

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

**THIRTIETH DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Monday, June 15, 2009

The House of Representatives was called to order at 1:20 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	Foil	McVea
Abramson	Franklin	Mills
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Morris
Aubert	Greene	Norton
Badon, A.	Guillory	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Hardy	Perry
Barras	Harrison	Peterson
Barrow	Hazel	Pope
Billiot	Henderson	Pugh
Brossett	Henry	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Richmond
Burns, T.	Hoffmann	Ritchie
Burrell	Honey	Robideaux
Carmody	Howard	Roy
Carter	Hutter	Schroder
Champagne	Jackson G.	Simon
Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Downs	Landry	Thibaut
Edwards	LeBas	Waddell
	Leger	White

Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	
Total - 101		

ABSENT

Katz	Ponti	Wooton
Total - 3		

The Speaker announced that there were 101 members present and a quorum.

**Prayer**

Prayer was offered by Dr. Ken Ward.

**In Memoriam**

Andre Marcel Lebeuf  
Assistant Clerk

February 28, 1957 -  
June 15, 2009

**Pledge of Allegiance**

Rep. Roy 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 11, 2009, was adopted.

**Petitions, Memorials and  
Communications**

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

**Message from the Senate**

**SENATE BILLS**

June 15, 2009

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

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 21, 136, 246, 267 and 316

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Senate Bills and Joint Resolutions  
on First Reading**

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

**SENATE BILL NO. 21—**  
BY SENATOR MARIONNEAUX

**A JOINT RESOLUTION**

Proposing to amend Article VII, Section 4(D)(3) and to enact Article VII, Section 4(D)(4) of the Constitution of Louisiana, relative to the dedication of severance tax revenue; to increase the maximum amount of the proceeds from the tax collected on the

severance of certain natural resources which is remitted to parish governing authorities under certain conditions; to require the deposit of a certain amount of the proceeds of severance taxes and royalties collected under certain conditions into certain funds and provide for the use of such funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

**SENATE BILL NO. 136—**  
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 26:73, 272, and 583(C), relative to alcoholic beverage permits; to provide for legal sales characteristics in certain parishes; to provide for restaurant "R" permits, applications and fees; to provide for definitions; to provide for qualifications; and to provide for related matters.

Read by title.

**SENATE BILL NO. 246—**  
BY SENATORS CHEEK, NEVERS AND THOMPSON

AN ACT

To enact Part XXIX-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.97.1 through 1299.97.4, relative to the Electronic Health Records Loan Program; to provide findings and purpose; to provide definitions; to facilitate access to funding for acquisition and implementation of certified electronic health record technology by health care providers; and to provide for related matters.

Read by title.

**SENATE BILL NO. 267—**  
BY SENATORS MICHOT, APPEL, CROWE, DUPLESSIS, LONG, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND WILLMOTT

AN ACT

To enact R.S. 49:308.5, relative to special funds in the state treasury and dedicated money; to provide for an annual performance report of the activities funded by such special funds; to provide relative to the development of a plan and schedule relative to the biennial review of special funds and dedications; to provide for the biennial review and report of the findings of such review; to provide for exceptions; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 316—**  
BY SENATORS NEVERS, ALARIO, AMEDEE, APPEL, BROOME, CHEEK, CLAITOR, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, GUILLORY, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MICHOT, MOUNT, MURRAY, RISER, SMITH, THOMPSON AND WALSWORTH

AN ACT

To enact Chapter 18 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2921 through 2932, to enact R.S. 23:6(15), and to repeal R.S. 17:183.4, 183.6, 183.7, 183.8, and 183.9, relative to college and career readiness; to provide for programs to improve high school graduation rates and prepare students for postsecondary education and careers; to provide for the development of focused programs of study and related courses and curricula; to provide for student development of individual graduation plans; to provide relative to student guidance and counseling; to provide relative to programs for identification of and assistance to students at risk for being underprepared for the next level of study; to establish a high school graduation rate goal; to provide for consideration of improved graduation rates and completion of certain advanced coursework by the state educational accountability system; to provide relative to articulation and transfer of credit; to provide for consultation and collaboration with business and

industry and the Louisiana Workforce Commission; to provide relative to the recruitment and training of certain instructional personnel; to provide for reporting and rules; to provide for implementation guidelines and timelines; to provide relative to funding; and to provide for related matters.

Read by title.

**Introduction of Resolutions,  
House and House Concurrent**

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

**HOUSE RESOLUTION NO. 91—**  
BY REPRESENTATIVE HINES

A RESOLUTION

To urge and request the Department of Health and Hospitals to study the effect of decreasing Medicare-Medicaid crossover payments on dually eligible people with Medicare and Medicaid in Louisiana and to report study findings and recommendations to the House of Representatives prior to the convening of the 2010 Regular Session of the Legislature.

Read by title.

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

**HOUSE RESOLUTION NO. 92—**  
BY REPRESENTATIVE LEGER

A RESOLUTION

To commend the New Orleans Hornets and to welcome the team to the Louisiana House of Representatives.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 210—**  
BY REPRESENTATIVE NOWLIN

A CONCURRENT RESOLUTION

To commend the inductees and honorees at the 2009 Induction Celebration of the Louisiana Sports Hall of Fame.

Read by title.

On motion of Rep. Nowlin, 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 RESOLUTION NO. 88—**  
BY REPRESENTATIVE BARROW

A RESOLUTION

To urge and request the House Committee on Health and Welfare to meet prior to January 31, 2010, to study the continuing effects of Hurricanes Katrina and Rita on the mental health of women living in Louisiana and to make any recommendations for policy changes related to this issue to the House of Representatives prior to the convening of the 2010 Regular Session of the Legislature.

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. 106—

BY SENATOR THOMPSON

##### A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to consider appropriate legislation that would require the Federal Communications Commission to prescribe auditory volume standards for commercial advertisements broadcast on television.

Read by title.

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

#### SENATE CONCURRENT RESOLUTION NO. 126—

BY SENATOR MORRISH

##### A CONCURRENT RESOLUTION

To commend Leonela "Dawn" Guzman for her commitment and leadership as the first president of the Legislative Youth Advisory Council and for her participation as a senior member.

Read by title.

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

#### SENATE CONCURRENT RESOLUTION NO. 127—

BY SENATOR MOUNT AND REPRESENTATIVE GEYMANN

##### A CONCURRENT RESOLUTION

To recognize and commend Darrell Guidry, Jr., for his commitment and service as a senior member of the first Legislative Youth Advisory Council.

Read by title.

