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

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker Franklin Mills
Abramson Gallot Monica Anders Geymann Montoucet
Armes Greensboro Morris Arnould Guarin Nowlin
Badon, A. Hardy Perry Badon, B. Harrison Peterson
Baldone Harrison Ponti Barras Hazel Robideaux
Barrow Henderson Pope Billiot Henry Pugh
Brossett Hill Richard Burrell Howard Roy
Carmody Hutter Schroder Carter Jackson G.
Champagne Jackson M. Simons Chandler Johnson Smiley
Chaney Jones, R. Smith, G. Connick Jones, S. Smith, J.
Cortez Katz Smith, P. Cromer Kleckley St. Germain
Danahay LaBrezza Sivas Dixon LaFonta Talbot
Dorger Lambert Templet Dove Landry Thibaut Downs LeBas Waddell
Edwards Leger White Ellington Ligi Williams

Ernst Little Willmott
Fannin Lopinto Wooton Foil McVea

Total - 104

ABSENT

Total - 0

The Speaker announced that there were 104 members present and a quorum.

Prayer

Prayer was offered by Rep. Ellington.

Pledge of Allegiance

Rep. Hoffmann 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. Austin Badon, the reading of the Journal was dispensed with.


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. 96—

By Representatives Wooton and Henderson
A RESOLUTION
To commend Daybrook Fisheries, Inc., and the Chairman, CEO, and founder, Gregory F. Holt, and the COO, W. Borden Wallace, and their entire management team, for their commitment to the state of Louisiana and for their recovery efforts after Hurricane Katrina.

Read by title.

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

HOUSE RESOLUTION NO. 97—

By Representative Tucker
A RESOLUTION
To recognize Tuesday, June 16, 2009, as Boys and Girls Club of America Louisiana Alliance Day.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 218—

By Representative Richard
A CONCURRENT RESOLUTION
To authorize and request the Louisiana State Law Institute to study and propose a revised codification of Title 33 of the Louisiana Revised Statutes of 1950.

Read by title.

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

Ordered to the Senate.
Suspension of the Rules

On motion of Rep. Arnold, 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

DISAGREEMENT TO SENATE BILL

June 16, 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. 143 by Sen. Amedee, 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

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 16, 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. 104 and 131

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Concurrent Resolutions

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 131—
BY SENATOR CLAITOR AND REPRESENTATIVE CARTER
A CONCURRENT RESOLUTION

To commend and congratulate the Louisiana State University Fighting Tigers football team and Head Coach Les Miles for their accomplishments in the 2008 season and for winning the Chick-fil-A Bowl.

Read by title.

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 16, 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. 33
Returned without amendments

House Concurrent Resolution No. 45
Returned without amendments

House Concurrent Resolution No. 46
Returned without amendments

House Concurrent Resolution No. 51
Returned without amendments

House Concurrent Resolution No. 155
Returned without amendments

House Concurrent Resolution No. 172
Returned without amendments

House Concurrent Resolution No. 177
Returned without amendments

House Concurrent Resolution No. 180
Returned without amendments

House Concurrent Resolution No. 192
Returned without amendments

House Concurrent Resolution No. 210
Returned without amendments

House Concurrent Resolution No. 212
Returned without amendments

House Concurrent Resolution No. 213
Returned without amendments

House Concurrent Resolution No. 215
Returned without amendments

House Concurrent Resolution No. 216
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Health and Welfare

June 16, 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 Resolution No. 88, by Barrow
Reported favorably. (12-0)

House Concurrent Resolution No. 175, by Dixon
Reported favorably. (13-0)

House Concurrent Resolution No. 190, by Barrow
Reported with amendments. (12-0)

House Concurrent Resolution No. 196, by Abramson
Reported with amendments. (11-0)

Senate Concurrent Resolution No. 62, by Murray
Reported favorably. (13-0)

Senate Concurrent Resolution No. 103, by Cheek
Reported favorably. (12-0)

KAY KELLOGG KATZ
Chairman

Suspension of the Rules

Rep. Abramson moved for a suspension of the rules in order to take up and consider House Concurrent Resolution No. 196 reported by committee at this time.


By a vote of 45 yeas and 42 nays, the motion not having received a two-thirds vote of the members present and voting, the House refused to suspend the rules.

Acting Speaker Arnold in the Chair

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 128—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION
To direct the Louisiana State Law Institute to study constitutional language relative to freedom of religion in Louisiana, and to report to the Legislature not later than February 1, 2010.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 129—
BY SENATOR DONAHUE AND REPRESENTATIVE SCHRODER
A CONCURRENT RESOLUTION
To commend Morgan Elizabeth Laurent of Fountainbleau High School, daughter of Denise and Merrill Laurent, upon her selection as a representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 130—
BY SENATOR BROOME
A CONCURRENT RESOLUTION
To express support of and to provide authority for actions by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College (LSU) for the strategic collaboration between LSU and Our Lady of the Lake Regional Medical Center (OLOL), as well as seeking, considering, and evaluating other alternatives and strategies, in planning for a new model of health care delivery and medical education in the Baton Rouge region.

Read by title.

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

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 RESOLUTION NO. 80—
BY REPRESENTATIVE ROSALIND JONES
A RESOLUTION
To request the House Committee on Commerce to study the underbanked and unbanked citizens of Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 195—
BY REPRESENTATIVE CHAMPAGNE
A CONCURRENT RESOLUTION
To urge and request 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Concurrent Resolution No. 195 by Representative Champagne

AMENDMENT NO. 1
On page 1, line 2, after "To" and before "the" change "direct" to "urge and request"

AMENDMENT NO. 2
On page 1, at the beginning of line 16, change "direct" to "urge and request"

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

On motion of Rep. Hutter, the resolution, as amended, 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. 86—
BY SENATOR QUINN
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations regarding the feasibility of instituting multidistrict litigation in Louisiana.

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.

SENATE CONCURRENT RESOLUTION NO. 87—
BY SENATOR CLAITOR
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to conduct a comprehensive and thorough study of electronic discovery in civil proceedings.

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.

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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original Senate Concurrent Resolution No. 110 by Senator McPherson

AMENDMENT NO. 1
On page 2, line 17, after "Complete Streets" and before "include" delete "policy" and insert "guidelines"

AMENDMENT NO. 2
On page 2, line 24, after "design" and before "as" delete "standards" and insert "guidelines"

AMENDMENT NO. 3
On page 2, line 26, after "Complete Streets" and before "shall" delete "policy" and insert "guidelines"

AMENDMENT NO. 4
On page 2, line 27, after "development of" delete "standards and designs" and insert "model design guidelines"

AMENDMENT NO. 5
On page 2, delete lines 28 and 29 in their entirety and insert the following:

"(2) The application of such guidelines to both new and reconstruction projects;"

AMENDMENT NO. 6
On page 2, line 30, after "components of" and before "implementation" delete "policy" and insert "guideline"

AMENDMENT NO. 7
On page 3, line 3, after "coordination of" and before "guidelines" delete "rules and design" and insert "Complete Street"

AMENDMENT NO. 8
On page 3, line 8, after "Development's" and before "recently" delete "standards and designs" and insert "model design guidelines"

AMENDMENT NO. 9
On page 3, between line lines 9 and 10 add the following:

"(9) The development of model urban street design guidelines and model local ordinances; and"

AMENDMENT NO. 10
On page 3, delete line 18, in its entirety and insert the following:

"develop Complete Street guidelines that apply any time state or federal funds are used to"

AMENDMENT NO. 11
On page 3, line 19, after "build or" and before "a roadway" delete "maintain" and insert "construct"

AMENDMENT NO. 12
On page 3, delete line 23 in its entirety and insert the following:

"(2) AARP."

AMENDMENT NO. 13
On page 4, between lines 16 and 17 add the following:

"(22) Louisiana Health Care Quality Forum.

(23) Louisiana Council on Obesity Prevention and Management."

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

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

SENATE CONCURRENT RESOLUTION NO. 116—
BY SENATORS DONAHUE, ADLEY, ALARIO, AMEDDEE, APPEL, CHAISSON, CLAITOR, CROWE, DORSEY, DUPRE, ERDEY, B. GAUTREAX, N. GAUTREAX, GRAY EVANS, HEBERT, HEITMEIER, KOSTELKA, LONG, MARIONNEAUX, MARTINY, MORRELL, MORRISH, MURRAY, NEVERS, QUINN, SHAW AND SMITH
A CONCURRENT RESOLUTION
To authorize and direct that savings generated from cost effective practices in the NOW program be maintained in the NOW program and applied to new slots for those on the waiting list and to provide that the Department of Health and Hospitals report to the Joint Legislative Committee on the Budget the savings achieved and the number of waiver slots for people with
developmental disabilities offered, filled, and served on a quarterly basis, beginning July 1, 2009.

Read by title.

Reported favorably by the Committee on Appropriations.

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

**Reconsideration**

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

**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.

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

Returned to the calendar under the rules.

**Suspension of the Rules**

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

**House Bills and Joint Resolutions on Third Reading and Final Passage**

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

**Regular Calendar**

**HOUSE BILL NO. 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.

Rep. Harrison moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker Franklin</td>
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<tr>
<td>Abramson Gallot</td>
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<tr>
<td>Anders Geymann</td>
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<tr>
<td>Arnold Gisclair</td>
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<td>Aubert Greene</td>
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<tr>
<td>Badon, A. Guilory</td>
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<tr>
<td>Badon, B. Guinn</td>
</tr>
<tr>
<td>Baldone Harrison</td>
</tr>
<tr>
<td>Barras Hazel</td>
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<tr>
<td>Barrow Henderson</td>
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<tr>
<td>Billiot Henry</td>
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<td>Brossett Hill</td>
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<tr>
<th>NAYS</th>
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</thead>
<tbody>
<tr>
<td>Burnsville Hines</td>
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<tr>
<td>Burns, H. Hoffmann</td>
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<td>Burns, T. Howard</td>
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<td>Burrell Hutter</td>
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<td>Carmody Jackson G.</td>
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<td>Carter Jackson M.</td>
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<td>Champagne Johnson</td>
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<td>Chaney Jones, R.</td>
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<td>Connick Katz</td>
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<td>Cortez Kleckley</td>
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<td>Cromer LaBruzio</td>
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<td>Dixon LaFonta</td>
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<td>Doerge Lambert</td>
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<td>Dove Landry</td>
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<td>Downs LeBas</td>
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<td>Edwards Leger</td>
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<tr>
<td>Ellington Ligi</td>
</tr>
<tr>
<td>Ernst Little</td>
</tr>
<tr>
<td>Fannin Lopinto</td>
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<tr>
<td>Fell McVea</td>
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</tbody>
</table>

