

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

THIRTY-SECOND DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Wednesday, June 17, 2009

The House of Representatives was called to order at 1:00 P.M., by the Honorable Karen Carter Peterson, Speaker Pro Tempore 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	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White

Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	
Total - 104		
	ABSENT	

Total - 0

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

Prayer

Prayer was offered by Rev. Dr. Gerrit Dawson.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Dove, the Journal of June 16, 2009, was corrected to insert the correct report of the Committee on Natural Resources and Environment of June 16, 2009.

On motion of Rep. Brossett, the Journal of June 16, 2009, was adopted.

**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. 100—

BY REPRESENTATIVE KLECKLEY

A RESOLUTION

To urge and request the House Committee on Insurance to study health insurance benefit levels for rehabilitative services, physical therapy, occupational therapy, and speech and language pathology for certain types of severe conditions.

Read by title.

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

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 104—

BY SENATOR MCPHERSON

A CONCURRENT RESOLUTION

To urge and request the office of motor vehicles to develop a plan to implement an enhanced driver's license.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 132—

BY SENATORS MICHOT AND SHAW AND REPRESENTATIVE ROBIDEAUX

A CONCURRENT RESOLUTION

To declare the year 2010 as "The Year of the Song."

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 133—
BY SENATOR BROOME

A CONCURRENT RESOLUTION

To commend the Urban Restoration Enhancement Corporation for the North Baton Rouge Youth Development Program and to recognize the participants of the 2009 program.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 134—
BY SENATORS QUINN, CHAISSON AND GRAY EVANS

A CONCURRENT RESOLUTION

To create and provide for the John J. Hainkel, Jr., Home and Rehabilitation Center Study Commission to study changing the governance structure of the center and to make recommendations; to study the advisability of reorganizing the governance of the facility, and to make recommendations to the legislature for continued operation of the center as a public model, long-term care facility by submitting a report on the findings of the study to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, and the governor no later than March 1, 2010.

Read by title.

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

**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. 77—
BY REPRESENTATIVE PETERSON

A RESOLUTION

To adopt House Rule 1.4 of the Rules of Order of the House of Representatives to authorize certain persons to sit at a member's desk in the House Chamber under certain circumstances.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Resolution No. 77 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 10, after "Representatives," delete the remainder of the line

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

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

HOUSE RESOLUTION NO. 88—
BY REPRESENTATIVE BARROW

A RESOLUTION

To urge and request the House Committee on Health and Welfare to meet prior to January 31, 2010, to study the continuing effects of Hurricanes Katrina and Rita on the mental health of women

living in Louisiana and to make any recommendations for policy changes related to this issue to the House of Representatives prior to the convening of the 2010 Regular Session of the Legislature.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE CONCURRENT RESOLUTION NO. 175—
BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the Louisiana State University Board of Supervisors, the governor, the Louisiana Legislature, and the Police Jury Association of Louisiana to take the appropriate steps necessary to keep the Huey P. Long Medical Center in Pineville, Louisiana, open and viable in the state of Louisiana.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVES BARROW, HARDY, MICHAEL JACKSON, AND PATRICIA SMITH AND SENATORS BROOME AND GUILLORY

A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to reconsider proposed rate cuts, implement a facility need review process, to conduct an evaluation of adult day health care reimbursement and services in Louisiana and create a method for increasing the reimbursement rate to adult day health care providers, to create an advisory council to help the department implement this Resolution, to study the feasibility and advisability of expanding the adult day health care waiver services program, and to report on these matters at least thirty days prior to the 2010 Regular Session of the Legislature.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Concurrent Resolution No. 190 by Representative Barrow

AMENDMENT NO. 1

On page 3, line 5, after "of" delete "a hospital-affiliated" and insert in lieu thereof "an"

AMENDMENT NO. 2

On page 3, delete line 15 in its entirety

AMENDMENT NO. 3

On page 3, line 16, change "(16)" to "(15)"

AMENDMENT NO. 4

On page 3, line 17, change "(17)" to "(16)"

AMENDMENT NO. 5

On page 3, line 18, change "(18)" to "(17)"

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

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

HOUSE CONCURRENT RESOLUTION NO. 196—

BY REPRESENTATIVE ABRAMSON

A CONCURRENT RESOLUTION

To provide for the creation of the John J. Hainkel, Jr. Home and Rehabilitation Center Study Commission to study changing the governance structure of the center and to make recommendations, to study the advisability of reorganizing the governance of the facility, and to make recommendations to the legislature for continued operation of the center as a public model, long-term care facility by submitting a report on the findings of the study to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, and the governor no later than March 1, 2010.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Concurrent Resolution No. 196 by Representative Abramson

AMENDMENT NO. 1

On page 2, line 27, after "of" change "eight" to "eleven"

AMENDMENT NO. 2

On page 2, line 29, after "Incurables," insert the following:

"one member of the Louisiana State Long-term Care Ombudsman program appointed by the executive director of the Governor's Office of Elderly Affairs, one member appointed by the president of the Gulf States Association of Homes and Services for the Aging, one member appointed by the president of the Louisiana Chapter of the AARP,"

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

On motion of Rep. Katz, 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. 17—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to parish and city school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on March 12, 2009.

Read by title.

Reported favorably by the Committee on Education.

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

SENATE CONCURRENT RESOLUTION NO. 48—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To create the Southern University Center for Equitable Development Task Force to study and develop statewide recommendations for local strategies and initiatives to meet the economic, social, health, and human resource development needs of economically depressed communities across the state.

Read by title.

Reported without action by the Committee on Education with recommendation that the resolution be recommitted to the Committee on House and Governmental Affairs.

Motion

On motion of Rep. Austin Badon, the resolution was recommitted to the Committee on House and Governmental Affairs.

SENATE CONCURRENT RESOLUTION NO. 62—

BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To urge and request the Senate Committee on Health and Welfare and the House Committee on Health and Welfare to meet and function as a joint committee to study possible strategies, methods, and policies to prevent physicians and other health care practitioners from prescribing an alternative brand of medication because of financial incentives.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

SENATE CONCURRENT RESOLUTION NO. 68—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Louisiana Student Financial Assistance Commission to study the feasibility of assigning weights to all grades earned by students who successfully complete honors and other advanced courses for the purpose of calculating cumulative grade point averages to determine eligibility for Taylor Opportunity Program for Students (TOPS) awards.

Read by title.

Reported favorably by the Committee on Education.

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

SENATE CONCURRENT RESOLUTION NO. 83—

BY SENATOR DUPLESSIS

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to adopt a policy relative to appropriate and acceptable administrative overhead costs for which fees may be charged to a charter school by the chartering authority.

Read by title.

Reported favorably by the Committee on Education.

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

SENATE CONCURRENT RESOLUTION NO. 103—
BY SENATOR CHEEK

A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals to develop a demonstration program to provide continued Medicaid coverage for women who have delivered a premature baby or who have chronic health issues for a two-year period in an effort to address their health issues, do ongoing preconception counseling, assure access to appropriate family planning services, and receive care management services.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

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

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

SENATE BILL NO. 34—

BY SENATORS CHAISSON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAUX, JACKSON, LAFLEUR, MICHOT, MORRELL, MURRAY, SMITH, THOMPSON AND WALSWORTH
AN ACT

To amend and reenact R.S. 39:75(C)(2)(b), (E)(1) and (2), to enact R.S. 39:75(E)(5), and to repeal R.S. 39:75(F), relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to define the official forecast of recurring revenues for the current fiscal year for purposes of the budget estimate for the next fiscal year; to repeal the limitation on the cumulative percentage reduction in constitutionally or statutorily protected or mandated appropriations, allocations, or expenditures; to provide for effective dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Reengrossed Senate Bill No. 34 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 39:75(E)(5)," to "R.S. 39:75(E)(5) and (6),"

AMENDMENT NO. 2

On page 1, line 8, after "next fiscal year;" and before "to repeal" insert "to provide for legislative approval in certain circumstances;"

AMENDMENT NO. 3

On page 2, at the end of line 10, add the following:

"For the purposes of this Subparagraph, the governor may direct the commissioner of administration to reduce any appropriation or allocation for the executive branch of state government an amount not to exceed five percent in the aggregate of the amount appropriated or allocated from a fund that is derived from the imposition, assessment, or collection of a fee."

AMENDMENT NO. 4

On page 2, at the end of line 21, insert the following:

"For the purposes of this Paragraph, an amount not to exceed five percent in the aggregate of the amount appropriated or allocated from a fund that is derived from the imposition, assessment, or collection of a fee in the current fiscal year shall be available for appropriation in the next fiscal year for a purpose other than as specifically authorized for that fund."

AMENDMENT NO. 5

On page 2, at the end of line 29, add the following:

"For the purposes of this Paragraph, an amount not to exceed five percent in the aggregate of the amount appropriated or allocated from a fund that is derived from the imposition, assessment, or collection of a fee in the current fiscal year shall be available for appropriation in the next fiscal year for a purpose other than as specifically authorized for that fund."