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

### Senate Bills and Joint Resolutions on Second Reading to be Referred

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

#### SENATE BILL NO. 5—

BY SENATORS RISER, N. GAUTREAU, CROWE, DUPLESSIS, ERDEY, HEBERT, KOSTELKA, LAFLEUR, MORRISH, NEVERS AND WALSWORTH

##### A JOINT RESOLUTION

Proposing to amend Article III, Sections 2 (A)(3)(a) and (4)(a) and 19 of the Constitution of Louisiana, relative to the legislature; to provide for the convening of the legislature for annual regular sessions; to provide for the effective date of legislation enacted at such sessions; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

#### SENATE BILL NO. 42—

BY SENATORS MURRAY, DUPLESSIS AND GRAY EVANS AND REPRESENTATIVE LEGER

##### AN ACT

To enact Subpart Q of Part II-A of Chapter 1, Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.118, relative to special funds; to establish the Hurricane

Recovery Health Insurance Premium Fund as a special fund in the state treasury; to provide for uses of the monies in the fund; 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 Appropriations.

#### SENATE BILL NO. 152—

BY SENATOR CROWE

##### AN ACT

To enact R.S. 51:1427, relative to unfair or deceptive trade practices; to prohibit certain goods, materials, and services from being sold or distributed to minors; to provide for definitions; to provide for notice; 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. 226—

BY SENATOR GRAY EVANS

##### AN ACT

To enact R.S. 47:870 and R.S. 51:2357, relative to the dedication of certain tobacco proceeds; to establish the Technology Commercialization Fund as a special fund in the state treasury; to provide for the use of monies in the fund; to authorize a grants program related to commercialization of technologies developed at certain institutions; 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 Appropriations.

### Senate Instruments on Second Reading Returned from the Legislative Bureau

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

#### SENATE BILL NO. 23—

BY SENATOR DORSEY

##### AN ACT

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

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

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

#### SENATE BILL NO. 32—

BY SENATOR CHAISSON

##### AN ACT

To amend and reenact R.S. 15:1098.7(D), relative to the authority of the governing authority of the parish of St. John the Baptist; to expend an annual tax of one mill for a period of twenty years to fund the cost of housing juveniles; to permit the expenditure of such funds on hand and to be received for operation and

maintenance cost and for construction and/or renovation of a facility to house the juvenile probation officers, judges, counselors, and other personnel associated with juvenile services; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 32 by Senator Chaisson

AMENDMENT NO. 1

On page 2, line 2, after "received" delete "at" and insert "for"

AMENDMENT NO. 2

On page 2, line 6, after "counselors" insert a comma ", "

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 82—**  
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 40:1472.1, the introductory paragraph of 1472.2(7), 1472.6(A), 1472.7(A), and 1472.12(A), and to enact R.S. 40:1472.3(L), 1472.4(B)(2), and 1472.5(I), relative to public health and safety; to provide with respect to the regulation of explosives; to provide for the purchase and storage of commercially manufactured black powder; to provide for use in antique devices; to provide exceptions; and to provide for related matters.

Read by title.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 82 by Senator LaFleur

AMENDMENT NO. 1

On page 2, line 16, following "primary" and before "common" change "of" to "or"

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 162—**  
BY SENATOR MARIONNEAUX  
AN ACT

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

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 224—**  
BY SENATOR N. GAUTREAUX  
AN ACT

To enact Subpart B-42 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.790 through 130.793, inclusive; to provide relative to local governmental subdivisions; to authorize the creation of sustainable energy financing districts; to provide terms, conditions, procedures, and requirements; to provide for the powers and duties of the districts; to authorize certain financing concerning property within the district; to provide for property assessment and collection of such assessments within the district; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 224 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 5, line 7, after "includes" delete the comma "," and after "limited to" delete the comma ", "

AMENDMENT NO. 2

On page 5, at the end of line 17, insert "The cost of weatherstripping shall not exceed fifteen hundred dollars."

AMENDMENT NO. 3

On page 6, delete lines 6 through 10

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 224 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 3, line 7, and before "(1)" delete "B."

AMENDMENT NO. 2

On page 6, line 1, following "resources" delete " 1 "

AMENDMENT NO. 3

On page 6, line 1, following "to" delete " 1 "

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

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

Under the rules, placed on the regular calendar.

**SENATE BILL NO. 256—**  
BY SENATORS MURRAY AND DORSEY  
AN ACT

To amend and reenact R.S. 25:799(D)(2)(b) and (F), and to enact R.S. 25:799(I), (J), and (K), relative to the French Quarter-Marigny Historic Area Management District; to provide relative to powers; to authorize the levying of taxes and parcel fees; to provide for a budget; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 256 by Senator Murray

AMENDMENT NO. 1

On page 5, line 21, after "transmitted" delete "by the board"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 256 by Senator Murray

AMENDMENT NO. 1

On page 6, line 8, following "his" and before "duties" delete "or her"

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

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

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

**SENATE BILL NO. 304—**  
BY SENATOR HEBERT AND REPRESENTATIVES BARRAS,  
CHAMPAGNE, SAM JONES, MILLS, MONTOUCET AND PERRY  
AN ACT

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

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Engrossed Senate Bill No. 304 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 7, delete "municipality or unincorporated portion of a"

AMENDMENT NO. 2

On page 1, line 11, after "consolidated" and before "home rule" delete "form of" and insert a comma " 1 "

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

**Suspension of the Rules**

On motion of Rep. Armes, 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:

**Local and Consent Calendar**

**HOUSE BILL NO. 223—**  
BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 17:436(A)(2) and (E), relative to noncomplex health procedures performed by certain school employees; to change all references to "outside tracheostomy suctioning" to "tracheostomy suctioning"; and to provide for related matters.

Read by title.

Rep. Armes moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Foil	McVea
Abramson	Franklin	Mills
Anders	Gallot	Monica
Armes	Geymann	Montoucet
Arnold	Gisclair	Morris
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Perry

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Baldone	Harrison	Peterson
Barras	Hazel	Pope
Billiot	Henderson	Pugh
Brossett	Henry	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Richmond
Burns, T.	Hoffmann	Ritchie
Burrell	Honey	Robideaux
Carmody	Howard	Schroder
Carter	Hutter	Simon
Champagne	Jackson G.	Smiley
Chandler	Jackson M.	Smith, G.
Chaney	Johnson	Smith, J.
Connick	Jones, R.	Smith, P.
Cortez	Jones, S.	St. Germain
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Templet
Doerge	Lambert	Thibaut
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Ernst	Little	
Fannin	Lopinto	

Total - 94

NAYS

Total - 0

ABSENT

Barrow	LaFonta	Stiaes
Cromer	Norton	Wooton
Hardy	Ponti	
Katz	Roy	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Armes 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.

**Regular Calendar**

**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.

Rep. Greene moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Nowlin

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

Total - 94

NAYS

Total - 0

ABSENT

Barrow	Katz	Ponti
Cromer	LaFonta	Wooton
Dove	Norton	
Hardy	Peterson	

Total - 10

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

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 409—**

BY REPRESENTATIVE HENRY BURNS

**AN ACT**

To enact R.S. 47:6006(E), relative to tax credits; to provide relative to the tax credit for local inventory taxes paid; to authorize taxpayers to elect the treatment of certain ad valorem property taxes for purposes of the inventory tax credit; to provide for an effective date; and to provide for related matters.