Total - 99

<table>
<thead>
<tr>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Armes Hardy</td>
</tr>
<tr>
<td>Danahay Jones, S.</td>
</tr>
</tbody>
</table>

Total - 0

**ABSENT**

<table>
<thead>
<tr>
<th>Total - 5</th>
</tr>
</thead>
<tbody>
<tr>
<td>The Chair declared the above bill was finally passed.</td>
</tr>
<tr>
<td>The title of the above bill was read and adopted.</td>
</tr>
<tr>
<td>Rep. Harrison moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.</td>
</tr>
</tbody>
</table>

**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.

**Motion**

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

**HOUSE BILL NO. 316—**

**BY REPRESENTATIVES TIM BURNS, BARRAS, GIROD JACKSON, SCHRODER, AND SIMON**

A JOINT RESOLUTION

Proposing to enact Article VII, Section 18(H) and (I) of the Constitution of Louisiana, to provide for certain limitations on ad valorem taxation for the residential property of certain persons who are sixty-five years of age and older; to provide for a tax credit; to provide for limitations on the amount of tax; to provide for eligibility requirements; to require the submission of certain documents; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.
Motion

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

HOUSE BILL NO. 567—
BY REPRESENTATIVE WOOTON
AN ACT
To amend and reenact R.S. 56:10(B)(1)(b)(ii), 302.3(B)(5)(c), 305(H), and 506.1, relative to shrimp gear fees; to provide for additional fees on shrimp gear licenses; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS


Total - 55

NAYS


Total - 40

ABSENT

Burns, T., LaBruzzo, Richmond, Hutter, Pugh, Smith, J., Jones, S., Richard, White

Total - 9

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

Motion

Rep. Nowlin moved to call House Bill No. 783 from the calendar.

Rep. Abramson objected.

By a vote of 53 yeas and 42 nays, the bill was called from the calendar.

Speaker Tucker in the Chair

HOUSE BILL NO. 783—
BY REPRESENTATIVES NOWLIN AND TUCKER
AN ACT
To enact R.S. 40:16.3, relative to state property; to authorize and empower the secretary of the Department of Health and Hospitals and the commissioner of administration to lease the John J. Hainkel, Jr., Home and Rehabilitation Center; and to provide for related matters.

Read by title.

Rep. Nowlin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS


NAYS


ABSENT

Baldone, Greene, Kieckley, Barras, Burns, T., St. Germain, Connick, Guillory, Williams, Aubert, Doerge, Guinn, Downs, Hardy, Ellington, Jones, S., Total - 13
The Chair declared the above bill failed to pass.

**Explanation of Vote**

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

**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.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Dixon to Engrossed House Bill No. 495 by Representative Dixon

**AMENDMENT NO. 1**

On page 1, line 2, between "17:10.5(A)(1)" and "to enact" delete "and" and insert a comma ",".

**AMENDMENT NO. 2**

On page 1, line 2, after "17:10.5(F)," insert "and to repeal R.S. 17:10.5(F),".

**AMENDMENT NO. 3**

On page 2, between lines 25 and 26, insert the following:

"Section 2. R.S. 17:10.5(A)(1) is hereby amended and reenacted to read as follows:

§10.5. School and district accountability; failing schools; transfer to Recovery School District; exceptions

A.(1) An except as provided in Subsection F of this Section, an elementary or secondary school operating under the jurisdiction and direction of any city, parish, or other local public school board or any other public entity which is academically unacceptable under a uniform statewide program of school accountability established pursuant to rules adopted by the State Board of Elementary and Secondary Education under authority of law, referred to in this Section as "the state board", shall be designated as a failed school. When a city, parish, or other local public school board or other public entity: (a) fails to present a plan to reconstitute the failed school to the state board, as required pursuant to such an accountability program, or (b) presents a reconstitution plan that is unacceptable to the state board, or (c) fails at any time to comply with the terms of the reconstitution plan approved by the state board, or (d) the school has been labeled an academically unacceptable school for four consecutive years, the school shall be removed from the jurisdiction of the city, parish, or other local public school board or other public entity and transferred to the jurisdiction of the Recovery School District established in R.S. 17:1990, provided the state board approves the transfer."

**AMENDMENT NO. 4**

On page 2, at the beginning of line 26, change "Section 2. This" to "Section 4.(A) This Section and Section 1 of this"

**AMENDMENT NO. 5**

On page 2, line 26, between "if" and "vetoed" insert "this Act is"

**AMENDMENT NO. 6**

On page 2, line 27, between "this" and "Act" insert "Section and Section 1 of this"

**AMENDMENT NO. 7**

On page 3, delete lines 1 through 3 and insert the following:

"(B) Sections 2 and 3 of this Act shall become effective on July 1, 2010, unless prior to that date this Subsection is modified to provide otherwise or repealed."

On motion of Rep. Dixon, the amendments were adopted. Rep. Dixon moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson Franklin McVea
Anders Gallot Mills
Armes Geymann Monica
Aubert Gisclair Montoucet
Badon, A. Hardy Morris
Badon, B. Hazel Norton
Baldone Henderson Nowlin
Barras Henry Perry
Barrow Hill Peterson
Billiot Hines Richard
Brossett Hoffmann Richardson
Burford Honey Richmond
Burrell Howard Ritchie
Champagne Hutter Robideaux
Chandler Jackson G. Roy
Chaney Jackson M. Smith, G.
Connick Johnson Smith, J.
Cortez Jones, R. Smith, P.
Cromer Kleckley St. Germain
Danahay LaFonta Stiaes
Dixon Lambert Thibaut
Doerge Landry Waddell
Downs LeBas Williams
Edwards Leger Wooton

Total - 72

**NAYS**

Mr. Speaker Guillory Pugh
Burns, H. Katz Schroder
Carter Ligi Simon
Dove Little Smiley
Ellington Lopinto Talbott
Ernst Pearson White
Foil Ponth Willmott
Greene Pope

Total - 23
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 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. Richmond sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

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

**AMENDMENT NO. 1**

On page 1, line 2, after "to" and before "and" delete "controlled dangerous substance violations" and insert in lieu thereof "driving while intoxicated".

**AMENDMENT NO. 2**

On page 1, line 4, after "of" delete the remainder of the line and on line 5, delete "Substance Law" and insert in lieu thereof "driving while intoxicated".

**AMENDMENT NO. 3**

On page 1, delete line 14 in its entirety and on line 15 delete "Substance Law" and insert in lieu thereof "driving while intoxicated".

**AMENDMENT NO. 4**

On page 1, line 16, after "of" delete the remainder of the line and on line 17, delete "Controlled Dangerous Substance Law." and insert in lieu thereof "driving while intoxicated".

**AMENDMENT NO. 5**

On page 1, line 17, after "Upon" and before "conviction" delete "the second or subsequent"

**AMENDMENT NO. 6**

On page 2, line 2, delete ""drug offender"" and insert in lieu thereof "drunk driver".

**AMENDMENT NO. 7**

On page 2, at the end of line 2 add: "The driver's license or identification card shall also include language which prohibits the offender from purchasing alcohol for a period of one year from the date of the issuance of the license or card."

Rep. Richmond moved the adoption of the amendments.


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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker Fannin
Arnold Lopinto
Barras McVea
Bossett Jones, R.
Broussard Jones, S.
Carmody Lee
Carter Hines
Champagne Hoffmann
Chandler Honey
Chandy Howard
Connick Hutter
Cortez Jackson G.
Cromer Jackson M.
Danahey Katz
Dixon Kleckley
Dove LaBruzzo
Downs LaFonta

Total - 68

**NAYS**

Badon, A. Lopinto
Burford Nowlin
Burford Nowlin
Cochran Peterson
Ellington Pope
Ernst Pugh
Henry Richardson
Johnson Ritchie

Total - 23

**ABSENT**

Arnold Fannin
Barras
Burford
Burford
Carmody
Doege
Galbot

Total - 13

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

**Recess**

On motion of Rep. Ellington, the Speaker declared the House at recess until 5:00 P.M.

**After Recess**

Speaker Tucker called the House to order at 5:00 P.M.
ROLL CALL

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

PRESENT

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

Total - 98

ABSENT

Champagne Gisclair Katz
Foil Jones, S. LaBruzoo

Total - 6

The Speaker announced there were 98 members present and a quorum.

Suspension of the Rules

On motion of Rep. Champagne, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

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:

HOUSE BILL NO. 50—
BY REPRESENTATIVE CHAMPAGNE

To enact R.S. 15:712 and 1113 and R.S. 40:2853, relative to facilities providing housing or temporary residence to individuals referred to or participating in work release programs; to provide for a limitation on the location of those facilities in relationship to schools or day care centers; to provide for definitions; 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 Hebert to Engrossed House Bill No. 50 by Representative Champagne

AMENDMENT NO. 1

On page 2, line 6, and on page 4, line 19, change "and" to "which"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Morris
Anders Gallot Norton
Armes Greene Nowlin
Arnold Guillory Pearson
Aubert Guinn Perry
Badon, A. Hardy Peterson
Badon, B. Harrison Ponti
Baldone Hazel Pope
Barras Henderson Pugh
Barrow Henry Richard
Billiot Hill Richardson
Brossett Hines Richmon
Burford Hoffmann Ritchie
Burns, H. Honey Robideaux
Burns, T. Howard Roy
Burrell Hutter Schroder
Carmody Johnson Smith, G.
Carter Johnson Smith, M.
Chandler Jones, R. Smith, J.
Connick Kleckley Smith, P.
Cortez LaFonta St. Germain
Cromer Lambert Stiaes
Danahay Landry Talbot
Dixon LeBas Templet
Doerge Leger Thibaut
Dove Ligi Waddell
Downs Little White
Edwards Lopinto Williams
Ellington McVea Willmott
Ernst Mills Wooton
Fannin Monica Wooton

Total - 89

NAYS

Total - 0

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

HOUSE BILL NO. 76—
BY REPRESENTATIVE WILLMOTT

To amend and reenact R.S. 14:202.1(D) and (E) and to enact R.S. 14:202.1(F) and (G), relative to the crime of home improvement fraud; to provide for increased penalties for the crime of home improvement fraud; to provide for related matters.