AMENDMENT NO. 6

On page 3, line 2, change "R.S. 39:75(E)(5) is hereby" to "R.S. 39:75(E)(5) and (6) are hereby"

AMENDMENT NO. 7

On page 3, delete lines 7 through 15 in their entirety and insert the following:

"(5) Solely for the purpose of projected deficits as provided in Article VII, Section 10(F) of the Constitution of Louisiana and this Paragraph for the development of the budget estimate and enactment of the budget for the next fiscal year, the official forecasts of recurring revenues for Fiscal Year 2008-2009 through Fiscal Year 2012-2013 shall include federal funds received by the state as a result of the American Recovery and Reinvestment Act of 2009. Federal funds received by the state as a result of the American Recovery and Reinvestment Act of 2009 shall be included in the official forecast for each fiscal year in proportion to the amount of such funds that would be available for appropriation in such fiscal year. Federal funds received by the state as a result of the American Recovery and Reinvestment Act of 2009 shall not be included in the official forecast for any other purpose including the Budget Stabilization Fund as provided in Article VII, Section 10.3 of the Constitution of Louisiana or R.S. 39:94."

AMENDMENT NO. 8

On page 3, line 17, after "by the" and before "legislature" insert "Joint Legislative Committee on the Budget and subsequently by the"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 67—

BY SENATORS MCPHERSON, DUPRE, N. GAUTREAUX, HEITMEIER, LONG, RISER AND WALSWORTH AND REPRESENTATIVES HENRY BURNS, DIXON, HINES, LEGER, PEARSON, RICHARD AND ROY

A JOINT RESOLUTION

Proposing to amend Article IV, Section 4 and to add Article III, Section 4(G) and Article IV, Section 21(F) of the Constitution of Louisiana, relative to state elected officials; to provide for the implementation of any salary increase enacted by law for certain state elected officials; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 67 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 27, after the period "." delete the remainder of the line and delete line 28 in its entirety and insert the following:

"(Amends Article IV, Section 4; Adds Article III, Section 4(G) and Article IV, Section 21(F))"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 69—

BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 47:1712, relative to ad valorem property tax refunds or credits; to authorize those who qualify for the special assessment level to receive a refund or credit of taxes paid; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 69 by Senator Crowe

AMENDMENT NO. 1

On page 1, delete line 16 in its entirety and on line 17, delete "year for which he qualifies for it." and insert "B.(1)"

AMENDMENT NO. 2

On page 2, at the beginning of line 2, delete "also receive." and insert "receive"

AMENDMENT NO. 3

On page 2, line 3, after "such" and before "taxes" and insert "excess"

AMENDMENT NO. 4

On page 2, at the beginning of line 5, delete "(b)" and insert "(a)"

AMENDMENT NO. 5

On page 2, between lines 12 and 13, insert the following:

"(b) The amount of the refund or credit in any year subsequent to the year in which such person was first eligible shall be calculated in a similar manner."

AMENDMENT NO. 6

On page 2, at the beginning of line 13, change "(2)(a)" to "(2)"

AMENDMENT NO. 7

On page 2, line 15, after "level" and before "satisfied" delete the comma ","

AMENDMENT NO. 8

On page 2, at the beginning of line 17, delete "(b)" and insert "(3)"

AMENDMENT NO. 9

On page 2, at the beginning of line 23, delete "(3)" and insert "(4)"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 69 by Senator Crowe

AMENDMENT NO. 1

On page 2, lines 23 and 24, following "shall be" and before "the" change "only available to the person for" to "available to the person for only"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 108—

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

AN ACT

To amend and reenact R.S. 47:6015(B)(1) and (2)(b), (D)(1), (F)(4), and (I), and to repeal R.S. 47:6015(C)(1) and (G), relative to state taxes; to provide with respect to the research and development tax credit; to extend the duration of the tax credit through 2014; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 109—

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

AN ACT

To amend and reenact R.S. 47:6020.1(A), (B)(2)(a) and (c), and (C)(1)(introductory paragraph) and 6020.2(A)(1) and (2)(a), (b) and (c), and R.S. 47:6020.4(B) as enacted by Act No. 400 of the 2005 Regular Session and to enact R.S. 47:6020.1(D) and 6020.4(3)(g) and (h), relative to state taxes; to provide for the Angel Investor Tax Credit Program for credits against individual and corporation income and corporation income and corporation franchise tax liability; to provide for the amount of the credits; to provide with respect to the limitation on the total credits which may be granted in a year; to authorize the Department of Economic Development to determine the method of awarding tax credits; to extend the duration of the program; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 109 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert the following:

"paragraph), 6020.2(A)(1) and (2)(a), (b), and (c), 6020.3, and R.S. 47:6020.4(B) as"

AMENDMENT NO. 2

On page 1, line 4, after "Session" and before "and" insert a comma ","

AMENDMENT NO. 3

On page 1, at the beginning of line 11, insert the following:

"to provide relative to the repayment, recapture, or recovery of credits under certain circumstances; to authorize the collection of interest under certain circumstances;"

AMENDMENT NO. 4

On page 1, delete line 14 in its entirety, insert a comma "," and insert the following:

"6020.2(A)(1) and (2)(a), (b), and (c), and 6020.3 are hereby amended and reenacted, and R.S."

AMENDMENT NO. 5

On page 4, between lines 18 and 19, insert the following:

"§6020.3. False or fraudulent information in making application, claim for credit, or other instrument; repayment, recapture, or recovery of credits; penalties

A. Any person making an application, claim for an angel investor tax credit, or any report, return, statement, or other instrument or providing any other information pursuant to the provisions of the Angel Investor Tax Credit Program who willfully

makes a false or fraudulent application, claim, report, return, statement, invoice, or other instrument or who willfully provides any false or fraudulent information, any person who willfully aids or abets another in making such false or fraudulent application, claim, report, return, statement, invoice, or other instrument, or any person who willfully aids or abets another in providing any false or fraudulent information, shall be guilty, upon conviction, of a felony and shall be punished by the imposition of a fine of not less than one thousand dollars and not more than fifty thousand dollars or imprisoned for not less than two years and not more than five years, or both.

B. At any time within the two tax years after the last tax year in which credits are issued with respect to a business, if the business is no longer domiciled in Louisiana, the business and its owners shall repay to the Department of Revenue the total amount of angel investor tax credits issued with respect to the business, and investment in the business shall no longer be eligible for credits.

C. At any time within the three tax years after the year of investment, if the investment is repaid or used for any other unauthorized use as determined by the Department of Economic Development, credits issued with respect to the business shall be subject to recapture or repayment by the business or investor, or both, as determined by the Department of Economic Development and the Department of Revenue, and investment in the business shall no longer be eligible for credits.

D. Credits granted under this Section, but later disallowed in whole or in part, or subject to recapture or repayment, may be recovered by the secretary of the Department of Revenue from the taxpayer applicant through any collection remedy authorized by R.S. 47:1561 and initiated within three years from December thirty-first of the year in which the credit was originally granted. Interest may be assessed and collected on these recovered credits, but the rate of such interest shall be limited to a rate three percentage points above the rate provided for in R.S. 9:3500(B)(1), which shall be computed from the original due date of the return on which the disallowed credit was taken.

~~B-E.~~ Any person convicted of a violation of this Section shall be liable for the repayment of all credits which were granted to that person. ~~Interest shall be due on such repayments at the rate of fifteen percent per annum."~~

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 123—

BY SENATOR MICHOT

AN ACT

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

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 149—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 47:2244, relative to redemptions; to provide for actual costs incurred by a political subdivision; to provide for the imposition of a fee for preparation of redemption certificates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 149 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 9, after "for" and before "the" delete "filing the certificate." and insert "preparation and filing of redemption certificates."

AMENDMENT NO. 2

On page 1, line 11, after "notification." and before "The" insert the following:

"However, the actual cost of preparation and filing of redemption certificates shall not exceed two hundred dollars."