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Abramson	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Geymann	Morris
Arnold	Gisclair	Norton
Aubert	Guillory	Nowlin

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

Total - 97

NAYS

Total - 0

ABSENT

Cromer	Katz	Wooton
Greene	Ponti	
Hardy	Roy	

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Recess**

On motion of Rep. Peterson, the Speaker declared the House at recess until 2:00 P.M.

**After Recess**

Speaker Tucker called the House to order at 2:05 P.M.

**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. 44:4.1(B)(14) and to enact R.S. 27:21.2, 44(20.1), 205(30.1), 244(D), and 353(9.1), relative to the definitions of net gaming proceeds, net slot machine proceeds, and gross revenue at licensed gaming venues; to provide for a promotional expense deduction from the calculation of net gaming proceeds, net slot machine proceeds, and gross revenue; to provide for definitions; to provide for exceptions; to require certain gaming licensees 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Norton to Reengrossed House Bill No. 714 by Representative Norton

AMENDMENT NO. 1

On page 3, line 18, change "taxes" to "compensation"

AMENDMENT NO. 2

On page 3, line 22, change "taxes" to "compensation to the state"

AMENDMENT NO. 3

On page 3, line 22, change "taxes" to "compensation to the state"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Kleckley to Reengrossed House Bill No. 714 by Representative Norton

AMENDMENT NO. 1

On page 5, at the end of line 2, insert "The promotional expense deduction shall not be used to determine taxable net slot machine proceeds for the purpose of calculating taxes levied by local governing authorities pursuant to the provisions of R.S. 27:391."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Armes	Ernst	Smith, P.
Baldone	Franklin	St. Germain
Burrell	Jackson M.	Stiaes
Carmody	Lopinto	Talbot
Dixon	Montoucet	Thibaut
Edwards	Norton	Williams

Total - 18

**NAYS**

Mr. Speaker	Ellington	Leger
Abramson	Fannin	Ligi
Anders	Foil	Little
Arnold	Geymann	McVea
Aubert	Gisclair	Mills
Badon, A.	Greene	Monica
Badon, B.	Guillory	Nowlin
Barras	Guinn	Pearson
Barrow	Harrison	Perry
Billiot	Hazel	Peterson
Brossett	Henry	Pope
Burford	Hill	Pugh
Burns, H.	Hines	Richard
Burns, T.	Hoffmann	Richmond
Carter	Honey	Ritchie

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Champagne	Howard	Robideaux
Chandler	Johnson	Roy
Chaney	Jones, R.	Schroder
Connick	Jones, S.	Simon
Cortez	Kleckley	Smiley
Cromer	LaBruzzo	Smith, G.
Danahay	LaFonta	Templet
Doerge	Lambert	White
Dove	Landry	Willmott
Downs	LeBas	
Total - 74		

ABSENT

Gallot	Jackson G.	Richardson
Hardy	Katz	Smith, J.
Henderson	Morris	Waddell
Hutter	Ponti	Wooton
Total - 12		

The Chair declared the above bill failed to pass.

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

### Consent to Correct a Vote Record

Rep. Abramson requested the House consent to record his vote on final passage of House Bill No. 714 as nay, which consent was unanimously granted.

### Consent to Correct a Vote Record

Rep. Chandler requested the House consent to correct his vote on final passage of House Bill No. 714 from yea to nay, which consent was unanimously granted.

### Consent to Correct a Vote Record

Rep. Fannin requested the House consent to correct his vote on final passage of House Bill No. 714 from yea to nay, which consent was unanimously granted.

### Consent to Correct a Vote Record

Rep. Hines requested the House consent to record his vote on final passage of House Bill No. 714 as nay, which consent was unanimously granted.

### Consent to Correct a Vote Record

Rep. Roy requested the House consent to correct his vote on final passage of House Bill No. 714 from yea to nay, which consent was unanimously granted.

### Consent to Correct a Vote Record

Rep. Templet requested the House consent to correct his vote on final passage of House Bill No. 714 from yea to nay, which consent was unanimously granted.

### HOUSE BILL NO. 733— BY REPRESENTATIVES LEGER AND BROSSETT 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.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Reengrossed House Bill No. 733 by Representative Leger

#### AMENDMENT NO. 1

On page 3, line 5, following "green" and before "industries" change "jobs" to "job"

#### AMENDMENT NO. 2

On page 3, lines 19 and 20, following "project shall" change "only be approved" to "be approved only"

#### AMENDMENT NO. 3

On page 3, line 21, following "industry" and before "and" insert "½"

#### AMENDMENT NO. 4

On page 4, line 9, following "earned" and before "or" insert "½"

#### AMENDMENT NO. 5

On page 8, line 7, following "Application." and before "An" insert "(1)"

#### AMENDMENT NO. 6

On page 8, delete line 10 in its entirety

#### AMENDMENT NO. 7

On page 8, line 17, following "(d) The" change "companies and/or" to "names of the companies and"

#### AMENDMENT NO. 8

On page 9, line 19, following "Act" and before "the" insert "½"

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

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Reengrossed House Bill No. 733 by Representative Leger

#### AMENDMENT NO. 1

On page 2, line 20, after "Louisiana" and before the comma "½" delete "means a natural person and"

#### AMENDMENT NO. 2

On page 2, at the end of line 21, after "Section." delete the remainder of the line and delete line 22 in its entirety and insert the following:

"means either:



(a) A natural person who meets any of the following qualifications:

AMENDMENT NO. 3

On page 2, at the beginning of line 23, change "(a)" to "(i)"

AMENDMENT NO. 4

On page 2, at the beginning of line 24, change "(b)" to "(ii)"

AMENDMENT NO. 5

On page 2, at the beginning of line 26, change "(c)" to "(iii)"

AMENDMENT NO. 6

On page 2, delete line 28 and 29 in their entirety and insert the following:

"(b) A company owned or controlled by a person qualifying under the provisions of Subparagraph (a) of this Paragraph, and which lends the services of that person for a state-certified green project."