Read by title.
improvement fraud under certain circumstances; 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 C to Reengrossed House Bill No. 76 by Representative Willmott

AMENDMENT NO. 1
On page 1, line 12, after "dollars" and before "imprisoned" delete "or" and insert "and shall be" and after "months" delete ", or"

AMENDMENT NO. 2
On page 1 at the beginning of line 13 delete "both"

AMENDMENT NO. 3
On page 2, line 8, after "two years," delete the remainder of the line and insert "and shall"

AMENDMENT NO. 4
On page 2, line 9, after "more than" and before "thousand" delete "two" and insert "five" and after "dollars," and before "when" delete "or both"

AMENDMENT NO. 5
On page 2, line 15, after "second" and before "violation" delete "or subsequent"

AMENDMENT NO. 6
On page 2, line 21, after "more than" and before "thousand" delete "ten" and insert "twenty" and after "dollars" and before "imprisoned" delete "or" and insert "and shall be"

AMENDMENT NO. 7
On page 2, line 22, after "ten years" delete "or both"

AMENDMENT NO. 8
On page 2 between lines 26 and 27 insert the following:

"(2) The home improvement fraud is a third or subsequent violation of the provisions of Paragraph (A)(2) of this Section.

AMENDMENT NO. 9
On page 2, at the beginning of line 27, change "(2)" to "(3)"

AMENDMENT NO. 10
On page 3, at the beginning of line 1, change "(3)" to "(4)"

AMENDMENT NO. 11
On page 3, at the beginning of line 3, change "(4)" to "(5)"

AMENDMENT NO. 12
On page 3, line 7, after "Restitution" delete "may" and insert "shall"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 76 by Representative Willmott

AMENDMENT NO. 1
In Senate Committee Amendment No. 8, proposed by the Senate Committee on Judiciary C, and adopted by the Senate on June 3, 2009, on line 20, change "violation of the provisions" to "offense commission of an act specified in" and on line 21, delete "of"

AMENDMENT NO. 2
On page 2, lines 15 and 16, change "violation of the provisions of" to "offense commission of an act specified in"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claibor to Reengrossed House Bill No. 76 by Representative Willmott

AMENDMENT NO. 1
On page 3, line 7, after "Restitution" change "may" to "shall"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Norton
Abramson Franklin Nowlin
Anders Gallot Perry
Armes Guillory Peterson
Arnold Harrison Ponti
Aubert Hazel Pope
Badon, A. Henderson Pugh
Badon, B. Henry Richard
Baldone Hill Richardson
Barras Hines Ritchie
Barrow Honey Robideaux
Billiot Howard Roy
Brossett Hutter Schroder
Burford Jackson G. Simons
Burns, H. Jackson M. Smith, G.
Burns, T. Johnson Smith, P.
Burrell Jones, R. Smith, J.
Carmody Kleckley St. Germain
Carter LaBruzzo Stiaes
Champagne LaFonta Talbot
Chandler Lambert Templet
Connick Landry Thibaut
Cortez LeBas Waddell
Danahey Leger White
Dixon Ligi Williams
Doerge Little Willmott
Dove Lopinto Wooton
Edwards Mills
Ellington Monica
Fannin Morris
Total - 88

NAYS

Total - 0
The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 120—
BY REPRESENTATIVE THIBAUT
AN ACT
To amend and reenact R.S. 9:1131.4(A)(2)(introductory paragraph), (a)(introductory paragraph), and (b)(introductory paragraph), relative to timeshare projects; to reduce the number of required completed or proposed units located within a timeshare plan for a timeshare project; 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 Engrossed House Bill No. 120 by Representative Thibaut

AMENDMENT NO. 1
On page 2, lines 1 and 2, lines 3 and 4, lines 14 and 15, lines 16 and 17, following "in" and before ",," change "Paragraph (A)(2) of this Section" to "this Paragraph"

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Ellington Lopinto
Abramson Fannin Montoucet
Anders Foil Morris
Armes Gallot Norton
Arnold Greene Nowlin
Aubert Guillary Perry
Badon, A. Guinn Peterson
Badon, B. Harrison Ponti
Baldone Hazel Pope
Barras Henderson Pugh
Barrow Henry Richard
Billiot Hill Richardson
Brossett Honey Ritchie
Burford Howard Robideaux
Burns, H. Hutter Roy
Burns, T. Jackson G. Schroder
Burrell Jackson M. Simon
Carmody Johnson Smith, J.
Carter Jones, R. Smith, P.
Champagne Kleeley Stias
Chandler LaBrizzo Templet
Connick LaFonta Thibaut
Cortez

ABSENT
Chaney Greene McVea
Cromer Guinn Montoucet
Downs Hardy Pearson
Ernst Hoffmann Richmond
Geymann Jones, S.
Gisclair Katz
Total - 16

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

HOUSE BILL NO. 121—
BY REPRESENTATIVE GUINN
AN ACT
To enact R.S. 33:3819(G), relative to Waterworks District #8 of Calcasieu Parish; to provide relative to the per diem paid to the commissioners of the district; 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 Engrossed House Bill No. 121 by Representative Guinn

AMENDMENT NO. 1
On page 1, line 2, following "District" change "#" to "No.

AMENDMENT NO. 2
On page 1, line 14, following "District" change "#" to "No.

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

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Franklin Morris
Abramson Gallot Norton
Anders Greene Nowlin
Armes Guillyor Perry
Arnold Guinn Peterson
Aubert Harrison Ponti
Badon, A. Hazel Pope
Badon, B. Henderson Pugh
Baldone Henry Richard
Barrow Hill Richardson
Billiot Honey Ritchie
Burford Howard Robideaux
Burns, H. Jackson G. Schroder

ABSENT
Chaney Hardy Monica
Cromer Hines Pearson
Downs Hoffmann Richmond
Ernst Jones, S. Smith, G.
Franklin Katz St. Germain
Geymann McVea Talbot
Gisclair Mills
Total - 0

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

Speaker Pro Tempore Peterson in the Chair

HOUSE BILL NO. 185—

BY REPRESENTATIVE CORTEZ

AN ACT

To enact R.S. 22:1289.1, relative to automobile insurance policies; to prohibit insurers from refusing to issue automobile insurance policies to certain purchasers based solely upon an impending named tropical storm or hurricane; 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 Insurance to Reengrossed House Bill No. 185 by Representative Cortez

AMENDMENT NO. 1

On page 1, line 4, change "an impending" to "a"

AMENDMENT NO. 2

On page 1, line 12, change "policyholder" to "policyholders"

AMENDMENT NO. 3

On page 1, line 13, after "purchaser" insert a comma.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot
Abramson Guillory Perry
Anders Guinn Peterson
Armes Hardy Ponti
Arnold Harrison Pope
Aubert Hazel Pugh
Badon, A. Henderson Richard
Badon, B. Henry Richardson
Baldone Hill Richmond
Barras Hines Ritchie
Barrow Honey Robideaux
Billiot Howard Roy
Brossett Hutter Schroder
Burford Jackson G. Simon
Burns, H. Jackson M. Smiley
Burns, T. Johnson Smith, G.
Burrell Jones, R. Smith, J.
Carmody LaBrazzo Smith, P.
Carter LaFonta St. Germain
Connick Landry Stiaes
Cortez LaBruzzo Templet
Danahay LeBas Talbot
Dixon Leger Thibaut
Doerge Ligi Waddell
Dove Little White
Edwards Lopinto Williams
Ellington Mills Willmott
Fannin Monica Wooton
Foil Montoucet
Total - 84

NAYS

Total - 0

ABSENT

Champagne Geymann Kleckley
Chaney Gisclair Lambert
Connick Hardy McVea
Cromer Hoffmann Pearson
Downs Jones, S. Smiley
Ernst Katz
Total - 20

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

HOUSE BILL NO. 201—

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 22:1266(B)(2), relative to automobile, property, casualty, and liability insurance policies; to provide for the nonrenewal of any policy in effect for less than sixty days at time of notice of cancellation; 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 Insurance to Engrossed House Bill No. 201 by Representative Thibaut

AMENDMENT NO. 1

On page 1, line 16, between “claim” and the comma “,” insert the following:

“within a period of five years”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Montoucet
Abramson Abramson Gallot Morris
Anders Anders Greene Norton
Armes Armes Guilory Perry
Arnold Arnold Guinn Peterson
Aubert Aubert Harrison Ponti
Badon, A. Badon, A. Hazel Pope
Badon, B. Badon, B. Henderson Pugh
Baldone Baldone Henry Richard
Barras Barras Hill Richardson
Barrow Barrow Hines Richmond
Billiot Billiot Honey Ritchie
Brossett Brossett Howard Robideaux
Burford Burford Hutter Roy
Burns, H. Burns, H. Jackson G. Schroder
Burns, T. Burns, T. Jackson M. Simon
Burrell Burrell Johnson Smith, G.
Carmody Carmody Jones, R. Smith, J.
Carter Carter Kleckley Smith, P.
Chandler Chandler LaBrazzo St. Germain
Connick Connick LaFonta St. Germain
Cortez Cortez Lambert Stiaes
Danahay Danahay Landry Talbot
Dixon Dixon LeBas Templet
Doerge Doerge Leger Thibaut
Dove Dove Ligi Waddell
Edwards Edwards Little White
Ellington Ellington Lopinto Williams
Fannin Fannin Mills Willmott
Foil Foil Monica Wooton
Total - 90

NAYS

Total - 0

ABSENT

Champagne Champagne Geymann Katz
Chaney Chaney Gisclair McVea
Cromer Cromer Hardy Nowlin
Downs Downs Hoffmann Pearson
Ernst Ernst Jones, S.
Total - 14

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

HOUSE BILL NO. 219—

BY REPRESENTATIVE CARMODY

AN ACT

To amend and reenact R.S. 33:1423.1(A), relative to collection and disposition of bonds, fines, fees, licenses, and taxes; to provide for payment by electronic check; to authorize the collection of a fee for electronic check processing; 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 Shaw to Engrossed House Bill No. 219 by Representative Carmody

AMENDMENT NO. 1

On page 1, line 2, after “amend and reenact “insert “R.S.13:1898(C) and“

AMENDMENT NO. 2

On page 1, line 7, after “Section 1.” change “R.S. 33:1423.1(A)” to “R.S.13:1898(C)”

AMENDMENT NO. 3

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

“§1898. Collection and disposition of fines, forfeitures, penalties, and costs in city court

* * * 

C. The clerk of the city court or the marshal may accept payment by credit card or electronic check for all fines, forfeitures, penalties, and costs. The clerk of the city court or the marshal shall collect a fee for processing the payments in an amount that is reasonably related to the expense incurred by the clerk or marshal in processing the payment by credit card, not to exceed five percent of the amount of taxes and any penalties or interest being paid. The fee shall be in addition to the amount of fines, forfeitures, penalties, or costs.