AMENDMENT NO. 3

On page 1, at the beginning of line 13, after "payment." delete the remainder of the line and delete line 14 in its entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 163—BY SENATORS MARIONNEAUX AND CHEEK
AN ACT

To amend and reenact R.S. 47:297.10(A), 297.11, and 297.12, relative to individual income tax deductions for certain elementary and secondary school payments; to limit the deduction; to authorize a deduction for payments not made to a school; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Engrossed Senate Bill No. 163 by Senator Marionneaux

AMENDMENT NO. 1

On page 2, line 2, after "taxpayers" and before the period "." insert "if the child qualifies as a dependency exemption on the taxpayer's Louisiana income tax return for either the taxable year or the prior taxable year"

AMENDMENT NO. 2

On page 2, line 11, after "taxpayers" and before the period "." insert "if the child qualifies as a dependency exemption on the taxpayer's Louisiana income tax return for either the taxable year or the prior taxable year"

AMENDMENT NO. 3

On page 3, line 1, after "taxpayers" and before the period "." insert "if the child qualifies as a dependency exemption on the taxpayer's Louisiana income tax return for either the taxable year or the prior taxable year"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 167—

BY SENATOR GRAY EVANS

AN ACT

To amend and reenact R.S. 49:220.5(A)(2) and to enact R.S. 49:220.8, relative to the Louisiana Recovery Authority; to provide relative to housing for victims of disasters; to require funding for emergency rental assistance; to provide for priorities; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 167 by Senator Gray Evans

AMENDMENT NO. 1

On page 1, line 15, following "Mitigation" and before "Program" insert "Grant"

AMENDMENT NO. 2

On page 2, line 2, following "Social" and before "Block" change "Service" to "Services"

AMENDMENT NO. 3

On page 2, line 7, following "Housing" and before "Program" insert "Assistance"

AMENDMENT NO. 4

On page 3, line 14, following "Louisiana" and before "Law" insert "State"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 172—
BY SENATOR QUINN

AN ACT

To enact R.S. 41:1702(B)(4), (5), (6), (7), and (8), relative to reclamation of lands lost through erosion, compaction, subsidence, and sea level rise; to provide for certain boundary agreements; to provide terms, conditions, and procedures; to provide for retroactivity; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 172 by Senator Quinn

AMENDMENT NO. 1

In House Committee Amendment No. 1, proposed by the House Committee on Civil Law and Procedure, line 2, after "Page 1," insert "line 2, following "(6)," change "(7), and (8)" to "and (7)" and on line 7, following "(6)," change "(7), and (8)" to "and (7)" and on "

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 199—
BY SENATOR RISER

AN ACT

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

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 271—
BY SENATORS NEVERS, THOMPSON, LONG, RISER AND WALSWORTH

AN ACT

To enact Part IX of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4421 through 4425, relative to creation of the "Forestry Product Fairness Act"; to

provide for legislative purpose; to provide relative to distribution of tax credits, tax exemptions, tax exclusions, tax deductions, rebates, incentives, investments, contracts, or grants made available by the state to any existing individual, partnership, corporation, association or other legal entity purchasing forest products to produce the generation of steam, heat, electricity or the production of wood-based fuels; to provide for promulgation of rules and regulations; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 271 by Senator Nevers

AMENDMENT NO. 1

On page 1, at the end of line 4, delete "distribution" and delete lines 5 through 8 in their entirety, and at the beginning of line 9, delete "of wood based fuels" and insert "incentives to directly support the purchase of forestry products"

AMENDMENT NO. 2

On page 2, delete lines 23 through 27 in their entirety and insert the following:

"(3) "Incentives" means any tax exemption, tax credit, tax exclusion, tax deduction, rebate, investment, contract, or grant made available by the state to directly support the purchase of forestry products. "Incentives" shall not mean any such benefit available under statutorily provided programs including Louisiana Quality Jobs Program Act (R.S. 51:2451, et seq.), Louisiana Enterprise Zone Act (R.S. 51:1781, et seq.), Industry Assistance (R.S. 47:4301, et seq.) Industrial Tax Exemption (La. Const. Art. VII, Sec. 21(F), Economic Development Award Program (R.S. 51:2341), Economic Development Loan Program (R.S.51:2312), Tax Equalization (R.S. 47:3201, et seq.), Rapid Response Fund (R.S. 51:2361), and Mega-Project Development Fund (R.S. 51:2365)."

AMENDMENT NO. 3

On page 2, delete line 29 in its entirety

AMENDMENT NO. 4

On page 3, delete lines 1 through 3 in their entirety, and at the beginning of line 4, delete "or the production of wood-based fuels" and insert "Incentives to directly support the purchase of forestry products"

AMENDMENT NO. 5

On page 3, line 5, after "equitable" and before "process" delete "application"

AMENDMENT NO. 6

On page 3, at the beginning of line 6, delete "application"

AMENDMENT NO. 7

On page 3, line 9, after "commissioner" delete the remainder of the line, delete line 10 in its entirety, and insert "and the secretary of the

Department of Economic Development shall jointly promulgate rules and regulations in accordance with the Administrative Procedures Act, subject to oversight by the House Committee on Ways and Means and Senate Committee on Revenue and Fiscal Affairs, for the"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 277—

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

AN ACT

To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 277 by Senator Duplessis

AMENDMENT NO. 1

On page 4, line 27, after "to" and before "lease" delete "purchase or"

AMENDMENT NO. 2

On page 4, delete lines 28 and 29 in their entirety and on page 3, delete lines 1 and 2 in their entirety and insert the following:

"immovable property located within the state; an expenditure as compensation for services performed in the state; or an expenditure to purchase or lease tangible personal property within the state where the transaction is subject to the state sales or lease tax provisions of Title 47 of the Louisiana Revised Statutes of 1950. A transaction that is subject to the state sales or lease tax provisions of Title 47 of the Louisiana Revised Statutes shall include transactions which are also subject to a statutory exclusion or exemption."

AMENDMENT NO. 3

On page 10, line 1, after "expenditures" insert a period "." and delete the remainder of the line and delete line 2 in its entirety and insert the following:

"The cost report of expenditures shall be subject to an agreed-upon procedures engagement conducted by a certified public accountant in accordance with statements on standards for attestation engagements established by the American Institute of Certified Public Accountants. The accountant shall issue a report in the form of procedures and findings. The accountant shall be a certified public accountant licensed in the state of Louisiana and shall be an independent third party unrelated to the digital interactive media company. The agreed-upon procedures shall be established by the office and secretary, with assistance from the Society of Louisiana Certified Public Accountants, and shall be placed in rules promulgated in accordance with the Administrative Procedures Act."

AMENDMENT NO. 4

On page 10, line 12 after "may" and before "display" insert "be required to"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 277 by Senator Duplessis

AMENDMENT NO. 1

In House Committee Amendment No. 2, proposed by the House Committee on Ways and Means, line 4, change "page 3" to "page 5"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 289—

BY SENATORS APPEL AND WALSWORTH
AN ACT

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

Read by title.

Reported favorably by the Committee on Appropriations.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 313—

BY SENATOR MCPHERSON
AN ACT

To enact R.S. 32:154, relative to the Open Roads Law; to provide relative to motor vehicle fatalities; to provide for protocol when organs are to be transplanted after death; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 321—

BY SENATOR HEBERT
AN ACT

To enact R.S. 47:1925.10, relative to the assessor in the Iberia Parish Assessment District; to authorize the assessor in such district to receive an automobile expense allowance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 331—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 22:832(A) and (C)(1) and (7), relative to insurance license taxes; to provide for a reduction in the tax based upon the amount of admitted assets of an insurer placed in qualifying Louisiana investments; to require that investments be maintained in the state for a period of time in order to qualify for the reduction; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 331 by Senator Quinn

AMENDMENT NO. 1

On page 2, at the end of line 13, insert the following:

"Evidence of this qualifying Louisiana investment may be established by a deposit receipt, a bank statement, or a letter or other written document from the depository institution verifying that the funds were deposited in Louisiana."

AMENDMENT NO. 2

On page 2, at the end of line 17, insert the following:

"Evidence of this qualifying Louisiana investment may be established by a deposit receipt, a bank statement, or a letter or other written document from the depository institution verifying that the funds were deposited in Louisiana."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 338—
BY SENATOR GRAY EVANS

AN ACT

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

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 350 (Substitute of Senate Bill No. 153 by Senator Morrell)—
BY SENATOR MORRELL

AN ACT

To enact R. S. 38:330.14, relative to the non-flood protection assets of the Orleans Levee District; to create and provide relative to a non-flood protection management commission; to provide for the composition of the commission; to provide for the meetings of the commission; to provide for submittal of the plan from the commission; to provide for an effective date; and to provide for related matters.

Read by title.

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 Reengrossed Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 16, after "(1)" delete the remainder of the line and line 17 in its entirety and insert the following:

"Two members shall be appointed by the president of the Southeast Louisiana Flood Protection Authority East or his designee."

AMENDMENT NO. 2

On page 2, at the end of line 1, after "District" and before the period "." insert "- Division of Non-Flood Assets"

AMENDMENT NO. 3

On page 2, line 2, after "(3)" delete the remainder of the line and line 3 in its entirety, and insert the following:

"The executive director of the Orleans Levee District - Division of Hurricane Flood Protection."

AMENDMENT NO. 4

On page 2, delete line 4 in its entirety

AMENDMENT NO. 5

On page 2, at the beginning of line 5, change "(5)" to "(4)"

AMENDMENT NO. 6

On page 2, at the beginning of line 7, change "(6)" to "(5)"

AMENDMENT NO. 7

On page 2, delete lines 9 and 10 in their entirety and insert the following:

"(6) Two members to be appointed by a majority of the presidents from the neighborhood associations that have building restrictions filed with the Orleans Levee District."