AMENDMENT NO. 7

On page 3, at the beginning of line 1, delete "resident"

AMENDMENT NO. 8

On page 3, at the beginning of line 2, delete "such company"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Lopinto
Abramson	Foil	McVea
Anders	Franklin	Mills
Arnold	Gallot	Monica
Aubert	Geymann	Montoucet
Badon, A.	Gisclair	Norton
Badon, B.	Guillory	Nowlin
Baldone	Guinn	Pearson
Barras	Harrison	Perry
Barrow	Henderson	Peterson
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, P.
Cromer	LaBruzzo	St. Germain
Danahay	LaFonta	Stiaes
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Downs	Ligi	Williams
Ellington	Little	Willmott
Total - 87		

NAYS

Total - 0

ABSENT

Armes	Hazel	Richardson
Connick	Katz	Smith, J.
Edwards	Kleckley	Talbot
Ernst	Lambert	White
Greene	Morris	Wooton
Hardy	Ponti	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 744—**

BY REPRESENTATIVES RICHMOND, AUSTIN BADON, BALDONE, DANAHAY, HENRY, HOFFMANN, HONEY, LEGER, LIGI, 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 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 for the use 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Reengrossed House Bill No. 744 by Representative Richmond

AMENDMENT NO. 1

On page 2, line 23, following "provisions" and before "Subsection" insert "of"

AMENDMENT NO. 2

On page 3, line 18, following "partnership," change "LLC" to "limited liability company"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Lopinto
Abramson	Foil	McVea
Anders	Franklin	Monica
Armes	Gallot	Montoucet
Arnold	Gisclair	Norton

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Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richmond
Burford	Hoffmann	Ritchie
Burns, H.	Honey	Robideaux
Burns, T.	Howard	Roy
Burrell	Jackson G.	Schroder
Carmody	Jackson M.	Simon
Carter	Johnson	Smith, G.
Champagne	Jones, R.	Smith, J.
Chaney	Jones, S.	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Downs	Ligi	Willmott
Edwards	Little	

Total - 86

**NAYS**

Total - 0

**ABSENT**

Chandler	Hazel	Ponti
Connick	Hutter	Richardson
Ernst	Katz	Smiley
Fannin	Lambert	White
Geymann	Mills	Williams
Greene	Morris	Wooton

Total - 18

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Acting Speaker Lopinto in the Chair**

**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.

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

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 798 by Representative Carter

**AMENDMENT NO. 1**

On page 3, line 22, before "property" change "moveable" to "movable"

**AMENDMENT NO. 2**

On page 8, line 13, following "shall" and before "if" change "only be approved" to "be approved only"

**AMENDMENT NO. 3**

On page 10, line 15, following "producer," change "stage hand" to "stagehand"

**AMENDMENT NO. 4**

On page 14, line 7, following "producer," and before ", or" change "stage hand" to "stagehand"

**AMENDMENT NO. 5**

On page 14, line 26, after "companies" change "and/or" to "and"

**AMENDMENT NO. 6**

On page 16, line 23, following "producers," and before "," change "stage hands" to "stagehands"

**AMENDMENT NO. 7**

On page 17, line 1, following "companies" and before "financiers" change "and/or" to "and"

**AMENDMENT NO. 8**

On page 18, line 1, following "companies" and before "financiers" change "and/or" to "and"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Ernst	Little
Anders	Fannin	Lopinto
Arnes	Foil	McVea
Arnold	Franklin	Mills
Aubert	Gallot	Monica
Badon, A.	Gisclair	Montoucet
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Pearson
Barrow	Harrison	Perry
Billiot	Hazel	Pope
Brossett	Henderson	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richmond
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Honey	Roy
Carter	Howard	Schroder
Champagne	Hutter	Simon
Chandler	Jackson M.	Smiley

Chaney	Johnson	Smith, G.
Cortez	Jones, R.	Smith, J.
Cromer	Jones, S.	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott

Total - 90

NAYS

Total - 0

ABSENT

Mr. Speaker	Katz	Richardson
Connick	Kleckley	Templet
Geymann	Morris	Thibaut
Greene	Peterson	Wooton
Jackson G.	Ponti	

Total - 14

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

The title of the above bill was read and adopted.

Rep. 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.

**Speaker Tucker in the Chair**

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Hoffmann to Engrossed House Bill No. 835 by Representative Johnson

AMENDMENT NO. 1

On page 3, at the end of line 5, add the following: "Such employees shall be either current Public Service Commission employees or current employees of any other state agency, whom shall be transferred to the Public Service Commission for the purposes of implementing this Act."

Rep. Hoffmann moved the adoption of the amendments.

Rep. Johnson objected.

By a vote of 62 yeas and 20 nays, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Anders	Fannin	LaFonta
Armes	Foil	Lambert
Aubert	Franklin	Landry
Baldone	GISclair	LeBas
Barrow	Guillory	Leger
Brossett	Guinn	Little
Burns, H.	Hardy	Mills
Burrell	Henderson	Monica
Carter	Hill	Morris
Chandler	Hines	Peterson
Chaney	Hoffmann	Roy
Connick	Honey	Smith, G.
Cortez	Jackson G.	Smith, J.
Dixon	Johnson	St. Germain
Doerge	Jones, R.	Stiaes
Downs	Jones, S.	Williams
Edwards	LaBruzzo	

Total - 50

NAYS

Mr. Speaker	Greene	Pugh
Badon, A.	Harrison	Richard
Badon, B.	Henry	Richmond
Barras	Howard	Ritchie
Billiot	Hutter	Robideaux
Burford	Jackson M.	Schroder
Carmody	Kleckley	Simon
Champagne	Ligi	Smiley
Cromer	Lopinto	Smith, P.
Danahay	McVea	Talbot
Dove	Norton	Templet
Ellington	Nowlin	Thibaut
Ernst	Pearson	Waddell
Gallot	Perry	White
Geymann	Pope	Willmott

Total - 45

ABSENT

Abramson	Hazel	Ponti
Arnold	Katz	Richardson
Burns, T.	Montoucet	Wooton

Total - 9

Failed to pass.

Motion to reconsider pending.

**Consent to Correct a Vote Record**

Rep. Stiaes requested the House consent to record her vote on final passage of House Bill No. 835 as yeas, which consent was unanimously granted.

**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.

Rep. Abramson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 95

**NAYS**

Johnson  
Total - 1

**ABSENT**

Danahay	Peterson	St. Germain
Ernst	Ponti	Wooton
Katz	Richardson	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Suspension of the Rules**

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

**HOUSE BILL NO. 889—**

BY REPRESENTATIVES PETERSON, BARROW, BURRELL, CARMODY, 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Peterson to Engrossed House Bill No. 889 by Representative Peterson

AMENDMENT NO. 1

On page 5, line 4, after "Act" and before "necessary" delete "are" and insert "is"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Downs	Jones, R.
Anders	Edwards	LaFonta
Arnold	Ellington	Lambert
Aubert	Ernst	LeBas
Badon, A.	Franklin	Leger
Baldone	Gallot	Norton
Barrow	Hardy	Peterson
Brossett	Harrison	Richmond
Burrell	Henderson	Ritchie
Carmody	Hill	Roy
Carter	Hines	Smith, G.
Chaney	Hoffmann	Smith, P.
Danahay	Honey	St. Germain
Dixon	Jackson G.	Stiaes
Doerge	Jackson M.	Williams

Total - 45

**NAYS**

Mr. Speaker	Guillory	Nowlin
Armes	Guinn	Pearson
Badon, B.	Hazel	Perry
Barras	Henry	Pope
Billiot	Howard	Pugh
Burford	Hutter	Richard
Burns, H.	Johnson	Robideaux
Burns, T.	Jones, S.	Schroder
Champagne	Kleckley	Simon
Chandler	LaBruzzo	Smiley
Connick	Landry	Smith, J.
Cortez	Ligi	Talbot
Cromer	Little	Templet
Dove	Lopinto	Thibaut
Fannin	McVea	Waddell
Foil	Mills	White
Geymann	Monica	Willmott
Gisclair	Montoucet	
Greene	Morris	

Total - 55

**ABSENT**

Katz  
Ponti  
Total - 4

Richardson  
Wooton

The Chair declared the above bill failed to pass.

