur debt or to issue bonds, notes, certificates, and other evidences of indebtedness. For this purpose the district shall be deemed and considered to be an issuer for purposes of R.S. 33:9037 and shall, to the extent not in conflict with this Section, be subject to the provisions of R.S. 33:9037.

(8) To establish such funds or accounts as are necessary for the conduct of the affairs of the district.

F. Tax. (1) In order to provide funds for the purposes of the district, the district, acting by and through its board, may levy and collect within the district a tax upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities and a tax upon the sale of food and beverage. The aggregate tax rate upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities within the district shall be at least equal to the aggregate rate of all taxes upon the occupancy of hotel rooms, motel rooms, and overnight camping facilities levied and collected within the parish of East Baton Rouge. The aggregate food and beverage tax rate within the district shall be at least equal to the aggregate rate of all food and beverage taxes levied and collected within the parish of East Baton Rouge.

(2)(a) The word "hotel" as used in this Section shall mean and include any establishment, both public and private, engaged in the business of furnishing or providing rooms and overnight camping facilities intended or designed for dwelling, lodging, or sleeping purposes to transient guests where such establishment consists of two or more guest rooms and does not encompass any hospital, convalescent or nursing home, or sanitarium or any hotel-like facility operated by or in connection with a hospital or medical clinic providing rooms exclusively for patients and their families.

(b) The occupancy tax shall be paid by the person who exercises or is entitled to occupancy of the hotel room and shall be paid at the time the rent or fee of occupancy is paid.

(c) The food and beverage tax shall be paid by the person who pays for the food and beverages at the point of sale.

(d) The word "person" as used in this Section shall have the same meaning as contained in R.S. 47:301(8).

(3) The taxes authorized in this Section shall be imposed by ordinance adopted by the district, acting by and through its board, without the need of an election.

(4) It is hereby recognized that without the accomplishment of the purposes of the district, there would be no collection of a hotel
occupancy tax or food and beverage tax by any taxing authority within the district. Accordingly, if the district elects to levy and collect any tax authorized in this Section, such levy shall be deemed to supersede and be in lieu of only such other taxes on hotel occupancy and sales within the district that do not secure bonds that have been authorized, that have not been dedicated by other law or by proposition approved by electors voting in an election for such purpose, and that are not based on a per head or per person basis. Additionally, if during the term of the district such other taxes on hotel occupancy or sales within the district that currently secure bonds that have been authorized cease to be authorized to secure bonds or cease to secure bonds that have been authorized, then such levy shall at such time be deemed to supersede and be in lieu of such other taxes on hotel occupancy or sales within the district and shall be available for use for the purposes of the district.

(5) The authority granted to the district pursuant to the provisions of this Section shall be subject to the limitations provided in R.S. 33:9038.42.

G. Financing. (1)(a) The district may issue revenue bonds, in one or more series, payable from an irrevocable pledge and dedication of up to the full amount of hotel occupancy and food and beverage sales tax increments, in an amount to be determined by the district, to finance or refinance any project or projects, or parts thereof, which are consistent with the purposes of the district. For purposes of this Section, for each of the food and beverage taxes and the hotel occupancy taxes collected within the district, a tax increment shall consist of that portion of the aggregate of such tax revenues collected by the district as determined by the board.

(b) Dedication of tax increments to pay the revenue bonds shall not impair existing obligations of the district and shall not include tax revenues previously dedicated by the district for a special purpose.

(2) The district may pledge the taxes collected under the authority of this Section to any financing or multiple refinancings of a hotel and related facilities within the district in furtherance of the purposes of the district. Such financing may include, but shall not be limited to loans, mortgages, the issuance of bonds, or the issuance of certificates of indebtedness.

H. Term. The district shall dissolve and cease to exist one year after the date on which all loans, bonds, notes, and other evidences of indebtedness of the district, including refunding bonds, are paid in full as to both principal and interest; however, the district shall not exist for more than forty years.

I. Liberal Construction. This Section, being necessary for the welfare of the city-parish and its residents, shall be liberally construed to effect the purposes hereof?

Point of Order

Rep. Carmody 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 germane to the subject matter contained in the bill as introduced.

Rep. Michael Jackson moved the adoption of the amendments.


By a vote of 37 yeas and 53 nays, the amendments were rejected.