AMENDMENT NO. 8

On page 2, at the beginning of line 11, change "(8)" to "(7)"

AMENDMENT NO. 9

On page 2, at the beginning of line 13, change "(9)" to "(8)"

AMENDMENT NO. 10

On page 2, at the beginning of line 14, change "(10)" to "(9)"

AMENDMENT NO. 11

On page 2, between lines 15 and 16, add the following:

"(10) The chairman of the nominating committee pursuant to R.S. 38:330.1 or his designee.

"(11) The state representative whose district is defined by R.S. 24:35.5(94)."

AMENDMENT NO. 12

On page 2, line 28 after "the" and before "Senate" insert "House and"

AMENDMENT NO. 13

On page 3, line 4, after "the" and before "Senate" insert "House and"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1

In House Committee Amendment No. 12, proposed by the House Committee on Transportation, Highways, and Public Works, page 2, line 7, at the end of the line insert "and on line 29, change "Committee" to "Committees"

AMENDMENT NO. 2

In House Committee Amendment No. 13, proposed by the House Committee on Transportation, Highways, and Public Works, page 2, line 9, at the end of the line insert " and change "Committee" to "Committees"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 351 (Substitute of Senate Bill No. 258 by Senator McPherson)—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:250.3(B), (C), (D), (E), (F), (G), and (H) and to repeal R.S. 48:250.4, relative to design-build contracts; to provide for requirements for design-build contracts of the Department of Transportation and Development; and to provide for related matters.

Read by title.

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 Reengrossed Senate Bill No. 351 by Senator McPherson

AMENDMENT NO. 1

On page 5, line 2, after "by plan change" insert "use"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 351 by Senator McPherson

AMENDMENT NO. 1

On page 6, line 12, delete "Scope of Services Package"

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

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

Under the rules, placed on the regular calendar.

**Senate Bills on Second Reading
Reported by Committee**

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

SENATE BILL NO. 5—

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

A JOINT RESOLUTION

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

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

SENATE BILL NO. 209—

BY SENATOR WALSWORTH

A JOINT RESOLUTION

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

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 209 by Senator Walsworth

AMENDMENT NO. 1

On page 2, between lines 8 and 9 insert the following:

* * *

AMENDMENT NO. 2

On page 2, line 10, after "be held on" change "November" to "October"

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

Under the rules, the bill, as amended, was recommitted to the Committee on Civil Law and Procedure.

SENATE BILL NO. 316—

BY SENATORS NEVERS, ALARIO, AMEDEE, APPEL, BROOME, CHEEK, CLAITOR, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, GUILLORY, JACKSON, KOSTELKA, LAFLEUR, LONG, MARTINY, MICHOT, MOUNT, MURRAY, RISER, SMITH, THOMPSON AND WALSWORTH

AN ACT

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

Read by title.

Reported favorably by the Committee on Education.

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

Suspension of the Rules

On motion of Rep. Mills, 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. 551—

BY REPRESENTATIVES MILLS, ABRAMSON, ARMES, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, CROMER, DIXON, DOERGE, DOVE, EDWARDS, FANNIN, GISCLAIR, ELBERT GUILLORY, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIROD JACKSON, SAM JONES, KATZ, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LIGI, LITTLE, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PERRY, POPE, PUGH, RICHARD, RICHARDSON, ROBIDEAUX, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, STIAES, THIBAUT, WADDELL, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 40:4(A)(1)(b) and to enact R.S. 40:5.5.2 and 5.5.3, relative to seafood products; to create a seafood safety campaign regarding the risk of consumption of Chinese seafood; to grant the state health officer rulemaking authority; to encourage the labeling of certain seafood products; to encourage the posting of signs; to create the Seafood Safety Task Force; to provide for the membership of the task force; to provide for the purpose and duties of the task force; 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 Reengrossed House Bill No. 551 by Representative Mills

AMENDMENT NO. 1

On page 3, line 20, after "a statement" delete "to include" and insert in lieu thereof "that may be included".

AMENDMENT NO. 2

On page 4, line 14, after "A member" insert "appointed by chairman".

AMENDMENT NO. 3

On page 4, line 16, after "A member" insert "appointed by chairman".

AMENDMENT NO. 4

On page 4, between lines 26 and 27, insert the following:

"(11) A representative of the Louisiana Restaurant Association.

(12) A public health nutritionist."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Monica
Abramson	Gisclair	Montoucet
Anders	Guillory	Norton
Armes	Guinn	Nowlin
Arnold	Harrison	Peterson
Badon, A.	Hazel	Pope
Badon, B.	Henderson	Pugh
Baldone	Henry	Richard
Barras	Hill	Richmond
Billiot	Hines	Ritchie

Brossett	Honey	Robideaux
Burford	Howard	Roy
Burns, H.	Hutter	Schroder
Burrell	Jackson G.	Simon
Carmody	Jones, R.	Smiley
Champagne	Jones, S.	Smith, G.
Chandler	Kleckley	Smith, J.
Cortez	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Franklin	McVea	Wooton
Gallot	Mills	

Total - 77

NAYS

Total - 0

ABSENT

Aubert	Ernst	LaFonta
Barrow	Foil	Morris
Burns, T.	Greene	Pearson
Carter	Hardy	Perry
Chaney	Hoffmann	Ponti
Connick	Jackson M.	Richardson
Cromer	Johnson	Smith, P.
Danahay	Katz	St. Germain
Downs	LaBruzzo	Stiaes

Total - 27

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

HOUSE BILL NO. 629—

BY REPRESENTATIVE LANDRY
AN ACT

To amend and reenact R.S. 46:2135(B) and (E) and Children's Code Article 1569(B) and (E), relative to temporary restraining orders in domestic abuse cases; to extend the period for the setting of the hearing of the rule to show cause; to extend the period for continuances of the rule to show cause; 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 Guillory to Engrossed House Bill No. 629 by Representative Landry

AMENDMENT NO. 1

On page 1, line 3, after "(E)" insert "Civil Code Article 136(C)" and after "orders" insert "and other orders"

AMENDMENT NO. 2

On page 1, line 5, after "cause" insert "to provide for visitation by grandparents and siblings in certain circumstances;"

AMENDMENT NO. 3

On page 2, after line 21, insert the following:

"Section 3. Civil Code Article 136(C) is hereby amended and reenacted and Civil Code Article 136(C) is hereby enacted to read as follows:

Art. 136. Award of visitation rights

* * *

C. In accordance with Paragraph B of this Article, extraordinary circumstances may include when a parent is addicted to a controlled dangerous substance.

D. In the event of a conflict between this Article and R.S. 9:344 or 345, the provisions of the statute shall supersede those of this Article."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Monica
Abramson	Geymann	Montoucet
Anders	Gisclair	Morris
Armes	Guillory	Norton
Arnold	Guinn	Nowlin
Aubert	Hardy	Perry
Badon, A.	Harrison	Peterson
Badon, B.	Hazel	Pope
Baldone	Henderson	Pugh
Barras	Henry	Richard
Billiot	Hill	Richmond
Brossett	Hines	Ritchie
Burford	Honey	Robideaux
Burrell	Howard	Roy
Carmody	Hutter	Schroder
Champagne	Jackson G.	Simon
Chandler	Johnson	Smiley
Cortez	Jones, S.	Smith, G.
Danahay	Kleckley	Smith, J.
Dixon	LaFonta	Stiaes
Doerge	LeBas	Talbot
Dove	Leger	Templet
Edwards	Ligi	Waddell
Ellington	Little	Williams
Ernst	Lopinto	Willmott
Fannin	McVea	Wooton
Franklin	Mills	

Total - 80

NAYS

Total - 0

ABSENT

Barrow	Foil	Landry
Burns, H.	Greene	Pearson
Burns, T.	Hoffmann	Ponti
Carter	Jackson M.	Richardson
Chaney	Jones, R.	Smith, P.
Connick	Katz	St. Germain
Cromer	LaBruzzo	Thibaut
Downs	Lambert	White

Total - 24

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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HOUSE BILL NO. 44—

BY REPRESENTATIVES LAFONTA, HARDY, AND STIAES
AN ACT

To enact R.S. 14:95.2.2, relative to offenses affecting the public safety; to create the crime of reckless discharge of a firearm at a parade or demonstration; to provide for definitions; to provide for the elements of the crime; to provide for penalties; to provide for exceptions; 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 Engrossed House Bill No. 44 by Representative LaFonta

AMENDMENT NO. 1

On page 2 delete lines 19 and 20 in their entirety and insert the following:

"(4) The discharge of a firearm by a person engaged in any lawful hunting or sport shooting activity on public or private property."