* * * 

Section 2. R.S. 33:1423.1(A) is hereby amended and reenacted to read as follows:”

Rep. Carmody 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 Abramson Franklin Montoucet
Anders Anders Gallot Morris
Armes Armes Greene Norton
Arnold Arnold Guilory Nowlin
Aubert Aubert Guinn Perry
Badon, A. Badon, A. Hardy Peterson
Badon, B. Badon, B. Harrison Ponti
Baldone Baldone Hazel Pugh

Total - 14
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 257—
BY REPRESENTATIVE SAM JONES
AN ACT
To amend and reenact R.S. 37:2465, relative to the sale of hearing aids; to provide that any person who owns, maintains, or operates a business which employs or contracts with a person who practices the selling and fitting of hearing aids is considered to be practicing the selling and fitting of hearing aids and is required to be licensed; to specify which persons shall be licensed; to provide the procedure for submitting to the board a list of those licensed under an organization to practice the selling and fitting of hearing aids; to provide for exemptions for physicians and audiologists; 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 Engrossed House Bill No. 257 by Representative Sam Jones

AMENDMENT NO. 1

On page 2, line 20, before "R.S. 37:2453" change "violation on any of the provisions of" to "committing any of the acts listed as causes for revocation or suspension in"

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

The amendments proposed by the Senate, having received a two-thirds vote of the elected members, were concurred in by the House.

Suspension of the Rules

On motion of Rep. Monica, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 353—
BY REPRESENTATIVE MONICA
AN ACT
To amend and reenact R.S. 38:2212(A)(1)(d)(introductory paragraph), relative to public contracts; to increase the contract limit for public works projects undertaken by the public entity's own employees; 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 Engrossed House Bill No. 353 by Representative Monica

AMENDMENT NO. 1

On page 1, delete lines 3 and 4, and insert:

"contracts; to increase the contract limit for public work contracts; and to provide for related matters."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Morris
Abrahamson Gallot Norton
Anders Guilloy Nowlin
Armes Guinn Perry
Arnold Hardy Peterson
Aubert Harrison Ponti
Badon, A. Hazel Pope
Badon, B. Henderson Pugh
Baldone Henry Richard
Barras Hill Richardson
Barrow Hines Richmond
Billiot Honey Ritchie
Brossett Howard Robideaux
Burford Hutter Roy
Burns, H. Jackson G. Schroder
Carmody Jackson M. Simon
Carter Johnson Smiley
Champagne Jones, R. Smith, G.
Chandler Kleckley Smith, J.
Connick LaBruzzo Smith, P.
Cortez LaFonta St. Germain
Danahay Lambert Stiaes
Dixon Landry Talbot
Doerge LeBas Templet
Dove Leger Thibaut
Edwards Ligi Waddell
Ellington Little White
Ernst Mills Williams
Fannin Monica Willmott
Foil Montoucet Wooton

Total - 90

NAYS

Total - 0

ABSENT

Burns, T. Geymann Katz
Burrell Gisclair Lopinto
Chaney Greene McVea
Cromer Hoffmann Pearson
Downs Jones, S.

Total - 14

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

Acting Speaker Arnold in the Chair

Suspension of the Rules

On motion of Rep. Foil, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 403—

BY REPRESENTATIVE FOIL

AN ACT
To amend and reenact R.S. 10:1-201(b)(5), (6), (15), (16), (21), and (42). R.S. 10:4-104(c)(introductory paragraph), 4-210(c)(introductory paragraph), Chapter 7 of Title 10 of the Louisiana Revised Statutes of 1950, formerly comprised of R.S. 10:7-101 through 7-105, 7-201 through 7-210, 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, 7-601 through 7-603, and 7-701, to be comprised of R.S. 10:7-101 through 7-106, 7-201 through 7-210, 7-301 through 7-309, 7-401 through 7-404, 7-501 through 7-509, and 7-601 through 7-604, 9-102(a)(30), (b), and (d)(7), 9-203(b)(introductory paragraph) and (3)(D), 9-207(c), 9-208(b)(5) and (6), 9-301(3), 9-310(3), 9-310(b)(5) and (8), 9-312(e), 9-313(a), 9-314(a) and (b), 9-317(b) and (d), 9-338, and 9-601(b) and to enact R.S. 10:8-103(g) and 9-208(b)(7), relative to warehouses and documents of title; to provide for definitions; to provide for documents of title, warehouse receipts, destination bills, and bills of lading; to provide for rules of negotiability of documents of title; to provide for liens of carriers; to provide for a carrier’s duty of care; to provide for negotiation of documents of title; to provide for lost or missing documents of title; to provide for conforming amendments to other sections of the Uniform Commercial Code; to provide for applicability and retroactivity; 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 FLOOR AMENDMENTS

Amendments proposed by Senator Quinn to Reengrossed House Bill No. 403 by Representative Foil

AMENDMENT NO. 1

On page 22, line 22, between “4” and “against” insert “of this Chapter”

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Montoucet
Abrahamson Gallot Morris
Anders Greene Norton
Armes Guilloy Perry
Arnold Guinn Ponti
Aubert Hardy Pope
Badon, A. H. Schroder
Badon, B. Henderson Pugh
Baldone Henry Richard
Barras A. Hazel
Barrow B. Henderson
Billiot Hines Ritchie
Brossett Howard Robideaux
Burford A. Jackson G.
Burns, H. Jackson G. Simon

Total - 90

NAYS

Total - 0

ABSENT

Burns, T. Geymann Katz
Burrell Gisclair Lopinto
Chaney Greene McVea
Cromer Hoffmann Pearson
Downs Jones, S.

Total - 14

The amendments proposed by the Senate were concurred in by the House.
Burns, T. Jackson M. Smiley
Burrell Johnson Smith, G.
Carmody Jones, R. Smith, J.
Champagne LaBruzzo St. Germain
Chandler LaFonta Stiaes
Connick Lambert Talbot
Cortez Landry Templet
Danahay LeBas Thibaut
Dixon Leger Waddell
Doerge Little Williams
Edwards Lopinto Willmott
Ellington Mills Wooton
Foil Monica

Total - 89

NAYS
Total - 0
ABSENT

Chaney Geymann Katz
Cromer Gisclair McVea
Downs Hoffmann Nowlin
Ernst Hutter Pearson
Fannin Jones, S. Peterson

Total - 15

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

Suspension of the Rules

On motion of Rep. Cortez, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 502—

BY REPRESENTATIVE CORTEZ

AN ACT

To enact Part III-I of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:139 through 139.7, relative to expropriation by a declaration of taking; to authorize the city of Youngsville to expropriate property for the Chemin Metairie Phase II Project; to provide procedures for the expropriation by a declaration of taking; 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. 502 by Representative Cortez

AMENDMENT NO. 1

On page 1, line 20, before "owner" insert "record"

AMENDMENT NO. 2

On page 2, line 2, before "owner" insert "record"

AMENDMENT NO. 3

On page 3, line 27, before "defendant" insert "named"

AMENDMENT NO. 4

On page 4, line 3, before "defendant" insert "named"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS
Total - 0
ABSENT

Chaney Geymann Katz
Cromer Gisclair McVea
Downs Hoffmann Pearson
Ernst Jones, S. Smiley

Total - 12

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

Suspension of the Rules

On motion of Rep. Baldone, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 623—

BY REPRESENTATIVE BALDONE

AN ACT

To enact R.S. 22:881.1, relative to insurance policies; to define certificates of insurance and otherwise provide with respect to their issuance; 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. 623 by Representative Baldone

AMENDMENT NO. 1

On page 2, line 2, following "shall" and before "the" change "only be authorized to use" to "be authorized to use only"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Norton
Abramson Greene Nowlin
Anders Guilyory Perry
Armes Guinn Peterson
Arnold Hardy Ponti
Aubert Harrison Pope
Badon, A. Huzel Pugh
Badon, B. Henderson Richard
Baldone Henry Richardson
Barras Hill Richmond
Barrow Hines Ritchie
Billiot Honey Robideaux
Brossett Howard Roy
Burford Hutter Schroder
Burns, H. Jackson G. Simon
Burns, T. Jackson M. Smiley
Burrell Johnson Smith, G.
Carmody Kleckley Smith, J.
Carter LaBruzzo Smith, P.
Champagne LaFonta St. Germain
Chandler Lambert Stiues
Connick Landry Talbot
Cortez LeBas Templet
Danahay Ligi Thibaut
Dixon Little Waddell
Dove Lopinto White
Edwards McVea Williams
Ellington Mills Willmott
Fannin Monica Wooton
Foil Montoucet
Franklin Morris
Total - 91

NAYS

Total - 0

ABSENT

Chaney Geymann Katz
Cromer Gisclair Leger
Doerge Hoffmann Pearson
Downs Jones, R.
Ernst Jones, S.
Total - 13

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

Speaker Tucker in the Chair

HOUSE BILL NO. 274—

BY REPRESENTATIVE TEMPLET

AN ACT

To amend and reenact R.S. 14:34.3 and 38.2(B), relative to crimes committed against school teachers; to provide for increased penalties for battery of a school teacher under certain circumstances; to provide for increased penalties for assault on a school teacher; 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 Reengrossed House Bill No. 274 by Representative Templet

AMENDMENT NO. 1

On page 1, line 2, after "38.2(B)" delete the comma ",," and insert "and to enact R.S. 14:38.2(A)(2)(c) and (d),"

AMENDMENT NO. 2

On page 1, line 5, after "teacher" delete the semi colon ";" and insert "under certain circumstances; to provide for definitions;"

AMENDMENT NO. 3

On page 1, line 7, after "reenacted" and before "to" insert "and R.S. 14:38.2(A)(2)(c) and (d) are hereby enacted"

AMENDMENT NO. 4

On page 2, delete lines 19 through 24 in their entirety and insert the following:

"§38.2.  Assault on a school teacher

A.  *          *          *          *

B.  Whoever commits the crime of assault on a school teacher

(1)  If the assault was committed by a student, upon conviction, the offender shall be fined not more than two thousand dollars or imprisoned not less than thirty days nor more than one hundred eighty days, or both.