Rep. Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Franklin</td>
</tr>
<tr>
<td>Abramson</td>
<td>Geymann</td>
</tr>
<tr>
<td>Anders</td>
<td>Gisclair</td>
</tr>
<tr>
<td>Armes</td>
<td>Greene</td>
</tr>
<tr>
<td>Arnold</td>
<td>Guillory</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Gunn</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Hardy</td>
</tr>
<tr>
<td>Baldone</td>
<td>Harrison</td>
</tr>
<tr>
<td>Barras</td>
<td>Hazel</td>
</tr>
<tr>
<td>Barrow</td>
<td>Henderson</td>
</tr>
<tr>
<td>Billiot</td>
<td>Henry</td>
</tr>
<tr>
<td>Brossett</td>
<td>Hines</td>
</tr>
<tr>
<td>Burford</td>
<td>Hoffmann</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Honey</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Howard</td>
</tr>
<tr>
<td>Burrell</td>
<td>Hutter</td>
</tr>
<tr>
<td>Carter</td>
<td>Jackson M.</td>
</tr>
<tr>
<td>Chandler</td>
<td>Johnson</td>
</tr>
<tr>
<td>Chaney</td>
<td>Jones, R.</td>
</tr>
<tr>
<td>Connick</td>
<td>Jones, S.</td>
</tr>
<tr>
<td>Cortez</td>
<td>Katz</td>
</tr>
<tr>
<td>Danahay</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Dixon</td>
<td>LaBruzio</td>
</tr>
<tr>
<td>Dove</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Downs</td>
<td>Lambert</td>
</tr>
<tr>
<td>Ernst</td>
<td>LeBas</td>
</tr>
<tr>
<td>Fannin</td>
<td>Ligi</td>
</tr>
<tr>
<td>Foil</td>
<td>Little</td>
</tr>
<tr>
<td>Total - 83</td>
<td>NAYS</td>
</tr>
<tr>
<td>Carmody</td>
<td>Hill</td>
</tr>
<tr>
<td>Doerge</td>
<td>Richardson</td>
</tr>
<tr>
<td>Edwards</td>
<td>Richmond</td>
</tr>
<tr>
<td>Ellington</td>
<td>Schroder</td>
</tr>
<tr>
<td>Total - 10</td>
<td>ABSENT</td>
</tr>
<tr>
<td>Aubert</td>
<td>Jackson G.</td>
</tr>
<tr>
<td>Champagne</td>
<td>Landry</td>
</tr>
<tr>
<td>Cromer</td>
<td>Leger</td>
</tr>
<tr>
<td>Gallot</td>
<td>Morris</td>
</tr>
<tr>
<td>Total - 11</td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

Rep. Carter 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. Richard, 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:
Speaker Tucker in the Chair

HOUSE BILL NO. 828—
BY REPRESENTATIVE CONNICK
AN ACT
To enact R.S. 47:820.5.5 and to repeal R.S. 47:820.5.3, relative to the Crescent City Connection; to create the Crescent City Connection Commission; to provide for membership, powers, and duties of the commission; to abolish the Crescent City Connection Oversight Authority; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Connick to Engrossed House Bill No. 828 by Representative Connick

AMENDMENT NO. 1
Delete House Floor Amendments Nos. 1, 2, and 3 in the set of floor amendments proposed by Representative Waddell on behalf of the Legislative Bureau and adopted by the House of Representatives on June 2, 2009

AMENDMENT NO. 2
On page 2, delete lines 18 through 29 and on page 3, delete lines 1 through 7 and insert in lieu thereof the following:

"(2)(a) Each of the state senators from Senate districts 1, 3, 7, and 8, and each of the state representatives from House districts 83, 84, 85, 86, 87, 93, 102, 104, and 105 shall submit the names of three persons to the governor. The governor shall appoint one person from each of the enumerated Senate and House of Representatives districts. Each nominee submitted to the governor for consideration on the commission shall be a resident of Louisiana. To the extent possible the list of names submitted by the legislators shall include persons who have special competence in business, management, finance, law, and human resources.

(b) The governor shall appoint one member at large and the secretary of the Department of Transportation and Development or his designee shall serve as chairman of the commission.

AMENDMENT NO. 3
On page 3, line 8, change "(d)" to "(c)"

AMENDMENT NO. 4
On page 3, at the beginning of line 15, after "(3)" delete the remainder of the line and delete lines 16 through 18

AMENDMENT NO. 5
On page 3, line 23, after "once" and before "and" delete "a month" and insert in lieu thereof "every other month"

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

Acting Speaker Arnold in the Chair

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Tucker to Engrossed House Bill No. 828 by Representative Connick

AMENDMENT NO. 1
On page 3, delete lines 19 and 20 in their entirety

Rep. Tucker moved the adoption of the amendments.


By a vote of 36 yeas and 47 nays, the amendments were rejected.

Speaker Tucker in the Chair

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Gisclair Monica
Abramson Greene Montoucet
Anders Guillory Morris
Armes Guinn Norton
Badon, A. Hardy Nowlin
Badon, B. Harrison Pearson
Baldone Hazel Perry
Barras Henry Ponti
Barrow Hill Pope
Bilbo T. Pugh
Burns, H. Hutter Ritchie
Burns, T. Howard Richmond
Burrell Jackson M. Robideaux
Carmody Jackson M. Schroder
Chamagne Johnson Simon
Chandler Jones, R. Smiley
Chaney Jones, S. Smith, G.
Connick Katz Smith, J.
Cortez Kleckley Smith, P.
Dixon LaBranco St. Germain
Doerge LaFonta Stias
Dove Lambert Talbot
Dowens Landry Temple
Edwards LeBas Thibaut
Ellington Ligi Waddell
Ernst Little White
Fannin Lopinto Williams
Foil McKee Willmott
Franklin Mills Wooton
Total - 96

NAYS
Total - 0

ABSENT
Arnold Danahay Leger
Aubert Gallot Leger
Cromer Geymann Roy
Total - 8

1011
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Withdrawal of Notice of Intention to Call

Rep. Little withdrew his notice of intention to call House Bill No. 29 from the calendar for future action.

Notice of Intention to Call


Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Downs gave notice of his intention to call House Bill No. 872 from the calendar on Thursday, June 11, 2009.