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

**HOUSE BILL NO. 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Arnold to Engrossed House Bill No. 903 by Representative Arnold

**AMENDMENT NO. 1**

On page 2, at the end of line 2, insert "However, on a year without a gubernatorial general, congressional primary, or congressional election, the election for such approval may be called on the same date as a municipal primary or general election."

**AMENDMENT NO. 2**

On page 3, line 22, after "elections." insert "However, on a year without a gubernatorial general, congressional primary, or congressional election, the election for such approval may be called on the same date as a municipal primary or general election."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fannin	LeBas
Abramson	Foil	Leger
Anders	Franklin	Ligi
Arnold	Gallot	Lopinto
Badon, A.	Geymann	Mills
Baldone	Gisclair	Norton
Barrow	Greene	Nowlin
Billiot	Guillory	Pearson
Brossett	Guinn	Peterson
Burford	Hardy	Pope
Burns, H.	Harrison	Pugh

Burns, T.	Henderson	Richmond
Burrell	Henry	Schroder
Carmody	Hines	Simon
Carter	Hoffmann	Smiley
Chandler	Honey	Smith, G.
Chaney	Hutter	Smith, J.
Cortez	Jackson G.	St. Germain
Cromer	Jackson M.	Stiaes
Dixon	Jones, R.	Talbot
Dove	Kleckley	Templet
Downs	LaBruzzo	White
Edwards	LaFonta	Williams
Ellington	Lambert	Willmott
Ernst	Landry	
Total - 74		

**NAYS**

Armes	Howard	Ritchie
Badon, B.	Johnson	Roy
Barras	Little	Thibaut
Champagne	Montoucet	Waddell
Danahay	Morris	
Hill	Perry	
Total - 16		

**ABSENT**

Aubert	Katz	Richardson
Connick	McVea	Robideaux
Doerge	Monica	Smith, P.
Hazel	Ponti	Wooton
Jones, S.	Richard	
Total - 14		

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

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 495—**  
BY REPRESENTATIVE DIXON  
**AN ACT**

To amend and reenact R.S. 17:10.5(A)(1) and to enact R.S. 17:10.5(F), relative to school and district accountability; to exempt a school that meets specified criteria from being transferred to the Recovery School District; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Dixon gave notice of his intention to call House Bill No. 495 from the calendar on Tuesday, June 16, 2009.

**HOUSE BILL NO. 905 (Substitute for House Bill No. 838 by Representative Landry)—**  
BY REPRESENTATIVE LANDRY  
**AN ACT**

To enact R.S. 46:1414.1, relative to child care facilities; to mandate the disclosure of recordation on the state central registry for owners, operators, current or prospective employees, and volunteers in child care facilities licensed by the department; to require any such persons to sign certain statements prior to and during employment, volunteering, ownership, or operation of or

in a child care facility licensed by the department; to provide that falsification of such statements shall be a misdemeanor offense; to provide for penalties; to provide for a process of appeal; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 905 by Representative Landry

AMENDMENT NO. 1

On page 1, line 16, delete "the" at the end of the line

AMENDMENT NO. 2

On page 1, line 17, before "name" change "individual's" to "his"

AMENDMENT NO. 3

On page 1, line 18, following "neglect and" and before "is the" change "the same individual" to "he"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fannin	Monica
Abramson	Foil	Montoucet
Anders	Franklin	Morris
Armes	Gallot	Norton
Arnold	Gisclair	Pearson
Aubert	Greene	Perry
Badon, A.	Guillory	Peterson
Badon, B.	Guinn	Pope
Baldone	Hardy	Pugh
Barras	Henderson	Richard
Barrow	Henry	Richmond
Billiot	Hill	Ritchie
Brossett	Hines	Robideaux
Burford	Hoffmann	Roy
Burns, H.	Honey	Schroder
Burns, T.	Howard	Simon
Burrell	Jackson G.	Smiley
Carmody	Jackson M.	Smith, G.
Carter	Johnson	Smith, J.
Champagne	Jones, R.	Smith, P.
Chandler	Jones, S.	St. Germain
Chaney	LaBruzzo	Stiaes
Cortez	LaFonta	Talbot
Cromer	Landry	Templet
Danahay	LeBas	Thibaut
Dixon	Leger	Waddell
Doerge	Ligi	Williams
Dove	Little	Willmott
Downs	Lopinto	
Edwards	Mills	
Total - 88		

**NAYS**

White  
Total - 1

**ABSENT**

Connick	Hazel	McVea
Ellington	Hutter	Nowlin
Ernst	Katz	Ponti
Geymann	Kleckley	Richardson
Harrison	Lambert	Wooton
Total - 15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Landry 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.

**Suspension of the Rules**

On motion of Rep. Barrow, 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 15, 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. 207  
Returned without amendments

House Concurrent Resolution No. 208  
Returned without amendments

House Concurrent Resolution No. 209  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 15, 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. 162  
Returned with amendments

House Bill No. 208  
Returned without amendments

House Bill No. 234  
Returned with amendments

House Bill No. 320  
Returned with amendments

House Bill No. 349  
Returned with amendments

House Bill No. 404  
Returned with amendments

House Bill No. 410  
Returned without amendments

House Bill No. 504  
Returned without amendments

House Bill No. 509  
Returned with amendments

House Bill No. 593  
Returned with amendments

House Bill No. 612  
Returned with amendments

House Bill No. 619  
Returned without amendments

House Bill No. 636  
Returned with amendments

House Bill No. 651  
Returned with amendments

House Bill No. 655  
Returned without amendments

House Bill No. 673  
Returned without amendments

House Bill No. 756  
Returned with amendments

House Bill No. 829  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Message from the Senate

#### ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 15, 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. 128, 129, and 130

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Message from the Senate

#### DISAGREEMENT TO SENATE BILL

June 15, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 140 by Sen. Riser, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

### Message from the Senate

#### DISAGREEMENT TO SENATE BILL

June 15, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 301 by Sen. Dupre, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

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. 93—

BY REPRESENTATIVES BARROW, ABRAMSON, ANDERS, ARNOLD, AUSTIN BADON, BALDONE, BARRAS, BILLIOT, BROSSETT, TIM BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DOERGE, DOVE, DOWNS, ELLINGTON, ERNST, FRANKLIN, GALLOT, GEYMAN, GREENE, MICKEY GULLORY, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HUTTER, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MILLS, MONICA, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, AND WILLMOTT

#### A RESOLUTION

To recognize June 14, 2009, as Flag Day and to commend Louisiana citizens for their military service.

Read by title.

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

#### HOUSE RESOLUTION NO. 94—

BY REPRESENTATIVE PONTI  
A RESOLUTION

To commend the Parkview Baptist High School baseball team upon winning the 2009 Class 3A state championship.