(2)  If the assault was committed by someone who is not a student, upon conviction, the offender shall be fined not more than two thousand dollars or imprisoned with or without hard labor for not less than one year nor more than three years, or both."
Rep. Templet moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker    Ernst      Mills
Abramson      Fannin       Morris
Anders        Foil         Nowlin
Arnold        Franklin     Perry
Badon, B.     Greene        Ponti
Baldone       Guillory     Pope
Barras        Guinn         Pugh
Billiot       Hardy         Richardson
Burford       Harrison     Richardson
Burns, T.     Hazel        Ritchie
Burrell       Henderson    Robideaux
Carmody       Henry        Schroder
Carter        Hill          Simon
Champagne     Howard       Smiley
Chandler      Hutter       St. Germain
Connick       Johnson      Talbot
Cortez        Kleckley     Templet
Dahay         Labruzzo     Thibaut
Dixon         Landry       Waddell
Doerge        LeBas        White
Dove          Ligi          Willmott
Edwards       Little
Ellington     Lopinto
Total - 67

NAYS

Armes         Jackson G.    Peterson
Aubert        Jackson M.    Richmond
Badon, A.     Jones, R.     Roy
Barrow        LaFonta      Smith, G.
Brossett      Leger         Smith, P.
Gallot        Montoucet     Stias
Honey         Norton        Williams
Total - 21

ABSENT

Burns, H.     Hines         Monica
Chaney        Hoffmann      Pearson
Cromer        Jones, S.     Smith, J.
Downs         Katz          Wooton
Geymann       Lambert       Wooton
Gisclair      McVea
Total - 16

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

HOUSE BILL NO. 347—
BY REPRESENTATIVE DOWNS

AN ACT
To amend and reenact R.S. 22:47(2) through (6), (8), (10), (12), (13), (16)(a), 81, 82, 111, 112, 165, 851(A), 861(A)(1), 864(D), 1460(D)(2), 1594(1), 2053(A), 2322(5), and 2336(5), to enact R.S. 22:47(18) and (19), and to repeal R.S. 22:47(7), relative to kinds of insurance; to define kinds of insurance for purposes of the Louisiana Insurance Code, including capital and surplus requirements; to change references to kinds of insurance; 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 Insurance to Reengrossed House Bill No. 369 by Representative Ligi

AMENDMENT NO. 1
On page 1, line 3, between “864(D),” and “1460(D)(2),” insert “941(A)(1),”

AMENDMENT NO. 2
On page 1, line 10, between “864(D),” and “1460(D)(2),” insert “941(A)(1),”

AMENDMENT NO. 3
On page 15, between lines 25 and 26, insert the following:

"§941 Group life insurance defined; eligibility; payment of premiums; limits and coverage

A. A policy of group life insurance may be issued to any of the following groups or combination thereof, or to the trustees thereof, who shall be deemed the policyholder:

1) Employees or retired employees of any employer or subsidiary employer, individual proprietors or partners if the employee is an individual proprietor or partnership, or a trust established by an insurer on behalf of participating employers, provided all participating employers and employees have the same statutory protections that would apply if such policy were purchased by the employer directly from the insurer. Directors shall not be considered as employees unless they perform substantial duties for the employer in addition to those usually performed as directors.

2) An employee or retired employee of any employer or subsidiary employer, individual proprietor or partnership, or a trust established by an insurer on behalf of participating employers, provided all participating employers and employees have the same statutory protections that would apply if such policy were purchased by the employer directly from the insurer.

*   *   *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 369 by Representative Ligi

AMENDMENT NO. 1
On page 7, line 2, following “Deposit Insurance Corporation,” delete “the remainder of the line”

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

ROLL CALL

The roll was called with the following result:
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 391—
BY REPRESENTATIVE GALLOT
AN ACT
To enact Code of Criminal Procedure Article 895.5, relative to court-ordered payment of restitution; to authorize district attorneys to create a restitution recovery division for the enforcement and recovery of certain sums ordered by the court; to provide for the recovery of victim compensation; to provide for enforcement; to provide for collection fees; 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 Reengrossed House Bill No. 391 by Representative Gallot

On page 2, at the end of line 14, after "noncompliance," insert "In the event that the district attorney institutes any other civil or criminal proceedings pursuant to this Section, the defendant shall be charged costs of court and such costs shall be added to the amount due."

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

Total - 91

NAYS

Total - 0

ABSENT

Chaney Hoffmann Pearson
Cromer Jones, R. Richmond
Downs Jones, S. Smith, J.
Geymann Katz
Gisclair McVea

Total - 13

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

HOUSE BILL NO. 441—
BY REPRESENTATIVE PONTI
AN ACT
To enact Part IV-E of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1730.71, relative to modular housing; to provide for definitions; to provide for installation standards; to provide for licensing requirements; to provide for an effective date; and to provide for related matters.

Read by title.

The amendments proposed by the Senate were concurred in by the House.
The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 441 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 15, after "installation" delete the remainder of the line, delete line 16, and insert a period "."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Montoucet
Abrahamson Gallot Morris
Anders Greene Norton
Armes Guirly Nowlin
Arnold Guinn Perry
Aubert Harrison Peterson
Badon, A. Hazel Ponti
Badon, B. Henderson Pope
Barras Henry Pugh
Barrow Hill Richard
Burford Hines Richardson
Burns, H. Honey Richmond
Burns, T. Howard Ritchie
Burrell Hutter Robideaux
Carmody Jackson G. Roy
Carter Jackson M. Schroder
Champagne Johnson Simon
Chandler Jones, R. Smiley
Connick Kleckley Smith, G.
Cortez LaBruzzi Smith, J.
Danahay LaFonta Smith, P.
Dixon Lambert St. Germain
Doerge Landry Stiues
Dove Leger Templet
Edwards Ligi Thibaut
Ellington Little Waddell
Ernest Lopinto White
Fannin Mills Willmott
Foil Monica Wooton

Total - 87

NAYS

Total - 0

ABSENT

Baldone Geymann LeBas
Billiot Gisclair McVea
Brossett Hardy Pearson
Chaney Hoffmann Talbot
Cromer Jones, S. Williams
Downs Katz

Total - 17

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

HOUSE BILL NO. 572—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 22:1624(C), relative to insurance-related activities of financial institutions; to require that funds be held by certain banks; 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 Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 572 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 2, after "22:" and before "1624(C)" insert "1598(C) and"

AMENDMENT NO. 2

On page 1, line 3, after "institutions;" and before "to require" insert "to provide for referrals;"

AMENDMENT NO. 3

On page 1, line 6, after "22:" and before "1624(C)" insert "1598(C) and"

AMENDMENT NO. 4

On page 1, line 6, change "is" to "are"

AMENDMENT NO. 5

On page 1, between lines 6 and 7, insert the following:

"§1598. Referrals

*          *          *
C. No person directly or entity responsible for making a specific loan or extension of credit may receive any compensation for the insurance referral of a customer who is required to provide insurance in connection with that loan or extension of credit. An insurance referral fee paid to such person or entity making a specific loan or extension of credit shall not be in the form of an insurance sales commission which varies based on the quotation or application for insurance, purchase of insurance, or the amount of premium written. The insurance referral fee shall be paid solely on the basis of the referral. This Section shall not preclude a person directly or indirectly responsible for making a specific loan or extension of credit, who is a licensed insurance producer, from soliciting and selling insurance to a loan customer and earning a commission, so long as the solicitation and sale is conducted after the final loan decision has been communicated to the customer in writing, in accordance with the provisions of R.S. 22:1597. The customer shall also be notified that they are not required to purchase insurance through the financial institution, and the customer’s choice of another insurance provider will not affect the financial institution’s credit decision or credit terms in any way.

*          *          *

C. No person directly or entity responsible for making a specific loan or extension of credit may receive any compensation for the insurance referral of a customer who is required to provide insurance in connection with that loan or extension of credit. An insurance referral fee paid to such person or entity making a specific loan or extension of credit shall not be in the form of an insurance sales commission which varies based on the quotation or application for insurance, purchase of insurance, or the amount of premium written. The insurance referral fee shall be paid solely on the basis of the referral. This Section shall not preclude a person directly or indirectly responsible for making a specific loan or extension of credit, who is a licensed insurance producer, from soliciting and selling insurance to a loan customer and earning a commission, so long as the solicitation and sale is conducted after the final loan decision has been communicated to the customer in writing, in accordance with the provisions of R.S. 22:1597. The customer shall also be notified that they are not required to purchase insurance through the financial institution, and the customer’s choice of another insurance provider will not affect the financial institution’s credit decision or credit terms in any way.

*          *          *

Rep. Arnold moved that the amendments proposed by the Senate be concurred in.
ROLL CALL

The roll was called with the following result:

YEAS

- Mr. Speaker Fannin Mills
- Abramson Foil Monica
- Anders Franklin Montoucet
- Armes Gallot Morris
- Arnold Greene Norton
- Aubert Guilory Nowlin
- Badon, A. Guinn Perry
- Badon, B. Harrison Peterson
- Barras Hazel Ponti
- Burrow Henderson Pope
- Billiot Henry Richard
- Brossett Hill Richardson
- Burford Hines Ritchie
- Burns, H. Honey Robideaux
- Burns, T. Howard Roy
- Burrell Hutter Schroder
- Carmody Jackson G. Simon
- Carter Johnson Smith, G.
- Champagne Jones, R. Smith, J.
- Chandler LaBruzzi St. Germain
- Cortez LaFonta Stiaes
- Danahay Lambert Talbot
- Dixon Landry Thibaut
- Doerge LeBas Waddell
- Dove Leger White
- Edwards Ligi Willmott
- Ellington Little Wooton
- Ernst Lopinto

Total - 86

NAYS

Total - 1

ABSENT

- Baldone Hardy Pearson
- Chaney Hoffmann Pugh
- Cromer Jackson M. Richmond
- Downs Jones, S. Templet
- Geymann Katz Williams
- Gisclair McVea

Total - 17

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

HOUSE BILL NO. 580—

By Representative Roy

AN ACT

To amend and reenact R.S. 22:887(A)(introductory paragraph) and (4) and to enact R.S. 22:887(A)(5), relative to homeowner’s insurance companies to notify certain individuals of a cancellation or substitution on a policy; 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 Insurance to Reengrossed House Bill No. 580 by Representative Roy

AMENDMENT NO. 1

On page 1, delete lines 14 through 17 in their entirety and in lieu thereof insert the following:

“(4) When the policy is a homeowner’s insurance policy, like notice shall be provided of any cancellation, or if, at the personal request of the insured, any such person is removed from the policy or substituted with another as provided in Subsection A of this Section.

AMENDMENT NO. 2

On page 2, after line 6, insert the following:

“Section 2. This Act shall become effective on April 1, 2010.”