HOUSE BILL NO. 352—

By Representative Mickey Guillory

An Act

To enact R.S. 32:387.12(C), relative to annual noncritical off-road equipment permit; to provide for a permit to be issued to authorize noncritical off-road equipment to tow a vehicle; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Guillory moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Monica
Abramson Abramson Geymann Monica
Anders Gisclair Morris
Armes Greene Norton
Arnold Guilory Nowlin
Badon, A. Guinn Pearson
Badon, B. Harrison Perry
Baldone Hazel Peterson
Barrow Henderson Ponti
Billiot Henry Pope
Brossett Hill Pugh
Burford Hines Richard
Burns, H. Hoffmann Richardson
Burrell Howard Richmond
Carmody Hutter Ritchie
Carter Jackson G. Schroder
Champagne Johnson Simon
Chandler Jones, R. Smith, G.
Chaney Jones, S. Smith, J.
Connick Katz St. Germain
Cortez Kleckley Stiaes
Danahey LaBruzzi Talbot
Dixon LaFonta Templet
Doerge Lambert Thibaut
Dove Landry Waddell

Total - 91

NAYS

Total - 0

ABSENT

Aubert Hardy Roy
Barras Honey Smiley
Burns, T. Jackson M. Smith, P.
Cromer Leger
Gallot Robideaux

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.

HOUSE BILL NO. 367—

By Representatives Dove, Baldone, and Harrison and Senators Dupre and B. Gautreaux

An Act

To enact R.S. 33:2481.3, relative to the municipal fire and police civil service; to provide relative to the positions of fire chief and police chief in the city of Houma; to provide that each such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 367 by Representative Dove

AMENDMENT NO. 1

On page 1, line 2, after "municipal", delete "fire and"

AMENDMENT NO. 2

On page 1, line 3, after "to the" change "positions" to "position" and delete "fire chief and"

AMENDMENT NO. 3

On page 1, line 4, after "that" delete "each"

AMENDMENT NO. 4

On page 1, line 12, after "§2481.3." delete "Fire chief and" and change "police" to "Police"

AMENDMENT NO. 5

On page 1, line 13, change "positions" to "position" and delete "fire"

AMENDMENT NO. 6

On page 1, line 14, at the beginning of the line, delete "chief and"
On motion of Rep. Baldone, 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:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Ellington</td>
<td>Little</td>
</tr>
<tr>
<td>Abramson</td>
<td>Ernst</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Anders</td>
<td>Fannin</td>
<td>McVea</td>
</tr>
<tr>
<td>Arnold</td>
<td>Foil</td>
<td>Mills</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Franklin</td>
<td>Monica</td>
</tr>
<tr>
<td>Baldone</td>
<td>Gisclair</td>
<td>Montoucet</td>
</tr>
<tr>
<td>Barras</td>
<td>Guilyory</td>
<td>Morris</td>
</tr>
<tr>
<td>Billiot</td>
<td>Hardy</td>
<td>Norton</td>
</tr>
<tr>
<td>Burford</td>
<td>Harrison</td>
<td>Perry</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Henderson</td>
<td>Pope</td>
</tr>
<tr>
<td>Burrell</td>
<td>Henry</td>
<td>Pugh</td>
</tr>
<tr>
<td>Carter</td>
<td>Hill</td>
<td>Richard</td>
</tr>
<tr>
<td>Champagne</td>
<td>Hoffmann</td>
<td>Richardson</td>
</tr>
<tr>
<td>Chandler</td>
<td>Howard</td>
<td>Ritchie</td>
</tr>
<tr>
<td>Chaney</td>
<td>Hutter</td>
<td>Simon</td>
</tr>
<tr>
<td>Cortez</td>
<td>Kuz</td>
<td>Smiley</td>
</tr>
<tr>
<td>Danahay</td>
<td>Kleckley</td>
<td>Smith, G.</td>
</tr>
<tr>
<td>Dixon</td>
<td>LaFonta</td>
<td>Smith, J.</td>
</tr>
<tr>
<td>Doerge</td>
<td>Lambert</td>
<td>St. Germain</td>
</tr>
<tr>
<td>Dove</td>
<td>Landry</td>
<td>Stanis</td>
</tr>
<tr>
<td>Downs</td>
<td>LeBas</td>
<td>Talbot</td>
</tr>
<tr>
<td>Edwards</td>
<td>Ligi</td>
<td>Wooton</td>
</tr>
<tr>
<td>Total - 66</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Badon, B.</td>
<td>Hines</td>
<td>Smith, P.</td>
</tr>
<tr>
<td>Barrow</td>
<td>Honey</td>
<td>Thibaut</td>
</tr>
<tr>
<td>Brossett</td>
<td>Jackson M.</td>
<td>Waddell</td>
</tr>
<tr>
<td>Greene</td>
<td>Peterson</td>
<td>Willmott</td>
</tr>
<tr>
<td>Hazel</td>
<td>Richmond</td>
<td></td>
</tr>
<tr>
<td>Total - 14</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Armes</td>
<td>Guinn</td>
<td>Pearson</td>
</tr>
<tr>
<td>Aubert</td>
<td>Jackson G.</td>
<td>Ponti</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Johnson</td>
<td>Robideaux</td>
</tr>
<tr>
<td>Carmody</td>
<td>Jones, R.</td>
<td>Roy</td>
</tr>
<tr>
<td>Connick</td>
<td>Jones, S.</td>
<td>Schroder</td>
</tr>
<tr>
<td>Cromer</td>
<td>LaBruzno</td>
<td>Templet</td>
</tr>
<tr>
<td>Gallot</td>
<td>Leger</td>
<td>White</td>
</tr>
<tr>
<td>Geymann</td>
<td>Nowlin</td>
<td>Williams</td>
</tr>
<tr>
<td>Total - 24</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