Read by title.

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

**HOUSE RESOLUTION NO. 95—**

BY REPRESENTATIVE HARDY

**A RESOLUTION**

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

Read by title.

On motion of Rep. Hardy, and under a suspension of the rules, the above resolution was referred to the Committee on Health and Welfare, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 211—**

BY REPRESENTATIVE ROSALIND JONES

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to adopt a policy requiring each public school that has been labeled as an academically unacceptable school pursuant to policies developed and adopted for the implementation of the school and district accountability system to extend the school day to four hundred eighty minutes until such time as the school improves and is no longer labeled as academically unacceptable.

Read by title.

On motion of Rep. Rosalind Jones, and under a suspension of the rules, the above resolution was referred to the Committee on Education, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 212—**

BY REPRESENTATIVE TALBOT

**A CONCURRENT RESOLUTION**

To commend J.J. Witmeyer, Jr., of Harahan upon his receipt of the French Legion of Honor medal for his military service on D-Day during World War II.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 213—**

BY REPRESENTATIVE HARDY

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study the need for and benefits of developing and implementing a uniform ten-point grading scale in all public elementary and secondary schools and to report study findings and recommendations.

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. 214—**

BY REPRESENTATIVE HARDY

**A CONCURRENT RESOLUTION**

To authorize and direct the sergeants at arms of the Louisiana House of Representatives and the Louisiana State Senate to authorize their assistant sergeants at arms when in uniform to carry approved firearms on their person inside the Louisiana State Capitol building and on the capitol grounds.

Read by title.

On motion of Rep. Hardy, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 215—**

BY REPRESENTATIVES HENRY BURNS AND JANE SMITH

**A CONCURRENT RESOLUTION**

To memorialize the United States Congress to take such actions as are necessary to promptly consider and pass the New Alternative Transportation to Give Americans Solutions Act of 2009 (H.R. 1835) and to urge each member of the Louisiana congressional delegation to express their support for the Act by becoming a co-sponsor.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 216—**

BY REPRESENTATIVE LIGI

**A CONCURRENT RESOLUTION**

To commend Martin Richard of Metairie upon his receipt of the French Legion of Honor medal for his military service on D-Day during World War II.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 217—**

BY REPRESENTATIVE HOFFMANN

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment Program testing schedule to provide for the administration of the tests required pursuant to the program as close to the end of the school year as practically possible and to report to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.

Read by title.

On motion of Rep. Hoffmann, and under a suspension of the rules, the above resolution was referred to the Committee on Education, under the rules.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Appropriations**

June 15, 2009

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 116, by Donahue Reported favorably. (20-0)

Senate Bill No. 34, by Chaisson Reported with amendments. (22-0) (Regular)



Senate Bill No. 167, by Gray Evans  
Reported favorably. (23-0) (Regular)

Senate Bill No. 172, by Quinn  
Reported favorably. (20-0) (Regular)

Senate Bill No. 289, by Appel  
Reported favorably. (20-0) (Regular)

JAMES R. "JIM" FANNIN  
Chairman

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

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

June 15, 2009

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 86, by Quinn  
Reported favorably. (9-0)

Senate Concurrent Resolution No. 87, by Claitor  
Reported favorably. (9-0)

Senate Bill No. 67, by McPherson (Joint Resolution)  
Reported with amendments. (9-0) (Regular)

TIMOTHY G. "TIM" BURNS  
Chairman

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

**Report of the Committee on  
Commerce**

June 15, 2009

To the Speaker and Members of the House of Representatives:

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

House Resolution No. 80, by Jones, Rosalind  
Reported favorably. (14-0)

JEFFERY "JEFF" J. ARNOLD  
Chairman

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

June 15, 2009

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 195, by Champagne  
Reported with amendments. (16-0)

Senate Concurrent Resolution No. 110, by McPherson  
Reported with amendments. (16-0)

Senate Bill No. 313, by McPherson  
Reported favorably. (12-1) (Regular)

Senate Bill No. 350, by Morrell  
Reported with amendments. (12-0) (Regular)

Senate Bill No. 351, by McPherson  
Reported with amendments. (15-0) (Regular)

NITA RUSICH HUTTER  
Chairwoman

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

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

June 15, 2009

To the Speaker and Members of the House of Representatives:

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

House Bill No. 360, by Harrison  
Reported favorably. (10-0) (Regular)

Senate Bill No. 69, by Crowe  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 108, by Marionneaux  
Reported favorably. (11-0) (Regular)

Senate Bill No. 109, by Marionneaux  
Reported with amendments. (12-0) (Regular)

Senate Bill No. 123, by Michot  
Reported favorably. (12-0) (Regular)

Senate Bill No. 149, by Morrell  
Reported with amendments. (8-5) (Regular)

Senate Bill No. 163, by Marionneaux  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 199, by Riser  
Reported favorably. (13-0) (Regular)

Senate Bill No. 271, by Nevers  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 277, by Duplessis  
Reported with amendments. (12-0) (Regular)

Senate Bill No. 321, by Hebert  
Reported favorably. (10-0) (Regular)

Senate Bill No. 331, by Quinn  
Reported with amendments. (10-0) (Regular)

Senate Bill No. 338, by Gray Evans  
Reported favorably. (13-0) (Regular)

HUNTER V. GREENE  
Chairman

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

**Suspension of the Rules**

On motion of Rep. Greene, the rules were suspended in order to take up House Bills contained in the committee report at this time.

**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. 360—**  
BY REPRESENTATIVE HARRISON  
AN ACT

To repeal R.S. 47:6021(J), relative to the Brownfields Investor Tax Credit; to delete the sunset date on the authority to issue tax credits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**Suspension of the Rules**

On motion of Rep. Fannin, 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:

**SENATE BILL NO. 21—**  
BY SENATOR MARIONNEAUX  
A JOINT RESOLUTION

Proposing to amend Article VII, Section 4(D)(3) and to enact Article VII, Section 4(D)(4) of the Constitution of Louisiana, relative to the dedication of severance tax revenue; to increase the maximum amount of the proceeds from the tax collected on the severance of certain natural resources which is remitted to parish governing authorities under certain conditions; to require the deposit of a certain amount of the proceeds of severance taxes and royalties collected under certain conditions into certain funds and provide for the use of such funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

**SENATE BILL NO. 136—**  
BY SENATOR JACKSON  
AN ACT

To amend and reenact R.S. 26:73, 272, and 583(C), relative to alcoholic beverage permits; to provide for legal sales characteristics in certain parishes; to provide for restaurant "R" permits, applications and fees; to provide for definitions; to provide for qualifications; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 246—**  
BY SENATORS CHEEK, NEVERS AND THOMPSON  
AN ACT

To enact Part XXIX-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.97.1 through 1299.97.4, relative to the Electronic Health Records Loan Program; to provide findings and purpose; to provide definitions; to facilitate access to funding for acquisition and implementation of certified electronic health record technology by health care providers; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 267—**  
BY SENATORS MICHOT, APPEL, CROWE, DUPLESSIS, LONG, SMITH AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, TIM BURNS, CHAMPAGNE, CONNICK, CORTEZ, DOVE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH AND WILLMOTT  
AN ACT

To enact R.S. 49:308.5, relative to special funds in the state treasury and dedicated money; to provide for an annual performance report of the activities funded by such special funds; to provide relative to the development of a plan and schedule relative to the biennial review of special funds and dedications; to provide for the biennial review and report of the findings of such review; to provide for exceptions; 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 Appropriations.