Rep. LaFonta 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	Monica
Abramson	Gallot	Montoucet
Anders	Gisclair	Norton
Armes	Guillory	Nowlin
Arnold	Guinn	Perry
Aubert	Hardy	Peterson
Badon, A.	Harrison	Pope
Badon, B.	Hazel	Pugh
Baldone	Henderson	Richard
Barras	Henry	Richardson
Barrow	Hill	Richmond
Billiot	Hines	Ritchie
Brossett	Honey	Robideaux
Burford	Howard	Roy
Burns, H.	Hutter	Schroder
Burrell	Jackson G.	Smiley
Carmody	Jones, R.	Smith, G.
Champagne	Jones, S.	Smith, J.
Chandler	Kleckley	Stiaes
Cortez	LaFonta	Talbot
Danahay	Lambert	Templet
Dixon	Landry	Thibaut
Doerge	LeBas	Waddell
Dove	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Fannin	McVea	

Total - 83

NAYS

Total - 0

ABSENT

Burns, T.	Geymann	Mills
Carter	Greene	Morris
Chaney	Hoffmann	Pearson
Connick	Jackson M.	Ponti
Cromer	Johnson	Simon
Downs	Katz	Smith, P.
Foil	LaBruzzo	St. Germain

Total - 21

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

HOUSE BILL NO. 119—

BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 15:502, relative to testimony by audiovisual transmission; to authorize certain persons to testify through the use of audiovisual equipment in certain proceedings; to provide for written notice to opposing counsel; to provide for limitations; 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 Clairor to Engrossed House Bill No. 119 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 9, after "A." and before "court" delete "The" and insert "In extraordinary circumstances, the"

AMENDMENT NO. 2

On page 1, line 20, after "than" and before "days" delete "ten" and insert "sixty"

AMENDMENT NO. 3

On page 2, line 1, after "counsel." and before "The" insert "The party seeking to introduce testimony in this manner shall submit to the court and to the opposing counsel a written certification which details the extraordinary circumstances that exist which would require a person to testify by simultaneous transmission."

Rep. Henry Burns moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Morris
Abramson	Geymann	Norton
Anders	Gisclair	Nowlin
Armes	Guillory	Pearson
Arnold	Guinn	Perry
Aubert	Hardy	Peterson
Badon, A.	Harrison	Pope
Badon, B.	Hazel	Pugh
Baldone	Henderson	Richard
Barras	Henry	Richardson
Barrow	Hill	Richmond
Billiot	Hines	Ritchie
Brossett	Honey	Robideaux
Burford	Howard	Roy
Burns, H.	Hutter	Schroder
Burrell	Jackson G.	Simon

Carmody	Jones, S.	Smiley
Carter	Kleckley	Smith, G.
Champagne	LaFonta	Smith, J.
Chandler	Landry	Stiaes
Cortez	LeBas	Talbot
Danahay	Leger	Templet
Dixon	Ligi	Waddell
Doerge	Little	White
Dove	Lopinto	Williams
Edwards	McVea	Willmott
Ernst	Mills	Wooton
Fannin	Monica	
Franklin	Montoucet	

Total - 85

NAYS

Total - 0

ABSENT

Burns, T.	Greene	Lambert
Chaney	Hoffmann	Ponti
Connick	Jackson M.	Smith, P.
Cromer	Johnson	St. Germain
Downs	Jones, R.	Thibaut
Ellington	Katz	
Foil	LaBruzzo	

Total - 19

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 340—

BY REPRESENTATIVES HENRY, ARMES, BALDONE, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CHANDLER, CROMER, DOVE, DOWNS, ERNST, FANNIN, GEYMAN, GISCLAIR, GREENE, GUINN, HARRISON, HAZEL, HOFFMANN, KLECKLEY, LABRUZZO, LAMBERT, LIGI, LITTLE, MILLS, PONTI, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SMILEY, GARY SMITH, JANE SMITH, TALBOT, WADDELL, AND WHITE

A JOINT RESOLUTION

Proposing to amend Article I, Section 8 of the Constitution of Louisiana, relative to freedom of religion; to prohibit government infringement of the right of every person to freely express his religious belief; to provide that the right shall not be burdened without the showing of a compelling governmental interest; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Henry gave notice of his intention to call House Bill No. 340 from the calendar on Thursday, June 18, 2009.

HOUSE BILL NO. 444—

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

AN ACT

To amend and reenact R.S. 32:668(A)(introductory paragraph), to enact R.S. 32:668.1, and to repeal 32:668(A)(6) relative to drivers licenses; to provide for scope of administrative hearings related to driver's license suspension; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 445—

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

AN ACT

To amend and reenact R.S. 32:667(B)(2) and to repeal R.S. 32:667(B)(1)(a) and (4), relative to driving while under the influence; to increase suspension of driving privileges upon refusal to submit to a chemical test; 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. 445 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 2, after "To amend and reenact" insert "R.S. 14:98.2(A) and"

AMENDMENT NO. 2

On page 2, line 6, after "accident" delete the period "." insert "and the person's intoxication is determined by a trier of fact to be the contributing factor of the fatality or serious bodily injury."

AMENDMENT NO. 3

On page 2, delete lines 7 through 9 in their entirety and insert the following:

"(c)(i) Four years from the date of suspension on the second and subsequent refusal occurring within five years of the date of the first refusal to submit to the test.

(ii) Four years from the date of suspension on the second and subsequent refusal occurring within five years of the date of the first refusal to submit to the test, without the benefit of eligibility for a hardship license in the event that a fatality occurred or a person sustained serious bodily injury as a result of an accident and the person's intoxication is determined by a trier of fact to be the contributing factor of the fatality or serious bodily injury.

AMENDMENT NO. 4

On page 2, delete lines 10 through 14 in their entirety.

AMENDMENT NO. 5

On page 2, between lines 15 and 16, insert the following:

"Section 2. R.S. 14:98.2(A) is hereby amended and reenacted to read as follows:

§98.2. Unlawful refusal to submit to chemical tests; arrests for driving while intoxicated

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A. No person under arrest for a violation of R.S. 14:98, 98.1, or any other law or ordinance which prohibits operating a vehicle while intoxicated may refuse to submit to a chemical test when requested to do so by a law enforcement officer if he has refused to submit to such test on ~~two one~~ previous and separate ~~occasions~~ occasion of any previous such violation.

* * *

AMENDMENT NO. 6

On page 2, line 16 change "Section 2." to "Section 3."

AMENDMENT NO. 7

On page 2, line 17, change "Section 3." to "Section 4."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 445 by Representative Baldone

AMENDMENT NO. 1

On page 2, line 3, change "Two years" to "One year"

AMENDMENT NO. 2

On page 2, line 4, change "Two years" to "One year"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009, on page 1, line 9, change "Four" to "Two"

AMENDMENT NO. 4

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009, on page 1, line 11, change "Four" to "Two"

AMENDMENT NO. 5

Delete Senate Committee Amendment No. 5, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 445 by Representative Baldone

AMENDMENT NO. 1

Delete Amendment Nos. 1, 5, 6, and 7 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 445 by Representative Baldone

AMENDMENT NO. 1

On page 2, line 3, change "Two" to "Except as otherwise provided in this Paragraph, one" and change "first" to "a"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009, on line 10 thereof, change "the first" to "a"

AMENDMENT NO. 3

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 3, 2009, on line 12 thereof, change "the first" to "a"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting 'YEAS' in two columns. Includes Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carter, Champagne, Cortez, Danahay, Dixon, Doerge, Dove, Edwards, Ellington, Ernst, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Hines, Honey, Howard, Hutter, Jackson G., Jackson M., Johnson, Jones, R., Jones, S., Kleckley, LaFonta, LeBas, Ligi, Little, Lopinto, McVea, Mills, Monica, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Smiley, Smith, G., Smith, J., Stiaes, Talbot, Templet, Waddell, Williams, Willmott, Wooton.

Total - 83

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT'. Includes Carmody, Chandler, Chaney, Connick, Cromer, Downs, Fannin, Henry, Hill, Hoffmann, Katz, LaBruzzo, Lambert, Landry, Leger, Ponti, Simon, Smith, P., St. Germain, Thibaut, White.

Total - 21

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

HOUSE BILL NO. 444—

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

AN ACT

To amend and reenact R.S. 32:668(A)(introductory paragraph), to enact R.S. 32:668.1, and to repeal 32:668(A)(6) relative to drivers licenses; to provide for scope of administrative hearings related to driver's license suspension; and to provide for related matters.

Called from the calendar.