**HOUSE BILL NO. 519**—
BY REPRESENTATIVE LEGER

AN ACT
To amend and reenact R.S. 17:3995(A)(4)(a), relative to the fee that a school chartering authority may charge a charter school during the school's second year of operation and each year thereafter for certain administrative overhead costs; to provide relative to fee amounts; to provide limitations; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Rosalind Jones moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Foil</td>
<td>Monica</td>
</tr>
<tr>
<td>Abramson</td>
<td>Franklin</td>
<td>Montoucet</td>
</tr>
<tr>
<td>Anders</td>
<td>GisClair</td>
<td>Norton</td>
</tr>
<tr>
<td>Arnold</td>
<td>Greene</td>
<td>Perry</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Guilyory</td>
<td>Peterson</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Harrison</td>
<td>Ponti</td>
</tr>
<tr>
<td>Baldone</td>
<td>Hazel</td>
<td>Pope</td>
</tr>
<tr>
<td>Barrow</td>
<td>Henderson</td>
<td>Pugh</td>
</tr>
<tr>
<td>Billiot</td>
<td>Hill</td>
<td>Richard</td>
</tr>
<tr>
<td>Brossett</td>
<td>Hines</td>
<td>Richardson</td>
</tr>
<tr>
<td>Burford</td>
<td>Hoffmann</td>
<td>Richmonde</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Honey</td>
<td>Ritchie</td>
</tr>
<tr>
<td>Burrell</td>
<td>Howard</td>
<td>Robideaux</td>
</tr>
<tr>
<td>Carter</td>
<td>Johnson</td>
<td>Smith, G.</td>
</tr>
<tr>
<td>Champagne</td>
<td>Jones, R.</td>
<td>Smith, J.</td>
</tr>
<tr>
<td>Chaney</td>
<td>Katz</td>
<td>St. Germain</td>
</tr>
<tr>
<td>Connick</td>
<td>LeBruzno</td>
<td>St. Germain</td>
</tr>
<tr>
<td>Cortez</td>
<td>LaFonta</td>
<td>Templet</td>
</tr>
<tr>
<td>Doerge</td>
<td>Lambert</td>
<td>Thibaut</td>
</tr>
<tr>
<td>Dove</td>
<td>Landry</td>
<td>Waddell</td>
</tr>
<tr>
<td>Downs</td>
<td>LeBas</td>
<td>White</td>
</tr>
<tr>
<td>Edwards</td>
<td>Ligi</td>
<td>Williams</td>
</tr>
<tr>
<td>Ellington</td>
<td>Little</td>
<td>Willmott</td>
</tr>
<tr>
<td>Ernst</td>
<td>McVea</td>
<td>Wooton</td>
</tr>
<tr>
<td>Fannin</td>
<td>Mills</td>
<td></td>
</tr>
<tr>
<td>Total - 82</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Armes</td>
<td>Guinn</td>
<td>Nowlin</td>
</tr>
<tr>
<td>Aubert</td>
<td>Hardy</td>
<td>Pearson</td>
</tr>
<tr>
<td>Barras</td>
<td>Henry</td>
<td>Roy</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Hutter</td>
<td>Simon</td>
</tr>
<tr>
<td>Cromer</td>
<td>Jackson M.</td>
<td>Smiley</td>
</tr>
<tr>
<td>Danahay</td>
<td>Jones, S.</td>
<td>Smith, P.</td>
</tr>
<tr>
<td>Gallot</td>
<td>Leger</td>
<td></td>
</tr>
<tr>
<td>Geymann</td>
<td>Morris</td>
<td></td>
</tr>
<tr>
<td>Total - 22</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 866**—
BY REPRESENTATIVES CONNICK, ABRAMSON, RICHMOND, LEGER, HINES, AND ERNST AND SENATORS APPEL, ALARIO, MARTINY, MORRELL, AND MURRAY

AN ACT
To enact R.S. 43:201(D), relative to Jefferson Parish; to provide for judicial advertisements and legal notices in certain publications; to provide for criteria; and to provide for related matters.

Called from the calendar.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Ligi
Abramson Gisclair Lopinto
Armes Greene Montoucet
Arnold Harrison Peterson
Badon, A. Hazel Pernollet
Baldone Henderson Richard
Billiot Henry Richmond
Brossett Hines Roy
Burford Honey Schroder
Burns, T. Jackson Simon
Burrell Jackson St. Germain
Connick Jones, R. Stiaes
Cortez Jones, S. Talbot
Carter Johnson St. Germain
Connick Jones, R. Stiaes
Cortez Jones, S. Talbot
Dove Kleckley Templet
Downs LaBruzzo Wootton
Edwards LaFonta Wootton
Ernst Landry

Total - 53

NAYS

Badon, B. Guinn Norton
Barras Hardy Perry
Barrow Hill Ponti
Burns, H. Hoffmann Pope
Carmody Howard Pugh
Champagne Hutter Richardson
Chandler Katz Ritchie
Chaney Lambert Smiley
Dunahay LeBas Smith, J.
Doerge Little Thibaut
Ellington McVea Waddell
Fannin Mills White
Franklin Monica
Guillory Morris

Total - 40

ABSENT

Anders Gallot Robideaux
Aubert Geymann Smith, P.
Cromer Leger Williams
Dixon Nowlin

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

Called from the calendar.

Read by title.

Motion

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

Notice of Intention to Call


Suspension of the Rules

Rep. Michael Jackson moved to suspend the rules to reconsider a second time the vote by which House Bill No. 367 failed to pass.

Rep. Sam Jones objected.

By a vote of 77 yeas and 7 nays, the rules were suspended.