**SENATE BILL NO. 316—**  
BY SENATORS NEVERS, ALARIO, AMEDEE, APPEL, BROOME, CHEEK, CLAITOR, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, GUILLORY, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MICHOT, MOUNT, MURRAY, RISER, SMITH, THOMPSON AND WALSWORTH  
AN ACT

To enact Chapter 18 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:2921 through 2932, to enact R.S. 23:6(15), and to repeal R.S. 17:183.4, 183.6, 183.7, 183.8, and 183.9, relative to college and career readiness; to provide for programs to improve high school graduation rates and prepare students for postsecondary education and careers; to provide for the development of focused programs of study and related courses and curricula; to provide for student development of individual graduation plans; to provide relative to student guidance and counseling; to provide relative to programs for identification of and assistance to students at risk for being underprepared for the next level of study; to establish a high school graduation rate goal; to provide for consideration of improved graduation rates and completion of certain advanced coursework by the state educational accountability system; to provide relative to articulation and transfer of credit; to provide for consultation and collaboration with business and industry and the Louisiana Workforce Commission; to provide relative to the recruitment and training of certain instructional personnel; to provide for reporting and rules; to provide for implementation guidelines and timelines; to provide relative to funding; and to provide for related matters.

Read by title.

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

**Privileged Report of the Committee on Enrollment**

June 15, 2009

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

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

The following House Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 84—**  
BY REPRESENTATIVES MCVEA AND WHITE  
A RESOLUTION

To commend Jamie Johnell Roddy upon winning the 2009 Miss New Orleans USA Pageant.

**HOUSE RESOLUTION NO. 85—**  
BY REPRESENTATIVE GALLOT  
A RESOLUTION

To express the sincere and heartfelt condolences of the House of Representatives upon the death of Julius Dewitt Penn.

**HOUSE RESOLUTION NO. 86—**  
BY REPRESENTATIVE PETERSON  
A RESOLUTION

To express heartfelt sorrow upon the shooting at the United States Holocaust Memorial Museum and to extend sincere condolences upon the death of security guard Stephen Tyrone Johns.

**HOUSE RESOLUTION NO. 87—**  
BY REPRESENTATIVES KATZ AND MILLS  
A RESOLUTION

To urge and request the Department of Health and Hospitals to make changes to and enhance the effectiveness of the Medical Care Advisory Committee pursuant to 42 CFR Part 431.12 to make appointments and ensure administrative support of the activities of the Medical Care Advisory Committee.

**HOUSE RESOLUTION NO. 89—**  
BY REPRESENTATIVE JOHNSON  
A RESOLUTION

To commend Oak Grove United Methodist Church upon the historic occasion of its one hundredth fiftieth anniversary.

**HOUSE RESOLUTION NO. 90—**  
BY REPRESENTATIVE TUCKER  
A RESOLUTION

To commend Joseph "Joe" Lore of Terrytown for his outstanding accomplishments.

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 15, 2009

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

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

The following House Concurrent Resolutions have been properly enrolled:

**HOUSE CONCURRENT RESOLUTION NO. 6—**  
BY REPRESENTATIVES DANAHAY, ARNOLD, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, FOIL, GREENE, HOFFMANN, LABRUZZO, LIGI, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, JANE SMITH, TUCKER, AND WADDELL AND SENATORS KOSTELKA AND MICHOT  
A CONCURRENT RESOLUTION

To request the Department of State Civil Service to develop and the State Civil Service Commission to adopt certain rules affecting layoff procedures, job classifications, and compensation.

**HOUSE CONCURRENT RESOLUTION NO. 49—**  
BY REPRESENTATIVES RICHARDSON AND ST. GERMAIN  
A CONCURRENT RESOLUTION

To urge and request the Department of Wildlife and Fisheries to study the possibility of requiring all persons aboard a vessel to wear a personal flotation device.

**HOUSE CONCURRENT RESOLUTION NO. 98—**  
BY REPRESENTATIVES DANAHAY, BALDONE, BARRAS, CHAMPAGNE, CONNICK, GISCLAIR, HARDY, HARRISON, HENRY, LABRUZZO, LIGI, NOWLIN, PEARSON, RICHARD, SCHRODER, TALBOT, AND WADDELL  
A CONCURRENT RESOLUTION

To call upon the Department of State Civil Service to develop and implement a reporting system for all state departments and agencies to furnish the department certain information concerning the use of the Performance Planning and Review (PPR) system and pay increases for employees and to submit a report thereon to the legislature and certain committees thereof and also to direct all state departments and agencies to submit information to the Department of State Civil Service necessary for completion of such report.

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

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

**HOUSE CONCURRENT RESOLUTION NO. 173—**  
BY REPRESENTATIVE HINES AND SENATOR GRAY EVANS  
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to restore the Medicare-Medicaid crossover payments nationally so all Medicare beneficiaries in Louisiana and nationwide have equal access to Medicare benefits.

**HOUSE CONCURRENT RESOLUTION NO. 176—**  
BY REPRESENTATIVE GIROD JACKSON  
A CONCURRENT RESOLUTION

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

**HOUSE CONCURRENT RESOLUTION NO. 178—**  
BY REPRESENTATIVE HINES AND SENATOR GRAY EVANS  
A CONCURRENT RESOLUTION

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

**HOUSE CONCURRENT RESOLUTION NO. 182—**

BY REPRESENTATIVE TUCKER  
A CONCURRENT RESOLUTION

To urge and request the Department of Social Services and the Department of Health and Hospitals jointly to study whether applicants for and current recipients of Temporary Assistance for Needy Families (TANF) benefits should be required to apply for Medicaid and receive annual health screenings in order to receive or continue to receive TANF benefits, to study the fiscal impact of such requirements, and to report study findings and recommendations to the House Committee on Health and Welfare and the Senate Committee on Health and Welfare prior to February 1, 2010.

**HOUSE CONCURRENT RESOLUTION NO. 188—**

BY REPRESENTATIVE HINES AND SENATOR GRAY EVANS  
A CONCURRENT RESOLUTION

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

Respectfully submitted,

WAYNE WADDELL  
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 15, 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 Bills have been properly enrolled:

**HOUSE BILL NO. 55—**

BY REPRESENTATIVE LAFONTA AND SENATOR THOMPSON  
AN ACT

To enact R.S. 32:378.3, relative to motor vehicles; to prohibit installation of sound amplification systems on the exterior of a vehicle; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 159—**

BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, BILLIOT, BURFORD, CARMODY, CHAMPAGNE, CHANEY, DOWNS, GISCLAIR, GUINN, HENDERSON, HOWARD, LAMBERT, LITTLE, MILLS, MONICA, MONToucET, PUGH, AND SIMON AND SENATOR DUPRE  
AN ACT

To amend and reenact R.S. 30:28(B), relative to drilling permits; to provide for the validity of drilling permits; and to provide for related matters.