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

ROLL CALL

The roll was called with the following result:

YEAS

- Mr. Speaker Fannin Mills
- Abramson Foil Monica
- Anders Franklin Montoucet
- Armes Gallot Morris
- Arnold Greene Norton
- Aubert Guilory Nowlin
- Badon, A. Guinn Perry
- Badon, B. Harrison Peterson
- Barras Hazel Ponti
- Burrow Henderson Pope
- Billiot Henry Richard
- Brossett Hill Richardson
- Burford Hines Ritchie
- Burns, H. Honey Robideaux
- Burns, T. Howard Roy
- Burrell Hutter Schroder
- Carmody Jackson G. Simon
- Carter Johnson Smith, G.
- Champagne Jones, R. Smith, J.
- Chandler LaBruzzi St. Germain
- Cortez LaFonta Stiaes
- Danahay Lambert Talbot
- Dixon Landry Thibaut
- Doerge LeBas Waddell
- Dove Leger White
- Edwards Ligi Willmott
- Ellington Little Wooton
- Ernst Lopinto

Total - 89

NAYS

Total - 0

ABSENT

- Baldone Hardy Pearson
- Chaney Hoffmann Pugh
- Cromer Jackson M. Richmond
- Downs Jones, S. Templet
- Geymann Katz Williams
- Gisclair McVea

Total - 15

The amendments proposed by the Senate were concurred in by the House.
HOUSE BILL NO. 600—
BY REPRESENTATIVE JOHNSON
AN ACT
To amend and reenact R.S. 9:315.2(A) and to enact R.S. 9:315.1.1 and 326, relative to support; to provide for the determination of income for the payment of child and spousal support obligations; to provide for redirected income; to provide for deferred income; to provide for the admissibility of evidence of income; to provide for required documentation; 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 A to Reengrossed House Bill No. 600 by Representative Johnson

AMENDMENT NO. 1
On page 2, line 29, change "shall" to "shall" and delete "may"

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 600 by Representative Johnson

AMENDMENT NO. 1
On page 1, line 12, delete "may" and insert "shall"

AMENDMENT NO. 2
On page 1, delete lines 15 and 16 and insert
"obligor has an ownership interest and whether the loans will be repaid. There shall be a presumption that such loans are income of the obligor which may be rebutted if the obligor demonstrates"

AMENDMENT NO. 3
On page 2, delete lines 5 through 7 and insert
"or salary. There shall be a presumption that such payments are income of the obligor, which may be rebutted if the obligor demonstrates"

AMENDMENT NO. 4
On page 2, delete lines 11 and 12 and insert
"the business of the obligor. There shall be a presumption that past distributions of income will continue, which may be rebutted if the obligor demonstrates business conditions justify a reduction in"

AMENDMENT NO. 5
On page 3, line 25, delete "may" and insert "shall"

AMENDMENT NO. 6
On page 3, delete lines 28 and 29 and insert
"obligor has an ownership interest and whether the loans will be repaid. There shall be a presumption that the loans are income of the obligor which may be rebutted if the obligor"

AMENDMENT NO. 7
On page 4, delete lines 8 through 10 and insert
"or salary. There shall be a presumption that the payments are income of the obligor, which may be rebutted if the obligor demonstrates there is a history of payments preceding the separation of the parties or the filing of an action to establish or modify spousal support, or that the payments are fair"

AMENDMENT NO. 8
On page 4, delete lines 14 and 15 and insert
"the business of the obligor. There shall be a presumption that past distributions of income will continue, which may be rebutted if the obligor demonstrates business conditions justify a reduction in"

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Foil Morris
Abramson Franklin Norton
Anders Gallot Nowlin
Arnold Perry
Arnold Guillory Peterson
Badon, A. Hutton
Badon, B. Hazel
Baldwin Hazel
Baldwin, B. Henderson
Barras, A. Henry
Barrow Hill
Billiot Hines
Billiot, R. Ritchie
Broussard Honey
Burford Robideaux
Burns, H. Roy
Burns, T. Roy
Burns, T. Richardson
Burns, T. Smith
Calder, R. Smith, G.
Carmona Johnson
Carter Smith, J.
Champagne Kleckley
Chandler Smith, P.
Champaign St. Germain
Champagne St. Germain
Corry St. Germain
Cox St. Germain
Cortez St. Germain
Cox St. Germain
Cox Thibaut
Dixie Waddell
Dixon White
Dixon White
Doerge Williams
Dove Williams
Downs Wooton
Edwards Wooton
Ellington Wooton
Ernst Wooton
Fanin Wooton
Total - 91

NAYS
Total - 0

ABSENT
Chaney McVea
Chantry McVea
Cromer Pearson
Downs Templet
Geymann Katz
Gisclair Leger

Total - 13

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.
HOUSE BILL NO. 834—
BY REPRESENTATIVE STIAES
AN ACT
To amend and reenact R.S. 37:1103(12) and 1116(C)(1), relative to licensed marriage and family therapists; to provide for a change in definitions; to provide for graduate level coursework that is equivalent to a master's degree in marriage and family therapy; 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 Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 834 by Representative Stiaes

AMENDMENT NO. 1
On page 2, line 28, after "coursework" insert ", at a minimum,"

AMENDMENT NO. 2
On page 3, line 2, after "issues" delete the "„ (comma) and insert "and"

AMENDMENT NO. 3
On page 3, line 2, after "problems" change the "„ (comma) and insert a „ (period)

AMENDMENT NO. 4
On page 3, delete lines 3 and 4 in their entirety.

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 834 by Representative Stiaes

AMENDMENT NO. 1
On page 2, line 25, before "to obtain" change "only required" to "required only"

Motion

Rep. Little moved to table the entire subject matter.

By a vote of 6 yeas and 74 nays, the House refused to table the subject matter.

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Fannin Mills
Abramson Foil Monica
Anders Franklin Montoucet
Armes Gallot Morris
Arnold Greene Norton
Aubert Guillon Nowlin
Badon, A. Guinn Perry
Baldone Hardy Ponti
Barras Harrison Richardson
Barrow Hazel Ritchie
Bilbo Henderson Roy
Brossett Henry Smith, G.
Burford Hines Smith, P.
Burns, H. Honey St. Germain
Burrell Hutter Stiaes
Campbell Jackson G.
Carter Jackson M.
Chandler Kleckley Talbot
Cortez LaBrazzo Templet
Danahay LaFonta Thibaut
Dixon Landry White
Doerge LeBas Williams
Dove Ligi Willmott
Edwards Lopinto Wooton

Total - 74

NAYS
Ellington Leger Peterson
Jones, R. Little
Total - 5

ABSENT
Badon, B. Hoffmann Richard
Burns, T. Howard Robideaux
Champlagne Johnson Schroder
Chaney Jones, S. Simon
Connick Katz Smiley
Cromer Lambert Smith, J.
Downs McVea Waddell
Geymann Pearson Pope
Gisclair Pope
Total - 25

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

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

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

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION
To urge and request the Department of Transportation and Development to conduct a safety study of the Intracoastal Waterway LA 47 Bridge located in Orleans Parish and to report study findings and recommendations to the House Committee on Transportation, Highways and Public Works prior to the convening of the 2010 Regular Session.

Read by title.

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

Ordered to the Senate.
HOUSE CONCURRENT RESOLUTION NO. 83—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To urge and request all parish tax assessors of Louisiana to develop
a written notification system to inform the citizens of this state
of the availability of the special assessment levels for ad
valorem taxes on their homestead as authorized by Article VII,
Section 18(G)(1) of the Constitution of Louisiana.
Read by title.
On motion of Rep. Simon, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE MCVEA
A CONCURRENT RESOLUTION
To urge and request the Department of Culture, Recreation and
Tourism to study methods of raising additional revenue through
state historic sites.
Read by title.
On motion of Rep. Ellington, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 117—
BY REPRESENTATIVE MILLS AND SENATOR HEBERT
A CONCURRENT RESOLUTION
To designate the town of Henderson as the Gateway to the
Atchafalaya Basin and designates a portion of Louisiana
Highway 352 as the Atchafalaya Basin Parkway.
Read by title.
Rep. Mills sent up floor amendments which were read as
follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Mills to Engrossed House
Concurrent Resolution No. 117 by Representative Mills

AMENDMENT NO. 1
On page 2, between lines 2 and 3, insert the following:

"BE IT FURTHER RESOLVED that the Department of
Transportation and Development shall install, at no cost to the state,
appropriate signage on Interstate 10, both east and west bound,
reflecting such designation.

On motion of Rep. Mills, the amendments were adopted.
Rep. Mills moved the adoption of the resolution, as amended.
By a vote of 76 yeas and 5 nays, the resolution was adopted.
Ordered to the Senate.

Acting Speaker Lopinto in the Chair

HOUSE CONCURRENT RESOLUTION NO. 162—
BY REPRESENTATIVE PETERSON
A CONCURRENT RESOLUTION
To urge and request the division of administration to develop,
conduct, and otherwise provide for an education and training
program to train agency officials concerning performance-based
budgeting practices.
Read by title.
On motion of Rep. Peterson, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 169—
BY REPRESENTATIVE CONNICK
A CONCURRENT RESOLUTION
To direct the Louisiana State Law Institute to study the feasibility of
incorporating into Louisiana consumer credit and consumer
protection laws, as may be applicable, the federal Credit Card
Accountability and Disclosure Act of 2009, and to make
specific recommendations for revisions to Louisiana laws in
order to adopt the act in this state.
Read by title.
Rep. Tim Burns moved the adoption of the resolution.
By a vote of 85 yeas and 0 nays, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 37—
BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION
To urge and request each city, parish, and other local public school
board to select a high school student from its school district to
serve as a student representative on the school board in an
informative, advisory, and nonvoting capacity.
Read by title.
On motion of Rep. Patricia Smith, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 68—
BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary
Education to study standards it uses to approve alternative
education programs as such standards relate to providing
sufficient counseling services and appropriate security and to
submit a written report of its findings, including any
recommendations for legislation relative to the issue, to the
House Committee on Education and the Senate Committee on
Education not later than sixty days prior to the beginning of the
2010 Regular Session.
Read by title.
On motion of Rep. Dixon, the resolution was adopted.
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 84—
BY REPRESENTATIVE LABRUZZO
A CONCURRENT RESOLUTION
To urge and request the House and Senate committees on
governmental affairs, in consultation with the Department of
Social Services, to study the feasibility of implementing a
daycare facility in the state capitol complex.
Read by title.
Rep. LaBruzzo sent up floor amendments which were read as
follows:

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative LaBruzzo to Reengrossed
House Concurrent Resolution No. 84 by Representative LaBruzzo
Amendments proposed by Representative Peterson to Reengrossed House Concurrent Resolution No. 84 by Representative LaBruzzo

AMENDMENT NO. 1
On page 1, line 2, delete "affaris" and insert "affairs"

AMENDMENT NO. 2
On page 1, line 3, delete "feasability" and insert "feasibility"

AMENDMENT NO. 3
On page 2, line 24, delete "feasability" and insert "feasibility"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Peterson to Reengrossed House Concurrent Resolution No. 84 by Representative LaBruzzo

AMENDMENT NO. 1
On page 1, line 2, change "affaris," to "affairs,"

AMENDMENT NO. 2
On page 1, line 5, after "WHEREAS," delete the remainder of the line and delete lines 6 through 22 and on page 2, delete lines 1 through 15 and insert the following:

"considering the number of state employees working in the state capitol complex and surrounding downtown area, the state capitol complex may be an optimal location for a daycare facility, and

WHEREAS, as the state attempts to attract young professionals who may have young children, a daycare facility within the state capitol complex could be a powerful recruitment, retention, and productivity tool; and

WHEREAS, a quality daycare facility located in close proximity to the workplace could ease the transition of new parents back into the workplace after parental leave by allowing new parents to balance the demands of work with the need to care for their young children; and

WHEREAS, a daycare facility located in close proximity to the workplace of a new mother would allow her to nurse and continue fostering a relationship with her newborn during the work day; and

WHEREAS, a daycare facility located in the state capitol complex may also provide an opportunity for students enrolled in an education curriculum to participate in a learning laboratory while qualifying for course or clinical credit by working in the facility; and"

AMENDMENT NO. 3
On page 2, line 16, change "the study" to "a study of the feasibility of a daycare facility in the state capitol complex"

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

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 128—
BY REPRESENTATIVE HARDY
A CONCURRENT RESOLUTION
To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study possible strategies, methods, and policies to discourage the mishandling, misuse, and misappropriation of public funds and procedures to recover public funds which may have been mishandled, misused, or misappropriated.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 131—
BY REPRESENTATIVE PATRICIA SMITH AND SENATOR BROOME
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to develop and adopt policies detailing all of the options and intervention strategies available to schools that are in danger of being taken over by the state and placed under the jurisdiction of the Recovery School District and to submit a written report on the status of such policies.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 151—
BY REPRESENTATIVES PATRICIA SMITH AND DIXON AND SENATOR BROOME
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of returning certain schools that have been transferred to the jurisdiction of the Recovery School District to the local school systems from which they were transferred under certain circumstances and to submit a written report on study findings and recommendations.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION
To authorize and request the secretaries of the Department of Health and Hospitals and the Department of Social Services to study the consolidation of the two departments into one department and to present a plan for such consolidation and related information to the legislature.

Read by title.

On motion of Rep. Harrison, the resolution was returned to the calendar.
HOUSE CONCURRENT RESOLUTION NO. 147—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To direct all local governing authorities and public emergency service providers to cease assessing accident response fees or any similar assessment against persons utilizing emergency services and to express intent of the legislature that such fees and assessments are contrary to state law.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Simon to Engrossed House Concurrent Resolution No. 147 by Representative Simon

AMENDMENT NO. 1
On page 2, line 16, between "Police," and "and" insert "the Louisiana Ambulance Alliance,"

AMENDMENT NO. 2
On page 2, between lines 18 and 19, insert the following:

"BE IT FURTHER RESOLVED that this Resolution is not intended to preclude the following:

(1) Charging a user of emergency services for medical care, including medical transportation, that would ordinarily be the patients responsibility.

(2) Charging a user of emergency services for such services if his actions created an unusual and extraordinary expense on the part of the responder."

AMENDMENT NO. 3
On page 2, line 25, between "Police," and "and" insert "the chief executive officer of the Louisiana Ambulance Alliance,"

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

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

By a vote of 85 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 163—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION
To authorize and request the secretaries of the Department of Health and Hospitals and the Department of Social Services to study the consolidation of the two departments into one department and to present a plan for such consolidation and related information to the legislature.

Called from the calendar.

Read by title.

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

Ordered to the Senate.

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.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 170—
BY REPRESENTATIVES CONNICK, MILLS, AND TIM BURNS
A CONCURRENT RESOLUTION
To direct the Louisiana State Law Institute to study and report on the feasibility and possible consequences of raising the homestead exemption from seizure provided by R.S. 20:1 and the feasibility and possible consequences of prohibiting creditors from enforcing certain judgments, specifically those based on unsecured credit card debt, through the seizure of a homestead.

Read by title.

Rep. Connick moved the adoption of the resolution.

By a vote of 84 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 53—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to develop and implement an age-appropriate unit on hurricane awareness for students in each grade in all city, parish, and other local public school systems.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 54—
BY REPRESENTATIVE HUTTER
A CONCURRENT RESOLUTION
To urge and request the state Department of Education to compile statistics for each city, parish, and other local public school system relative to where teachers employed by each system who became certified in 1999 or thereafter received their bachelor's degrees and to submit a written report of findings to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 101—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To urge and request the public postsecondary education management boards and the governing authorities of certain independent colleges and universities to ensure that the institutions under their respective jurisdictions that offer a graduate program in architecture include in such program instruction on certain design principles.

Read by title.
On motion of Rep. Simon, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 153**

*BY REPRESENTATIVE DOWNS*

**A CONCURRENT RESOLUTION**

To urge and request the House Committee on Transportation, Highways and Public Works; the House Committee on Ways and Means; the Senate Committee on Transportation, Highways and Public Works; and the Senate Committee on Revenue and Fiscal Affairs to meet and function as a joint committee to study and make recommendations on alternative funding sources for transportation construction projects within the state of Louisiana and to report its findings to the legislature by January 1, 2010.

Read by title.

**Motion**

On motion of Rep. Pope, the resolution was returned to the calendar.

**HOUSE CONCURRENT RESOLUTION NO. 154**

*BY REPRESENTATIVE TUCKER*

**A CONCURRENT RESOLUTION**

To urge and request the House Committee on Health and Welfare and the Senate Committee on Health and Welfare to meet and function as a joint committee to study the complaint handling procedures of all health care boards and commissions, including how complaints are received, investigated, and adjudicated.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 164**

*BY REPRESENTATIVES PATRICIA SMITH, ARMES, AUSTIN BADON, CARMODY, CHANDLER, CHANEY, DOWNS, HOFFMANN, AND LÉGER*

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to conduct an in-depth study of the financial burden on local school systems imposed by the rising costs of providing for health care benefits for school system retirees, particularly for school systems losing student population to the Recovery School District or for other reasons such as natural disasters, to recommend solutions for meeting this substantial responsibility and to submit a written report of its findings and recommendations, including any recommendations for legislation relative to the issue, to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2010 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

**Acting Speaker Talbot in the Chair**

**HOUSE CONCURRENT RESOLUTION NO. 165**

*BY REPRESENTATIVE DIXON*

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to develop, adopt, and implement a policy, as part of the school and district accountability system, to provide for an alternate method of assessing the overall performance of certain types of public schools and to submit a written report on the status of such policy implementation.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 168**

*BY REPRESENTATIVE LÉGER*

**A CONCURRENT RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to create a task force to study and review the recommendations in its study in response to House Resolution No. 155 of the 2008 Regular Session of the Legislature and to submit a report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education by not later than January 31, 2010.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 189**

*BY REPRESENTATIVE LOPINTO*

**A CONCURRENT RESOLUTION**

To amend and readopt Joint Rule No. 4(B)(1), (4), (5), and (6) of the Joint Rules of the Senate and House of Representatives and to adopt Joint Rule No. 4(B)(7) of the Joint Rules of the Senate and House of Representatives, relative to fiscal notes; to authorize the executive director of House Legislative Services and the administrator of Senate Legislative Services to request a fiscal note at prefiling or introduction; to authorize any member of the legislature to request a fiscal note on any measure in the possession of his house of the legislature; and to provide for related matters.

Read by title.

Rep. Lopinto moved the adoption of the resolution.

By a vote of 86 yeas and 1 nay, the resolution was adopted.

Ordered to the Senate.

**Suspension of the Rules**

On motion of Rep. Lopinto, the rules were suspended in order to take up and consider Petitions, Memorials and Communications at this time.

**Petitions, Memorials and Communications**

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

**Message from the Senate**

ASKING CONCURRENCE IN

SENATE CONCURRENT RESOLUTIONS

June 16, 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. 132, 133, and 134

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 16, 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. 36
Returned with amendments

House Bill No. 43
Returned with amendments

House Bill No. 58
Returned without amendments

House Bill No. 69
Returned without amendments

House Bill No. 82
Returned without amendments

House Bill No. 87
Returned without amendments

House Bill No. 91
Returned without amendments

House Bill No. 132
Returned without amendments

House Bill No. 145
Returned with amendments

House Bill No. 147
Returned without amendments

House Bill No. 150
Returned without amendments

House Bill No. 155
Returned with amendments

House Bill No. 157
Returned without amendments

House Bill No. 186
Returned with amendments

House Bill No. 221
Returned without amendments

House Bill No. 225
Returned without amendments

House Bill No. 264
Returned with amendments

House Bill No. 279
Returned with amendments

House Bill No. 282
Returned without amendments

House Bill No. 312
Returned without amendments

House Bill No. 341
Returned without amendments

House Bill No. 372
Returned without amendments

House Bill No. 381
Returned with amendments

House Bill No. 399
Returned without amendments

House Bill No. 476
Returned with amendments

House Bill No. 554
Returned without amendments

House Bill No. 559
Returned without amendments

House Bill No. 565
Returned without amendments

House Bill No. 591
Returned with amendments

House Bill No. 688
Returned with amendments

House Bill No. 695
Returned with amendments

House Bill No. 703
Returned without amendments

House Bill No. 707
Returned without amendments

House Bill No. 710
Returned without amendments

House Bill No. 728
Returned with amendments

House Bill No. 755
Returned with amendments

House Bill No. 773
Returned with amendments

House Bill No. 781
Returned with amendments

House Bill No. 782
Returned with amendments

House Bill No. 820
Returned with amendments

House Bill No. 837
Returned with amendments

House Bill No. 840
Returned with amendments
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. 98—
BY REPRESENTATIVE SMILEY
A RESOLUTION
To commend Mabel Augusta Glassock Dixon upon the momentous occasion of her ninety-fifth birthday.

Read by title.
On motion of Rep. Smiley, and under a suspension of the rules, the resolution was adopted.