Reconsideration

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

HOUSE BILL NO. 367—

BY REPRESENTATIVES DOVE, BALDONE, AND HARRISON AND SENATORS DUPRE AND B. GAUTREAUX

To enact R.S. 33:2481.3, relative to the municipal fire and police civil service; to provide relative to the positions of fire chief and police chief in the city of Houma; to provide that each such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; and to provide for related matters.

Read by title.

Motion

Rep. Michael Jackson moved to reconsider the vote by which the above bill failed to pass.

Rep. Sam Jones objected.

By a vote of 85 yeas and 1 nay, the vote was reconsidered.

Returned to the calendar under the rules.

Suspension of the Rules

On motion of Rep. Dove, the rules were suspended in order to take up and consider House Bill No. 367 at this time.

HOUSE BILL NO. 367—

BY REPRESENTATIVES DOVE, BALDONE, AND HARRISON AND SENATORS DUPRE AND B. GAUTREAUX

To enact R.S. 33:2481.3, relative to the municipal fire and police civil service; to provide relative to the positions of fire chief and police chief in the city of Houma; to provide that each such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 367 by Representative Dove
AMENDMENT NO. 1
In the set of three House Floor Amendments proposed by Representative Stiaes and adopted by the House on June 2, 2009, on line 9, delete "fire chief or" and on lines 11 and 12, delete "fire chief or"

AMENDMENT NO. 2
In the set of two House Floor Amendments proposed by Representative Dove and adopted by the House on June 2, 2009, on line 5, delete "fire chief and" and on line 7, delete "fire chief or"

On motion of Rep. Baldone, 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  Foil  Morris
Anders  Franklin  Norton
Arnold  Gisclair  Nowlin
Badon, A.  Greene  Pearson
Baldone  Gunn  Perry
Barras  Hardy  Peterson
Barrow  Harrison  Ponti
Billiot  Henderson  Pugh
Brossett  Henry  Richardson
Burford  Hoffmann  Richardson
Burns, H.  Honey  Richmond
Burns, T.  Howard  Schroeder
Burrell  Hutter  Simon
Carmody  Jackson G.  Smiley
Carter  Jackson M.  Smith, G.
Champagne  Johnson  Smith, J.
Chandler  Jones, R.  Smith, P.
Chaney  Katz  St. Germain
Connick  LaBruzzo  Stiaes
Cortez  LaFonta  Talbot
Danahay  Lambert  Templet
Dixon  Landry  Thibaut
Dove  Ligi  Waddell
Downs  Little  White
Edwards  Lopinto  Willmott
Ellington  Mills  Wooton
Ernst  Monica
Fannin  Montoucet

Total - 82

NAYS

Badon, B.  Hazel  Pope
Doerge  Hill  Ritchie
Guillory  Jones, S.  Williams

Total - 9

ABSENT

Abramson  Geymann  McVeA
Armes  Hines  Robideaux
Aubert  Kleckley  Roy
Cromer  LeBas
Galott  Leger

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.
NAYS

Mr. Speaker
Barras
Burford
Carmody
Edwards
Ellington
Ernst
Fannin
Foil
Guinn

Hill
Hoffmann
Hutter
Jones, S.
LeBas
Ligi
Little
Lopinto
Pearson
Ponti

Pugh
Richardson
Schrader
Simon
Talbot
Thibaut
Willmott
Wooton

Total - 28

ABSENT

Aubert
Carter
Champagne
Connick
Cromer
Danahay
Doerge
Gallot

Geymann
Greene
Hines
Kleckley
Landry
Leger
McVea
Nowlin

Richard
Ritchie
Robideaux
Roy
Smith, J.
Staes
Templet

Total - 23

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Richmond, the rules were suspended in order to take up and consider Senate Bills on Second Reading to be referred at this time.

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

Rep. Richmond moved that the Committee on Administration of Criminal Justice be discharged from further consideration of Senate Bill No. 253.


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

Suspension of the Rules

On motion of Rep. Richmond, 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 9, 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. 199
Returned without amendments

House Concurrent Resolution No. 200
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 9, 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. 207
Returned without amendments

House Bill No. 333
Returned without amendments

House Bill No. 551
Returned with amendments

House Bill No. 629
Returned with amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 9, 2009

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

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

Senate Concurrent Resolution Nos. 17, 112, 114, and 115

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate
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. 75—**
BY REPRESENTATIVE RICHMOND
A RESOLUTION
To commend and salute Ron Washington, manager of the Texas Rangers and native of New Orleans, Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 76—**
BY REPRESENTATIVE KATZ
A RESOLUTION
To urge and request the Department of Health and Hospitals and the Louisiana State Board of Medical Examiners to ensure that patient safety and choice of treatment remain central concerns for treating physicians and that quality of care remains at the highest level possible by preventing physician self-referrals for radiation therapy within non-radiation oncology group practices.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 201—**
BY REPRESENTATIVE ROSALIND JONES
A CONCURRENT RESOLUTION
To authorize and request the Louisiana Department of Public Safety and Corrections to study the feasibility and effectiveness of utilizing home incarceration and electronic monitoring in lieu of incarceration for nonviolent first time offenders, and to report its findings to the Louisiana Legislature prior to the convening of the 2010 Regular Session.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 202—**
BY REPRESENTATIVE WILLIAMS
A CONCURRENT RESOLUTION
To urge and request the division of administration to study the feasibility of consolidating state office space in Shreveport into a central downtown location.

Read by title.