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. 444 by Representative Perry

AMENDMENT NO. 1

On page 1, line 3, delete "to repeal 32:668(A)(6)"

AMENDMENT NO. 2

On page 2, delete line 9

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed House Bill No. 444 by Representative Perry

AMENDMENT NO. 1

On page 1, at the end of line 2, delete "and"

AMENDMENT NO. 2

On page 2, at the end of line 6, delete "be" and delete lines 7 and 8 and insert "not include depositions of law enforcement witnesses."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Norton
Abramson	Guillory	Nowlin
Anders	Guinn	Pearson
Armes	Harrison	Perry
Arnold	Hazel	Ponti
Badon, A.	Henderson	Pope
Badon, B.	Henry	Pugh
Baldone	Hill	Richard
Barras	Hines	Richardson
Barrow	Honey	Richmond
Billiot	Howard	Ritchie
Brossett	Hutter	Robideaux
Burford	Jackson G.	Roy
Burns, H.	Jackson M.	Schroder

Burrell	Johnson	Simon
Carmody	Jones, R.	Smiley
Carter	Jones, S.	Smith, G.
Champagne	Kleckley	Smith, J.
Cortez	LaBruzzo	Smith, P.
Danahay	LaFonta	Stiaes
Dixon	LeBas	Talbot
Dove	Ligi	Templett
Edwards	Little	Thibaut
Ellington	Lopinto	Waddell
Foil	McVea	Williams
Franklin	Mills	Willmott
Gallot	Monica	Wooton
Geymann	Montoucet	
GISCLAIR	Morris	

Total - 85

NAYS

Total - 0

ABSENT

Aubert	Downs	Landry
Burns, T.	Ernst	Leger
Chandler	Fannin	Peterson
Chaney	Hardy	St. Germain
Connick	Hoffmann	White
Cromer	Katz	
Doerge	Lambert	

Total - 19

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

HOUSE BILL NO. 499—

BY REPRESENTATIVE MONICA

AN ACT

To amend and reenact R.S. 32:295.1(B), relative to seat belts; to require that all motor vehicle occupants wear a seat belt; 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 Riser to Engrossed House Bill No. 499 by Representative Monica

AMENDMENT NO. 1

On page 1, line 3, after "occupants" insert "who are thirteen years of age or older shall"

AMENDMENT NO. 2

On page 1, line 8, after "Except" insert "as provided by R.S. 32:295 for children under the age of thirteen or"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Engrossed House Bill No. 499 by Representative Monica

AMENDMENT NO. 1

On page 1, line 8, after "Except" insert "as provided by R.S. 32:295 for children under the age of thirteen or"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burns, H., Burrell, Carmody, Carter, Champagne, Danahay, Dixon, Dove, Edwards, Ellington, Ernst, Foil, Franklin, Total - 75.

NAYS

Table listing names of representatives who voted 'NAYS' in three columns: Burford, Cortez, Geymann, Guinn, Total - 12.

ABSENT

Table listing names of representatives who were absent in three columns: Mr. Speaker, Burns, T., Chandler, Chaney, Connick, Cromer, Total - 17.

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

HOUSE BILL NO. 599— BY REPRESENTATIVES HILL, CONNICK, ERNST, FOIL, HARRISON, ROSALIND JONES, LEGER, MONICA, AND WHITE AN ACT

To enact R.S. 37:2556(D), relative to temporary court reporting permits; to provide for qualifications and limitations; to provide for licensing and education requirements; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 599 by Representative Hill

AMENDMENT NO. 1

On page 2, at the beginning of line 5, after "(3)" and before "If no" insert "(a)"

AMENDMENT NO. 2

On page 2, between lines 9 and 10, insert the following:

"(b) The board shall respond to the judge regarding the capabilities of any noncertified applicant submitted by the judge for consideration by the board within sixty days of the board's receipt of the noncertified applicant's name."

AMENDMENT NO. 3

On page 2, line 10, after "(4)" and before "The board" insert "(a)"

AMENDMENT NO. 4

On page 2, between lines 14 and 15, insert the following:

"(b) If the board fails to approve the judge's noncertified applicant for a temporary permit, the judge shall have the authority to temporarily permit the applicant for a period of one year. Such applicant shall comply with and be subject to Subparagraphs 5(a) and (b) of this Subsection."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senators LaFleur and Riser to Engrossed House Bill No. 599 by Representative Hill

AMENDMENT NO. 1

On page 2, line 6, after "position" delete the comma "," and insert "or if the judge determines that the respondents are not satisfactory."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey to Engrossed House Bill No. 599 by Representative Hill

AMENDMENT NO. 1

On page 1, line 2, after "37:2556(D)" insert "and (E)"

AMENDMENT NO. 2

On page 1, line 6, after "37:2556(D)" delete "is" and insert "and (E) are"

AMENDMENT NO. 3

On page 3, after line 12, insert the following:

"E. Notwithstanding any provision of law to the contrary, those courts of the state that are utilizing digital electronic recording or digital audio recording as a method of official court reporting on or before September 30, 2009, shall be exempt from the provisions of Chapter 32 of Title 37 of the Louisiana Revised Statutes of 1950."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Chaney	Ellington	Robideaux
Connick	Hoffmann	St. Germain
Cromer	Katz	Thibaut
Doerge	Lambert	
Downs	Landry	

Total - 13

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 757—

BY REPRESENTATIVE DIXON

AN ACT

To enact R.S. 14:126.3.1, relative to the unauthorized participation in medical assistance programs; to create the crime of unauthorized participation in medical assistance programs; to provide for definitions; to provide for penalties; 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 McPherson to Reengrossed House Bill No. 757 by Representative Dixon

AMENDMENT NO. 1

On page 2, line 10, after "Hospitals," and before "United" insert "or the"

AMENDMENT NO. 2

On page 2, line 11, after "general" and before "₂" delete "or any agent thereof"

AMENDMENT NO. 3

On page 2, line 15, after "payment" and before "₂" delete "or approval for payment"

AMENDMENT NO. 4

On page 2, line 17, after "a payment" delete "or approval"

AMENDMENT NO. 5

On page 2, line 18, before "by a" delete "for payment"

Rep. Dixon 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	Mills
Abramson	Gisclair	Monica
Anders	Greene	Montoucet
Armes	Guillory	Morris
Arnold	Guinn	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Peterson
Baldone	Henderson	Ponti
Barras	Henry	Pope
Barrow	Hill	Richard
Billiot	Hines	Richardson
Brossett	Honey	Richmond
Burford	Howard	Ritchie
Burns, H.	Hutter	Robideaux
Burns, T.	Jackson G.	Roy
Burrell	Jackson M.	Schroder
Carmody	Johnson	Smiley
Carter	Jones, R.	Smith, G.
Champagne	Jones, S.	Smith, J.
Chandler	Kleckley	Smith, P.
Cortez	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	LeBas	Templet
Dove	Leger	Waddell
Edwards	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	McVea	

Total - 87

NAYS

Total - 0

ABSENT

Chaney	Ernst	Perry
Connick	Geymann	Pugh
Cromer	Hoffmann	Simon
Doerge	Katz	St. Germain
Downs	Lambert	Wooton
Ellington	Landry	

Total - 17

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

HOUSE BILL NO. 890 (Substitute for House Bill No. 177 by Representative Mills)—

BY REPRESENTATIVES MILLS, CHAMPAGNE, HARDY, HAZEL, LEBAS, LOPINTO, NORTON, PERRY, SCHRODER, WOOTON, ANDERS, BALDONE, BARROW, BURFORD, TIM BURNS, BURRELL, CHANDLER, CORTEZ, DIXON, DOWNS, EL LINGTON, FANNIN, GISCLAIR, HOFFMANN, HOWARD, HUTTER, KLECKLEY, LABRUZZO, LAFONTA, LIGI, LITTLE, PEARSON, RICHARDSON, RITCHIE, STIAES, TALBOT, WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 40:962.1(E), 962.1.1(F), 964(Schedule V)(E), and 1006(E) and (F), and Part X-F of Chapter 4 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1049.1 through 1049.11 and to repeal R.S. 40:962.1.1(D) and 962.1.2, relative to nonprescription compounds, mixtures, or preparations containing ephedrine, pseudoephedrine, or phenylpropanolamine; to provide that such nonprescription compounds, mixtures, and preparations and prescription products not otherwise scheduled are Schedule V drugs; to provide for the production of a photo identification prior to the purchase of nonprescription products containing pseudoephedrine, ephedrine, and phenylpropanolamine; to require the purchaser sign a log book prior to the purchase of nonprescription products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for a central computer monitoring system to monitor the purchase of those products; to provide for the acquisition and implementation of the central computer monitoring system; to provide for the access to information contained in the central computer monitoring system; to provide for the sharing of that information by certain agencies; to provide with respect to funding for the central computer monitoring system; to provide limitations on the quantities of products containing pseudoephedrine, ephedrine, or phenylpropanolamine which may be sold within a specified period of time; to authorize the reporting of suspected violations of law which are discovered due to the Prescription Monitoring Program to appropriate law enforcement and prosecutorial agencies; to repeal the provision of law authorizing the secretary of the Department of Health and Hospitals to exempt certain products containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales and possession restrictions if determined not to be used in the manufacture or production of methamphetamines; to repeal conflicting provisions of law regarding the purchase of products containing ephedrine, pseudoephedrine, and phenylpropanolamine; to provide for definitions; to repeal provisions of law providing for certain dosage forms containing ephedrine, pseudoephedrine, and phenylpropanolamine from sales restrictions; to provide for legislative findings; to provide for a limitation of liability; to provide for a defense for certain violations of the Uniform Controlled Substances Law; 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. 890 by Representative Mills