**HOUSE BILL NO. 168—**

BY REPRESENTATIVE MICKEY GUILLORY  
AN ACT

To amend and reenact R.S. 40:384(16), relative to local housing authorities; to provide relative to the scope and nature of local housing authorities; and to provide for related matters.

**HOUSE BILL NO. 228—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 40:1574.1(B)(4)(c) and to enact R.S. 40:1563(K), 1563.1(E), and 1646(D), relative to the powers and duties of the state fire marshal; to authorize the fire marshal to perform duties required by the state emergency operations plan; to authorize the fire marshal to commission a multi-jurisdictional arson task force; to require the installing contractor to be on-site during the final inspection by the fire marshal; and to provide for related matters.

**HOUSE BILL NO. 233—**

BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 56:578.2(A)(1), relative to the Louisiana Seafood Promotion and Marketing Board; to place the board under the jurisdiction of the office of fisheries of the Department of Wildlife and Fisheries; and to provide for related matters.

**HOUSE BILL NO. 299—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 56:497(C)(1), relative to bait shrimp; to increase the fee for a bait shrimp permit; to provide for a beginning date for when bait shrimp may be taken; and to provide for related matters.

**HOUSE BILL NO. 309—**

BY REPRESENTATIVE GALLOT AND SENATORS THOMPSON AND WALSWORTH  
AN ACT

To amend and reenact R.S. 13:312(2) and 312.1(B), relative to the courts of appeal; to provide election sections for the election of judges to the second district of the Court of Appeal for the Second Circuit; to provide for the assignment of judgeships for election purposes; to provide for the election of the judges; and to provide for related matters.

**HOUSE BILL NO. 334—**

BY REPRESENTATIVE CROMER  
AN ACT

To authorize and provide for the sale of certain state property in St. Tammany Parish to the St. Tammany Parish School Board from the division of administration; and to provide for related matters.

**HOUSE BILL NO. 468—**

BY REPRESENTATIVE MICHAEL JACKSON AND SENATOR DORSEY  
AN ACT

To enact R.S. 33:9097.5, relative to East Baton Rouge Parish; to create the Melrose East Crime Prevention District within the parish; to provide relative to the purpose, governance, powers, and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

**HOUSE BILL NO. 545—**

BY REPRESENTATIVE RITCHIE AND SENATOR THOMPSON  
AN ACT

To amend and reenact R.S. 17:112(A)(1) and (B), relative to student education records; to require principals of certain schools to provide for the transfer of certain student education records; to require that such records include certain information relative to the suspension of students; and to provide for related matters.

**HOUSE BILL NO. 576—**

BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 17:24.3, relative to the state superintendent of education; to authorize the superintendent to set certain rates and fees for the Cecil J. Picard Educational and Recreational Center; to provide that the setting of such rates and fees by the

superintendent shall be subject to approval by the State Board of Elementary and Secondary Education; and to provide for related matters.

**HOUSE BILL NO. 586—**

BY REPRESENTATIVES DOERGE, CORTEZ, HENDERSON, HOFFMANN, LAFONTA, MONTUCET, POPE, AND ROBIDEAUX AND SENATORS APPEL, CROWE, B. GAUTREAU, X, HEBERT, KOSTELKA, MORRELL, AND NEVERS

AN ACT

To enact R.S. 11:542.1.1 and 883.3, relative to the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide a minimum benefit increase to certain retirees, beneficiaries, and survivors; to provide for funding; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 602—**

BY REPRESENTATIVE LEBAS AND SENATOR LAFLEUR

AN ACT

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

**HOUSE BILL NO. 609—**

BY REPRESENTATIVES ROSALIND JONES AND KATZ

AN ACT

To enact Subpart D of Part IV of Chapter 5 of Subtitle III of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:2238.1 through 2238.8, relative to property adjudicated to the city of Monroe; to provide for the authorization of the city of Monroe to sell or transfer adjudicated property; to provide for notice to the owner and other interested parties; to provide for a deposit of monies sufficient to cover the expenses of the sale, advertisement, taxes due, and other costs associated with the sale; to provide for applicability; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 699—**

BY REPRESENTATIVE ERNST

AN ACT

To amend and reenact R.S. 33:9091.1(F)(2)(a), relative to the Lakeview Crime Prevention District; to provide relative to the parcel fee imposed within the district; to require the governing authority of the city of New Orleans to impose the fee on all parcels located within the district, subject to voter approval; and to provide for related matters.

**HOUSE BILL NO. 725—**

BY REPRESENTATIVES MICHAEL JACKSON, ABRAMSON, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BILLIOT, BROSSETT, HENRY BURNS, BURRELL, CARMODY, CARTER, CHANDLER, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, FANNIN, FOIL, GEYMAN, GISCLAIR, MICKEY GUILLORY, GUINN, HARDY, HAZEL, HENRY, HINES, HONEY, HOWARD, HUTTER, LAFONTA, LEGER, LIGI, LOPINTO, MCVEA, MILLS, PEARSON, PETERSON, POPE, RICHARD, RICHMOND, SCHRODER, SIMON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS BROOME AND MARIONNEAUX

AN ACT

To enact R.S. 32:76.1 and 201, relative to bicycles; to provide a method by which drivers of vehicles shall pass bicyclists; to provide for penalties; to provide for publications, signage, and a public awareness campaign; to prohibit certain actions against bicyclists; to provide for penalties; and to provide for related matters.

**HOUSE BILL NO. 766—**

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 33:9091.6, relative to the Upper Hurstville Security District; to provide relative to the purpose, governance, powers, and duties of the district; to provide relative to the funding of the district, including the levy of a parcel fee; to provide for the merger of the district or a part thereof with another district or a part thereof; to provide for indemnification and exculpation of board members; and to provide for related matters.

**HOUSE BILL NO. 892 (Substitute for House Bill No. 800 by Representative Michael Jackson)—**

BY REPRESENTATIVE MICHAEL JACKSON

AN ACT

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

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.

**Suspension of the Rules**

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

House Resolution No. 88

**Suspension of the Rules**

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

Senate Bill No. 316

**Suspension of the Rules**

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

House Resolution No. 77

Senate Bill No. 5

**Leave of Absence**

Rep. Katz - 1 day

Rep. Ponti - 1 day

Rep. Wooton - 1 day

**Adjournment**

On motion of Rep. Brossett, at 5:45 P.M., the House agreed to adjourn until Tuesday, June 16, 2009, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, June 16, 2009.

ALFRED W. SPEER  
Clerk of the House