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

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice
June 9, 2009

To the Speaker and Members of the House of Representatives: I am directed by your Committee on Administration of Criminal Justice to submit the following report:

Senate Bill No. 94, by Donahue
Reported with amendments. (10-0) (Regular)

Senate Bill No. 254, by Murray
Reported favorably. (10-0) (Regular)

Senate Bill No. 273, by Martiny
Reported with amendments. (13-0) (Regular)

Senate Bill No. 347, by Mount
Reported with amendments. (13-0) (Regular)

ERNEST D. WOOTON
Chairman

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

Report of the Committee on Education
June 9, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 53, by Hutter
Reported favorably. (11-0)

House Concurrent Resolution No. 54, by Hutter
Reported favorably. (13-0)

House Concurrent Resolution No. 101, by Simon
Reported favorably. (9-0)

House Concurrent Resolution No. 165, by Dixon
Reported favorably. (11-0)

House Bill No. 223, by Armes
Reported favorably. (10-0) (Local & Consent)

House Bill No. 495, by Dixon
Reported with amendments. (9-5) (Regular)

Senate Bill No. 223, by Claitor
Reported with amendments. (11-0) (Regular)

Senate Bill No. 259, by Kostelka
Reported with amendments. (11-0) (Regular)

Senate Bill No. 285, by Nevers
Reported favorably. (10-0) (Regular)

Senate Bill No. 309, by Evans
Reported favorably. (13-0) (Regular)

AUSTIN J. BADON, JR.
Chairman

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

Report of the Committee on Health and Welfare
June 9, 2009

To the Speaker and Members of the House of Representatives:
I am directed by your Committee on Health and Welfare to submit the following report:

House Bill No. 838, by Landry
Reported by substitute. (12-0) (Regular)

Senate Concurrent Resolution No. 42, by LaFleur
Reported favorably. (13-0)

Senate Bill No. 107, by Cheek
Reported favorably. (13-2) (Regular)

Senate Bill No. 137, by Jackson, L.
Reported favorably. (14-0) (Regular)

Senate Bill No. 171, by Broome
Reported favorably. (14-0) (Local & Consent)

Senate Bill No. 251, by Erdey
Reported favorably. (14-0) (Regular)

Senate Bill No. 348, by McPherson
Reported favorably. (14-0) (Regular)

KAY KELLOGG KATZ
Chairman

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

Report of the Committee on House and Governmental Affairs
June 9, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 153, by Downs
Reported with amendments. (13-0)

House Concurrent Resolution No. 154, by Tucker
Reported favorably. (12-0)

House Concurrent Resolution No. 164, by Smith, Patricia
Reported with amendments. (13-0)

House Concurrent Resolution No. 168, by Leger
Reported with amendments. (11-0)

House Concurrent Resolution No. 189, by Lopinto
Reported favorably. (12-0)

Senate Concurrent Resolution No. 43, by McPherson
Reported with amendments. (13-0)

Senate Bill No. 67, by McPherson (Joint Resolution)
Reported with amendments. (14-0) (Regular)

Senate Bill No. 156, by LaFleur
Reported favorably. (12-0) (Regular)

Senate Bill No. 191, by Alario
Reported favorably. (12-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 67, were referred to the Legislative Bureau.

Report of the Committee on Insurance
June 9, 2009

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 130, by Hebert
Reported favorably. (8-0) (Regular)

Senate Bill No. 214, by Morrish
Reported favorably. (9-0) (Regular)

Senate Bill No. 282, by Hebert
Reported with amendments. (10-0) (Regular)

CHARLES E. "CHUCK" KLECKLEY
Chairman

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

Privileged Report of the Legislative Bureau
June 9, 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. 9
Reported with amendments.

Senate Bill No. 10
Reported without amendments.

Senate Bill No. 28
Reported without amendments.

Senate Bill No. 33
Reported without amendments.

Senate Bill No. 51
Reported without amendments.

Senate Bill No. 55
Reported without amendments.

Senate Bill No. 66
Reported without amendments.

Senate Bill No. 84
Reported without amendments.

Senate Bill No. 114
Reported without amendments.

Senate Bill No. 134
Reported without amendments.

Senate Bill No. 147
Reported without amendments.

Senate Bill No. 158
Reported without amendments.
Senate Bill No. 160
Reported without amendments.

Senate Bill No. 168
Reported without amendments.

Senate Bill No. 179
Reported with amendments.

Senate Bill No. 183
Reported without amendments.

Senate Bill No. 187
Reported without amendments.

Senate Bill No. 193
Reported without amendments.

Senate Bill No. 208
Reported without amendments.

Senate Bill No. 215
Reported without amendments.

Senate Bill No. 222
Reported with amendments.

Senate Bill No. 229
Reported without amendments.

Senate Bill No. 239
Reported without amendments.

Senate Bill No. 241
Reported without amendments.

Senate Bill No. 272
Reported without amendments.

Senate Bill No. 308
Reported without amendments.

Senate Bill No. 323
Reported without amendments.

Senate Bill No. 339
Reported without amendments.

Respectfully submitted,
WAYNE WADDELL
Chairman

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.

HOUSE RESOLUTION NO. 70—
BY REPRESENTATIVE ROSALIND JONES
A RESOLUTION
To express the sincere and heartfelt condolences of the Louisiana House of Representatives upon the death of Vera Williams of Fairbanks.

HOUSE RESOLUTION NO. 72—
BY REPRESENTATIVE JOHNSON
A RESOLUTION
To express the sincere and heartfelt condolences of the House of Representatives upon the death of Ned James Bordelon of Marksville.