HOUSE RESOLUTION NO. 99—
BY REPRESENTATIVE GREENE
A RESOLUTION
To commend Alexa Dow of Baton Rouge upon her receipt of the Catholic Youth Leadership Award from the St. Thomas More Knights of Columbus Council 5530.

Read by title.
On motion of Rep. Greene, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 219—
BY REPRESENTATIVE CARMODY AND SENATOR CHEEK
A CONCURRENT RESOLUTION
To commend and congratulate Ethan Traveny Skaggs of Caddo Parish Magnet High School, son of Raymond and Michelle Skaggs, upon his selection as an alternate representative of Louisiana at the Hugh O’Brian World Leadership Congress in Washington, D.C.

Read by title.
On motion of Rep. Carmody, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVE HONEY
A CONCURRENT RESOLUTION
To commend and salute Coach Roger Cador upon his twenty-fifth year at the helm of the Southern University baseball program.

Read by title.
On motion of Rep. Honey, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 221—
BY REPRESENTATIVE PETERSON
A CONCURRENT RESOLUTION
To direct that additional federal funds generated from the enhanced Federal Medical Assistance Percentage (FMAP) by the American Recovery and Reinvestment Act of 2009 be used to restore reductions in the Payments to Private Providers Program.

Read by title.
On motion of Rep. Peterson, and under a suspension of the rules, the above resolution was referred to the Committee on Appropriations, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 222—
BY REPRESENTATIVE BARROW AND SENATOR BROOME
A CONCURRENT RESOLUTION
To express support of and to provide authority for actions by the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College (LSU) and Our Lady of the Lake Regional Medical Center (OLOL), as well as seeking, considering, and evaluating other alternatives and strategies in planning for a new model of health care delivery and medical education in the Baton Rouge region.

Read by title.
On motion of Rep. Barrow, 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. 223—
BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION
To commend Trevor Joseph Eymard of South Lafourche High School upon his selection as a representative of south Louisiana at the Hugh O’Brian World Leadership Congress in Washington, D.C.

Read by title.
On motion of Rep. Gisclair, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 224—
BY REPRESENTATIVE SMILEY
A CONCURRENT RESOLUTION
To urge and request the commissioner of administration to study options to reduce the number of state employees contained in the General Appropriation Act and Ancillary Appropriation Act and to report recommendations of reductions from the study to the Joint Legislative Committee on the Budget in conjunction with submission of the Executive Budget for Fiscal Year 2010-2011.

Read by title.
On motion of Rep. Smiley, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

Suspension of the Rules

On motion of Rep. Lopinto, 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**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

June 16, 2009

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

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

Senate Concurrent Resolution Nos. 35, 106, 111, 112, 113, 114, 115, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, and 127

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

**Message from the Senate**

**SIGNED SENATE BILLS AND JOINT RESOLUTIONS**

June 16, 2009

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

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

Senate Bill Nos. 24, 29, 31, 41, 60, 61, 106, 111, 138, 145, 166, 175, 188, 189, 218, 225, 230, 238, 242, 244, 247, 290, 294, 299, 318, and 333

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Education**

June 16, 2009

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 17, by Nevers
Reported favorably. (13-1)

Senate Concurrent Resolution No. 48, by Broome
Reported without action, with recommendation that it be recommitted to the Committee on House and Governmental Affairs. (15-0)

Senate Concurrent Resolution No. 68, by Adley
Reported favorably. (11-0)

Senate Concurrent Resolution No. 83, by Duplessis
Reported favorably. (13-0)

Senate Bill No. 129, by Dorsey
Reported favorably. (14-0) (Regular)

Senate Bill No. 316, by Nevers
Reported favorably. (15-0) (Regular)

Senate Bill No. 324, by LaFleur
Reported favorably. (13-0) (Regular)

AUSTIN J. BADON, JR.
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 316, were referred to the Legislative Bureau.

**Report of the Committee on House and Governmental Affairs**

June 16, 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 Resolution No. 77, by Peterson
Reported with amendments. (12-0)

Senate Bill No. 5, by Riser (Joint Resolution)
Reported favorably. (15-0) (Regular)

Senate Bill No. 157, by Appel
Reported favorably. (13-0) (Regular)

Senate Bill No. 195, by Kostelka
Reported with amendments. (13-0) (Regular)

Senate Bill No. 209, by Walsworth (Joint Resolution)
Reported with amendments. (16-0) (Regular)

Senate Bill No. 261, by Donahue
Reported with amendments. (13-0) (Regular)

Senate Bill No. 278, by Amedee
Reported with amendments. (14-5) (Regular)

Senate Bill No. 320, by Alario
Reported with amendments. (16-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 5 and Senate Bill No. 209, were referred to the Legislative Bureau.
Report of the Committee on Natural Resources and Environment
June 16, 2009
To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources and Environment to submit the following report:

Senate Bill No. 182, by Crowe
Reported favorably. (11-0-1) (Local & Consent)

GORDON E. DOVE, SR.
Chairman

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

Privileged Report of the Legislative Bureau
June 16, 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. 34
Reported without amendments.

Senate Bill No. 67
Reported without amendments.

Senate Bill No. 69
Reported with amendments.

Senate Bill No. 108
Reported without amendments.

Senate Bill No. 109
Reported without amendments.

Senate Bill No. 123
Reported without amendments.

Senate Bill No. 149
Reported without amendments.

Senate Bill No. 163
Reported without amendments.

Senate Bill No. 167
Reported with amendments.

Senate Bill No. 172
Reported with amendments.

Senate Bill No. 199
Reported without amendments.

Senate Bill No. 271
Reported without amendments.

Senate Bill No. 277
Reported with amendments.

Senate Bill No. 289
Reported without amendments.

Senate Bill No. 313
Reported without amendments.

Senate Bill No. 321
Reported without amendments.

Senate Bill No. 331
Reported without amendments.

Senate Bill No. 338
Reported without amendments.

Senate Bill No. 350
Reported with amendments.

Senate Bill No. 351
Reported with amendments.

Respectfully submitted,
WAYNE WADDELL
Chairman

Privileged Report of the Committee on Enrollment
June 16, 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. 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.

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.

HOUSE RESOLUTION NO. 93—
BY REPRESENTATIVES BARROW, ABRAMSON, ANDERS, ARNOLD, AUSTIN, BADON, BALLENGE, BARRAS, BILLIOT, BROUSSARD, TIM BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DOERGE, DOVE, DOXON, ELLINGTON, ERNST, FRANKLIN, GALLOW, GEYMANN, GREGORIO, MICKEL GUILORY, QUINN, HARDY, HARRISON, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HUTTER, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAJ, LIGER, LIGI, LITTLE, LOPINTO, MILLS, MONICA, MORRIS, NORTON, NOWLIN, PEET, 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.

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.

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 16, 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. 207—
BY REPRESENTATIVE GIROD JACKSON
A CONCURRENT RESOLUTION
To urge and request municipalities and parish governing authorities to educate their citizens of the potential dangers of contaminated residential and commercial waste containers and to consider the routine use of automated cleaning systems for the state's waste containers to maintain compliance with the Federal Clean Water Act.

HOUSE CONCURRENT RESOLUTION NO. 208—
BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION
To memorialize the United States Congress to take such actions as are necessary to oppose changes in the federal tax policy and to reject these changes in the President's Budget in order to avoid catastrophic damage to Louisiana’s oil and gas industry.

HOUSE CONCURRENT RESOLUTION NO. 209—
BY REPRESENTATIVE HILL AND SENATOR SMITH
A CONCURRENT RESOLUTION
To commend Michael Rhea of DeRidder, a May 2009 graduate of Louisiana State University, upon being named to the USA Today All-USA College Academic Second Team.

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 16, 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. 208—
BY REPRESENTATIVE MONICA
AN ACT
To amend and reenact R.S. 22:1282, relative to automobile liability insurance; to provide for prohibitions on limitations of coverage under certain circumstances; and to provide for related matters.

HOUSE BILL NO. 410—
BY REPRESENTATIVE BOBBY BADON AND SENATOR GUILLODY
AN ACT
To amend and reenact R.S. 56:116.1(C)(2)(a) and to enact R.S. 56:116.1(C)(2)(c), relative to nuisance quadrupeds; to provide for the taking of certain quadrupeds destroying crawfish on private ponds or such ponds; to provide relative to the firearms which may be used to take nuisance quadrupeds; and to provide for related matters.

HOUSE BILL NO. 504—
BY REPRESENTATIVES LIGI, BILLIOT, CONNICK, GISCLAIR, HARDY, HENRY, LABRUZZO, SCHRODER, TALBOT, AND WILLMOTT AND SENATORS APPEL, MARTINY, AND QUINN
AN ACT
To enact R.S. 17:60.3, relative to term limits for the Jefferson Parish School Board; to provide that a person who will have served as a member of the board for more than two and one-half terms in three consecutive terms shall not be elected to the board for the succeeding term; and to provide for related matters.

HOUSE BILL NO. 619—
BY REPRESENTATIVES TIM BURNS AND ANDERS
AN ACT
To authorize and provide for the transfer or lease of certain state and other public properties; to provide for the property descriptions; to amend and reenact Section 7(introductory paragraph) of Act No. 264 of the 2007 Regular Session of the Legislature; and to provide for related matters.

HOUSE BILL NO. 655—
BY REPRESENTATIVES BOBBY BADON AND MONTOUCEI
AN ACT
To amend and reenact R.S. 11:2220(A)(1)(g)(introductory paragraph) and to enact R.S. 11:2220(A)(1)(h), relative to the Municipal Police Employees' Retirement System; to provide for an initial benefit option on a reemployed retiree's additional retirement benefit; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 673—
BY REPRESENTATIVE POPE
AN ACT
To enact R.S. 11:163.1, relative to service credit or benefit accruals in certain state retirement systems for certain public university and college employees; to provide relative to employer and employee contributions during periods of furlough for such members of those systems; to provide for accumulation of service credit during such periods; to provide for calculation of benefits for such furloughed members; to provide for funding; to provide for an effective date; 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. Richmond, the rules were suspended to permit the Committee on Judiciary to meet at 9:00 A.M., on Wednesday, June 17, 2009, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14:23.

Senate Bill No. 136
Adjournment

On motion of Rep. Brossett, at 6:45 P.M., the House agreed to adjourn until Wednesday, June 17, 2009, at 1:00 P.M.

Acting Speaker Talbot declared the House adjourned until 1:00 P.M., Wednesday, June 17, 2009.

ALFRED W. SPEER
Clerk of the House