AMENDMENT NO. 1

On page 6, line 16, change "Act" to "Part"

AMENDMENT NO. 2

On page 6, line 21, following "production" insert " 1/2 "

AMENDMENT NO. 3

On page 9, line 9, change "real time" to "real-time"

AMENDMENT NO. 4

On page 12, line 7, change "funded" to "secured"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Norton
Abramson	Greene	Nowlin
Anders	Guillory	Pearson
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
Burns, T.	Jackson M.	Simon
Burrell	Jones, R.	Smiley
Carmody	Jones, S.	Smith, G.
Carter	Kleckley	Smith, J.
Chandler	LaBruzzo	Smith, P.
Cortez	LaFonta	St. Germain
Danahay	Lambert	Stiaes
Dixon	LeBas	Talbot
Doerge	Leger	Templet
Dove	Ligi	Thibaut
Edwards	Little	Waddell
Ellington	Lopinto	White
Ernst	McVea	Williams
Fannin	Mills	Willmott
Foil	Monica	Wooton
Franklin	Montoucet	
Gallot	Morris	
Total - 94		

NAYS

Total - 0

ABSENT

Champagne	Downs	Katz
Chaney	Geymann	Landry
Connick	Hoffmann	
Cromer	Johnson	
Total - 10		

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

HOUSE BILL NO. 39—

BY REPRESENTATIVES HENRY BURNS, BOBBY BADON, FOIL, GISCLAIR, GUINN, HARRISON, HENDERSON, LAMBERT, MORRIS, AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:116.1(B)(4) and to enact R.S. 56:116.1(A)(8), relative to use of a laser when hunting; to authorize certain persons to use a laser device when hunting; 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 Heitmeier to Engrossed House Bill No. 39 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, delete lines 14, 15 and 16 and insert in lieu there of the following "authorized in R.S. 56:104.1, who has the impairment of visual functioning even after treatment and/or standard refractive correction, and has a visual acuity of equal to or less than 20/200 to light perception, or a visual field of less than ten degree from the point of fixation, as certified by a Louisiana licensed optometrist or ophthalmologist. Such hunter shall be"

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

Total - 90

NAYS

Total - 0

ABSENT

Champagne	Guinn	Landry
Chaney	Hoffmann	Ritchie
Cromer	Johnson	St. Germain
Danahay	Jones, R.	Templet
Downs	Katz	
Total - 14		

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

HOUSE BILL NO. 143—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 47:1992(A)(1)(a) and (2), (B), and (F), relative to the inspection period for tax assessment lists in Jefferson Parish; to provide for the time period during which assessment lists shall be open for inspection; 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 Local and Municipal Affairs to Engrossed House Bill No. 143 by Representative Talbot

AMENDMENT NO. 1

On page 1, line 2, after "and (2)" delete the comma "," and delete the remainder of the line and insert in lieu there of "and (B) and to enact R.S. 47:1992.1, relative to the inspection"

AMENDMENT NO. 2

On page 1, line 4, after "inspection;" insert "to provide for an effective date;"

AMENDMENT NO. 3

On page 1, delete lines 10 and 11 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 47:1992(A)(1)(a) and (2) and (B) are hereby amended and reenacted and R.S. 47:1992.1 is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 2, delete lines 26 through 29 in their entirety and on page 3, delete lines 1 through 5 in their entirety and insert in lieu thereof the following:

"§1992.1. Period for inspection of assessment lists in Jefferson Parish

Notwithstanding any law to the contrary, effective July 1, 2009, and in every tax year thereafter, in the parish of Jefferson the period for inspection of the assessment lists as provided in R.S. 47:1992 shall be fifteen calendar days beginning no earlier than August first and ending no later than September fifteenth.

Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Morris
Abramson	Guillory	Norton
Anders	Hardy	Nowlin
Armes	Harrison	Pearson
Arnold	Hazel	Perry
Aubert	Henderson	Peterson
Badon, B.	Henry	Ponti
Baldone	Hill	Pope
Barras	Hines	Pugh
Barrow	Honey	Richard
Brossett	Howard	Richardson
Burns, T.	Hutter	Richmond
Burrell	Jackson G.	Ritchie
Carmody	Jackson M.	Robideaux
Carter	Jones, R.	Roy
Chandler	Jones, S.	Schroder
Connick	Kleckley	Simon
Cortez	LaBruzzo	Smiley
Dixon	LaFonta	Smith, G.
Doerge	Lambert	Smith, J.
Dove	LeBas	Smith, P.
Edwards	Leger	Stiaes
Ernst	Ligi	Talbot
Fannin	Little	Waddell
Foil	Lopinto	White
Franklin	McVea	Williams
Gallot	Mills	Willmott
Geymann	Monica	Wooton
Gisclair	Montoucet	
Total - 86		

NAYS

Total - 0

ABSENT

Badon, A.	Cromer	Johnson
Billiot	Danahay	Katz
Burford	Downs	Landry
Burns, H.	Ellington	St. Germain
Champagne	Guinn	Templet
Chaney	Hoffmann	Thibaut
Total - 18		

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

HOUSE BILL NO. 187—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:3973(2)(b)(iii) and (iv), relative to the creation of Type 3 and Type 4 charter schools; to provide relative to the approval by certain persons of a proposal to create a Type 3 or Type 4 charter school by means of converting a preexisting public school; to provide relative to attendance at such schools; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 187 by Representative Patricia Smith

AMENDMENT NO. 1

On page 2, at the beginning of line 23, delete "granting the charter"

Rep. Patricia Smith 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	Mills
Abramson	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Gisclair	Norton
Arnold	Greene	Pearson
Aubert	Guillory	Perry
Badon, A.	Guinn	Peterson
Badon, B.	Hardy	Pope
Baldone	Harrison	Pugh
Barras	Hazel	Richard
Barrow	Henderson	Richardson
Billiot	Henry	Richmond
Brossett	Hill	Ritchie
Burns, H.	Hines	Robideaux
Burns, T.	Honey	Roy
Burrell	Howard	Schroder
Carmody	Hutter	Simon
Carter	Jackson G.	Smiley
Champagne	Jackson M.	Smith, G.
Chandler	Johnson	Smith, J.
Connick	Jones, R.	Smith, P.
Cortez	Jones, S.	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Lambert	Thibaut
Doerge	LeBas	Waddell
Dove	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Fannin	McVea	
Total - 92		

NAYS

Total - 0

ABSENT

Burford	Hoffmann	Morris
Chaney	Katz	Nowlin
Downs	Kleckley	Ponti
Geymann	Landry	Templet
Total - 12		

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

HOUSE BILL NO. 351—
BY REPRESENTATIVE RICHARDSON
AN ACT

To amend and reenact R.S. 40:1730.35(C), and to enact R.S. 40:1730.24(C), relative to building code enforcement; to provide for the documentation of compliance with the energy efficiency provisions of the state uniform construction code; to

establish a period of validity for provisional certificates of registration; to provide for certificates of registration for building code enforcement officers with ten years of experience; 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. 351 by Representative Richardson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:1730.35(C)," delete "and to enact R.S. 40:1730.24(C),"

AMENDMENT NO. 2

On page 1, delete lines 3 and 4, and insert "building code enforcement; to establish a"

AMENDMENT NO. 3

On page 1, line 9, delete "and R.S."

AMENDMENT NO. 4

On page 1, line 10, delete "40:1730.24(C) is hereby enacted"

AMENDMENT NO. 5

On page 1, delete lines 11 through 20

AMENDMENT NO. 6

On page 2, delete lines 1 through 4

Rep. Richardson 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	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Honey	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Kleckley	Smith, P.

Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	LeBas	Templet
Edwards	Leger	Thibaut
Ellington	Ligi	Waddell
Ernst	Little	White
Fannin	Lopinto	Williams
Foil	McVea	Willmott
Total - 96		

NAYS

Total - 0

ABSENT

Chaney	Hoffmann	Ponti
Cromer	Katz	Wooton
Downs	Landry	
Total - 8		

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

HOUSE BILL NO. 570—

BY REPRESENTATIVES HOFFMANN, HENRY BURNS, CHAMPAGNE, CORTEZ, DOVE, FOIL, LITTLE, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, AND THIBAUT AND SENATORS APPEL, CROWE, DUPLESSIS, KOSTELKA, MICHOT, SMITH, AND WALSWORTH

AN ACT

To enact R.S. 17:81(Q) and 3996(B)(21), to require the governing authority of a public elementary or secondary school to formulate, develop, adopt, and implement policies, procedures, and practices applicable to school employees relative to electronic communications by an employee at a school to a student at that school; to provide policy guidelines and requirements; to provide limitations and exceptions; to provide that the occurrence of certain electronic communications be reported by the school employee; to provide for immunity from civil liability; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Hoffmann gave notice of his intention to call House Bill No. 570 from the calendar on Thursday, June 18, 2009.