Respectfully submitted,
WAYNE WADDELL
Chairman

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

Privileged Report of the Committee on Enrollment
June 9, 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 CONCURRENT RESOLUTION NO. 38—
BY REPRESENTATIVES HARRISON, BOBBY BADON, BILLIOT, HENRY BURNS, GISCLAIR, HENDERSON, AND ST. GERMAIN
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to preserve and maintain the exemption from the Safe Drinking Water Act for hydraulic fracturing.

HOUSE CONCURRENT RESOLUTION NO. 52—
BY REPRESENTATIVES ST. GERMAIN, ARMES, ARNOLD, AUBERT, BOBBY BADON, BALDWIN, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CARMODY, CHAMPAGNE, DIXON, DOVE, GISCLAIR, MICKEY GUILORY, HARRISON, JOHNSON, LABRUZZO, LAMBERT, LANDRY, LERIGER, MILLS, RICHARDSON, ROBIDEAUX, GARY SMITH, JANE SMITH, PATRICIA SMITH, STIAES, AND WILLIAMS
A CONCURRENT RESOLUTION
To approve the Atchafalaya Basin Annual Plan, as adopted by the Atchafalaya Basin Research and Promotion Board.

HOUSE CONCURRENT RESOLUTION NO. 93—
BY REPRESENTATIVES PETERSON AND LEGER
A CONCURRENT RESOLUTION
To create the Louisiana Climate Change Policy Commission; to provide for its membership; to provide for its powers, duties, functions, and responsibilities; and to provide for related matters.
To urge and request the Department of Health and Hospitals to create Charter School Demonstration Programs Law and to submit a written report of its findings, conclusions, and recommendations on 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 affecting State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment
June 9, 2009

The following House Bills have been properly enrolled:

HOUSE BILL NO. 64—BY REPRESENTATIVE NORTON
AN ACT
To amend and reenact R.S. 15:873(A) and (C), relative to the rate of inmate compensation; to provide for increased wages for inmates who are assigned to Prison Enterprises or who are certified as academic tutors; and to provide for related matters.

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

HOUSE BILL NO. 97—BY REPRESENTATIVES GISCLAIR AND BALDONE
AN ACT
To amend and reenact R.S. 34:851.2(3) and 851.19, relative to vessels; to provide for definitions; to provide for operation of certain vessels; and to provide for related matters.

HOUSE BILL NO. 115—BY REPRESENTATIVE GUINN
AN ACT
To enact R.S. 40:1498(G), relative to Jefferson Davis Parish Fire District #2; to provide relative to the per diem for members of the governing board; and to provide for related matters.
To amend and reenact R.S. 15:1354(A), relative to racketeering; to provide for a minimum mandatory sentence for the crime of racketeering in certain cases involving securities violations; and to provide for related matters.

To enact R.S. 13:1000.7, relative to court costs in the Thirty-First Judicial District Court; to provide for additional court costs in criminal matters; to provide for use of the fund; to provide for a contingent effective date; and to provide for related matters.

To amend and reenact R.S. 22:999(A)(2), relative to health insurance; to provide with respect to the criminal penalties for insurance fraud; to provide for a contingency effective date; and to provide for related matters.

To amend and reenact R.S. 14:81.3(A), relative to computer-aided solicitation of a minor; to amend the elements of the crime of computer-aided solicitation of a minor; and to provide for related matters.

To enact R.S. 33:3819(G), relative to certain waterworks districts in the State of Louisiana; to provide for the membership of the waterworks districts; to provide for an effective date; and to provide for related matters.

To amend and reenact R.S. 13:1899(L), relative to fees charged in specified city courts; to provide for use of the fund; to provide for a contingent effective date; and to provide for related matters.

To enact R.S. 27:310(H) and to repeal R.S. 27:311.1(B)(3), relative to suitability for designated representatives; to repeal provision of law requiring designated representatives to obtain a video draw poker employee permit; to require licensees employing designated representatives to request a record of convictions; to require licensees to maintain the criminal conviction information of designated representatives; and to provide for related matters.

To amend and reenact R.S. 14:35.3(K), relative to domestic abuse battery committed upon certain persons; and to provide for related matters.

To enact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

To amend and reenact R.S. 37:1474(B) and R.S. 40:600.4(A)(3)(b), relative to boards and commissions; to provide for the membership of the Board of Home Inspectors; to provide for related matters.

To amend and reenact R.S. 37:1474(B) and R.S. 40:600.4(A)(3)(b), relative to boards and commissions; to provide for the membership of the Louisiana Housing Finance Agency; and to provide for related matters.

To amend and reenact R.S. 27:310(H) and to repeal R.S. 27:311.1(B)(3), relative to suitability for designated representatives; to repeal provision of law requiring designated representatives to obtain a video draw poker employee permit; to require licensees employing designated representatives to request a record of convictions; to require licensees to maintain the criminal conviction information of designated representatives; and to provide for related matters.

To amend and reenact R.S. 13:1899(L), relative to fees charged in specified city courts; to provide for use of the fund; to provide for a contingent effective date; and to provide for related matters.

To amend and reenact R.S. 37:1474(B) and R.S. 40:600.4(A)(3)(b), relative to boards and commissions; to provide for the membership of the Louisiana Housing Finance Agency; and to provide for related matters.

To amend and reenact R.S. 27:310(H) and to repeal R.S. 27:311.1(B)(3), relative to suitability for designated representatives; to repeal provision of law requiring designated representatives to obtain a video draw poker employee permit; to require licensees employing designated representatives to request a record of convictions; to require licensees to maintain the criminal conviction information of designated representatives; and to provide for related matters.

To amend and reenact R.S. 37:1474(B) and R.S. 40:600.4(A)(3)(b), relative to boards and commissions; to provide for the membership of the Board of Home Inspectors; to provide for related matters.

To amend and reenact R.S. 13:1899(L), relative to fees charged in specified city courts; to provide for use of the fund; to provide for a contingent effective date; and to provide for related matters.

To amend and reenact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

To enact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

To amend and reenact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

To amend and reenact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

To amend and reenact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

To amend and reenact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.

To amend and reenact R.S. 13:1091(1)(A) and (B), relative to health insurance; to provide with respect to coverage of off-label cancer drugs; and to provide for related matters.
<table>
<thead>
<tr>
<th>HOUSE BILL NO. 465—</th>
<th>BY REPRESENTATIVE FOIL</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To enact R.S. 15:1093.2, relative to juvenile justice districts; to provide for additional power and authority; to provide for the establishment and maintenance of certain evidence-based juvenile services and programs; to authorize the boards of commissioners of any juvenile justice district to enter into certain cooperative endeavor agreements; to provide for the expenditure of funds and payment of costs and expenses; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 532—</th>
<th>BY REPRESENTATIVE GALLOT</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To amend and reenact R.S. 33:9097.2(B), relative to the South Burbank Crime Prevention and Development District; to change the boundaries of the district; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 539—</th>
<th>BY REPRESENTATIVE GIROD JACKSON</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To repeal R.S. 30:2014(A)(3), relative to permits, licenses, registrations, variances, or compliance schedules granted by the Department of Environmental Quality; to repeal the prohibition on granting a permit, license, registration, variance, or compliance schedule to construct or modify certain facilities handling sulphur in a solid state.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 598—</th>
<th>BY REPRESENTATIVE FOIL</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To amend and reenact R.S. 22:366 and 386, relative to annual reports to the commissioner of insurance; to delete reports on premiums received; to delete reports on loss reserves; to provide for annual filing of an audited financial statement; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 648—</th>
<th>BY REPRESENTATIVE FOIL</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To enact R.S. 33:9097.5, relative to East Baton Rouge Parish; to create a crime prevention and development district for Hermitage and Cross Creek Subdivisions; to provide the purpose and boundaries of the district; to provide for the governance of the district; to provide for the duties and powers of the district; to provide for the levy of a parcel fee within the district; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 669—</th>
<th>BY REPRESENTATIVE TALBOT</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To amend and reenact R.S. 22:1641(1), 1651(F), (H), and (I), and 1656 and to repeal R.S. 22:1651(G), relative to third-party administrators; to provide for the definition of third-party administrator; to delete certain insurers and adjusters from the list of exclusions from the definition of third-party administrator; to provide for the requirements for licensure and exceptions to licensure of third-party administrators; to provide for the confidentiality of contracts between a third-party administrator and an insurer; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 701—</th>
<th>BY REPRESENTATIVES THIBAUT, BROSSETT, FOIL, HENDERSON, HONEY, AND LEGER</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To enact R.S. 15:1093.2, relative to juvenile justice districts; to provide for additional power and authority; to provide for the establishment and maintenance of certain evidence-based juvenile services and programs; to authorize the boards of commissioners of any juvenile justice district to enter into certain cooperative endeavor agreements; to provide for the expenditure of funds and payment of costs and expenses; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 704—</th>
<th>BY REPRESENTATIVE BALDONE AND SENATOR DUPRE</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To enact R.S. 22:821(B)(28) and Part X of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1806.1 through 1806.9, relative to home service contractors; to provide for scope and purpose; to provide for definitions; to provide for regulation by the commissioner of insurance, including the requirement for registration by home service contract providers; to provide for the application for registration; to provide for expiration and renewal of registration; to provide for required disclosures in contracts; to provide relative to cancellation by the consumer; to provide for required recordkeeping; to provide for fees; to provide for enforcement, including authorizing examination of providers by the commissioner; to provide relative to prohibited acts; to provide for suspension or revocation of registration; to provide for penalties; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 716—</th>
<th>BY REPRESENTATIVE LEGER</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To amend and reenact R.S. 26:805(F)(introductory paragraph) and (1), relative to exceptions for a supplier to terminate, cancel, not renew, or discontinue an agreement to supply specified brands of alcohol or beer to a distributor; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>HOUSE BILL NO. 822—</th>
<th>BY REPRESENTATIVE PATRICIA SMITH</th>
<th>AN ACT</th>
</tr>
</thead>
<tbody>
<tr>
<td>To amend and reenact R.S. 15:574.22(G), relative to the Louisiana Risk Review Panel; to provide with respect to those persons who are eligible for a review by the Louisiana Risk Review Panel; to provide with respect to eligibility of persons sentenced for certain violations of the Uniform Controlled Dangerous Substances Law; and to provide for related matters.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

Respectfully submitted,

WAYNE WADDELL
Chairman

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

### Leave of Absence

- Rep. Cromer - 1/2 day
- Rep. Aubert - 1 day
- Rep. Leger - 1 day

### Adjournment

On motion of Rep. Billiott, at 7:25 P.M., the House agreed to adjourn until Wednesday, June 10, 2009, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, June 10, 2009.

ALFRED W. SPEER
Clerk of the House