HOUSE BILL NO. 624—

BY REPRESENTATIVES GIROD JACKSON, BOBBY BADON, HENRY BURNS, GISCLAIR, GUINN, LAMBERT, MONTOUCET, AND ST. GERMAIN

AN ACT

To enact R.S. 3:4674.1, relative to biodiesel fuel manufacturing; to provide for collection and use of waste fats, oils, and grease; to provide for monitoring; to provide for notices; and to provide for related matters.

Read by title.

Motion

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

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HOUSE BILL NO. 649—

BY REPRESENTATIVES MONTUCET, BOBBY BADON, BARRAS, DOERGE, GALLOT, GISCLAIR, LAFONTA, MILLS, RICHARD, AND THIBAUT AND SENATORS DUPRE, B. GAUTREAU, GUILLORY, HEBERT, AND MURRAY

AN ACT

To enact R.S. 11:546 and R.S. 15:574.4.2, relative to the Louisiana State Employees' Retirement System; to provide for a probation and parole processing fee; to create a fund for the deposit of funds generated by such fees; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Reengrossed House Bill No. 649 by Representative Montoucet

AMENDMENT NO. 1

On page 2, line 19, after "assessed" insert "for each case file existing on June 30, 2009, and"

AMENDMENT NO. 2

On page 2, line 20 delete "after June 30, 2009," and insert in lieu thereof "thereafter"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. Speaker, Foil, McVea; Abramson, Franklin, Monica; Anders, Gallot, Montoucet; Armes, Geymann, Morris; Arnold, Gisclair, Norton; Aubert, Guillory, Nowlin; Badon, B., Guinn, Pearson; Baldone, Harrison, Perry; Barras, Hazel, Pugh; Barrow, Henderson, Richard; Billiot, Henry, Richardson; Brossett, Hill, Richmond; Burns, H., Hines, Ritchie; Burns, T., Honey, Robideaux; Burrell, Howard, Roy; Carmody, Hutter, Schroder; Carter, Jackson G., Smith, G.; Champagne, Jackson M., Smith, P.; Chandler, Johnson, St. Germain; Connick, Jones, S., Stiaes; Cortez, Kleckley, Talbot; Danahay, LaBruzzo, Templet; Dixon, LaFonta, Thibaut; Doerge, Lambert, Waddell; Dove, LeBas, White; Edwards, Leger, Williams; Ellington, Ligi, Willmott; Ernst, Little, Wooton; Fannin, Lopinto; Total - 86

NAYS

Table listing names of members who voted 'NAYS': Simon, Smiley; Total - 2

ABSENT

Table listing names of absent members: Badon, A., Hardy, Peterson; Burford, Hoffmann, Ponti; Chaney, Jones, R., Pope; Cromer, Katz, Smith, J.; Downs, Landry; Greene, Mills; Total - 16

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

HOUSE BILL NO. 718—

BY REPRESENTATIVE HENRY BURNS

AN ACT

To enact R.S. 38:214.1, relative to drainage systems; to authorize governing authorities to adopt ordinances with respect to blocking of drainage systems 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 Transportation, Highways and Public Works to Engrossed House Bill No. 718 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 10, delete "permit" and insert "place or authorize the placement of"

AMENDMENT NO. 2

On page 1, line 11, delete "to remain"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Shaw to Engrossed House Bill No. 718 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, delete line 7, and insert the following:

"§214.1. Prohibiting interference with drainage systems; ordinances authorized"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS': Mr. Speaker, Geymann, Norton; Abramson, Gisclair, Nowlin; Anders, Greene, Pearson; Armes, Guinn, Perry; Arnold, Hardy, Peterson; Aubert, Hazel, Ponti; Badon, A., Henderson, Pope; Badon, B., Henry, Pugh

Baldone	Hill	Richard
Barras	Hines	Richardson
Barrow	Honey	Richmond
Brossett	Howard	Ritchie
Burford	Hutter	Robideaux
Burns, H.	Jackson G.	Roy
Burns, T.	Jackson M.	Schroder
Burrell	Johnson	Simon
Carmody	Jones, R.	Smiley
Carter	Jones, S.	Smith, G.
Champagne	Kleckley	Smith, J.
Chandler	LaBruzzo	Smith, P.
Cortez	LaFonta	St. Germain
Danahay	Lambert	Stiaes
Dixon	LeBas	Talbot
Doerge	Leger	Templet
Dove	Ligi	Thibaut
Edwards	Little	Waddell
Fannin	McVea	White
Foil	Mills	Williams
Franklin	Monica	Willmott
Gallot	Morris	Wooton

Total - 90

NAYS

Total - 0

ABSENT

Billiot	Ellington	Katz
Chaney	Ernst	Landry
Connick	Guillory	Lopinto
Cromer	Harrison	Montoucet
Downs	Hoffmann	

Total - 14

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

HOUSE BILL NO. 624—

BY REPRESENTATIVES GIROD JACKSON, BOBBY BADON, HENRY BURNS, GISCLAIR, GUINN, LAMBERT, MONTOUCET, AND ST. GERMAIN

AN ACT

To enact R.S. 3:4674.1, relative to biodiesel fuel manufacturing; to provide for collection and use of waste fats, oils, and grease; to provide for monitoring; to provide for notices; and to provide for related matters.

Called from the calendar.

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. 624 by Representative Girod Jackson

AMENDMENT NO. 1

On page 2, line 20, following "Association" delete ", Inc"

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

Total - 89

NAYS

Total - 0

ABSENT

Anders	Geymann	Landry
Arnold	Guillory	Montoucet
Chaney	Hoffmann	Morris
Cromer	Jones, R.	Pugh
Downs	Katz	St. Germain

Total - 15

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

HOUSE BILL NO. 729—

BY REPRESENTATIVES BILLIOT, ST. GERMAIN, ARNOLD, AUBERT, BOBBY BADON, BALDONE, BARRAS, HENRY BURNS, TIM BURNS, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, DIXON, DOERGE, GISCLAIR, GUINN, HARDY, HOFFMANN, HOWARD, MICHAEL JACKSON, JOHNSON, LABRUZZO, LAMBERT, LANDRY, LEBAS, LIGI, MILLS, MONICA, NORTON, PERRY, POPE, PUGH, RICHARD, RICHMOND, RITCHIE, ROY, SCHRODER, SIMON, GARY SMITH, PATRICIA SMITH, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON

AN ACT

To amend and reenact R.S. 22:347(A)(1) and R.S. 23:1036(A), (C)(1) and (3), (E), and (H), to enact R.S. 23:1036(C)(4) and (L), and to repeal R.S. 23:1036(D)(3), (F), (G), and (J), relative to workers' compensation for firefighters; to provide for the disposition of tax money for the state fire marshal; to require workers' compensation coverage for volunteer firefighters; to provide relative to medical benefits payable; to provide for burial expenses; to require fire companies to furnish certain documents to the fire marshal; 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 Riser to Reengrossed House Bill No. 729 by Representative Billiot

AMENDMENT NO. 1

On page 1, delete line 2 and insert the following:

"To amend and reenact R.S. 22:347(A)(1), R.S. 23:1036(A), (C)(1) and (3), (E), and (H) and 1209(A)(3) and 1378(A)(1), (2), (3)(a)(introductory paragraph) and (b)(introductory paragraph), and (7)."

AMENDMENT NO. 2

On page 1, line 4 after "compensation" delete "for firefighters"

AMENDMENT NO. 3

On page 1, delete line 5 and insert the following:

"of tax money for the state fire marshal; to provide for the determination of the liability of the Second Injury Fund; to require workers' compensation coverage"

AMENDMENT NO. 4

On page 2, delete line 10 and insert the following:

"Section 2. R.S. 23:1036(A), (C)(1) and (3), (E), and (H) and 1209(A)(3) and 1378(A)(1), (2), (3)(a)(introductory paragraph) and (b)(introductory paragraph), and (7) are hereby amended and"

AMENDMENT NO. 5

On page 5, between lines 6 and 7 insert the following:

"* * *

§1378. Determination of liability of fund

A. An employer operating under the provisions of this Chapter who knowingly employs or knowingly retains in his employment an employee who has a permanent partial disability, as defined in Subsection F of this Section, shall be reimbursed from the Second Injury Fund as follows:

(1)(a) For injuries occurring before July 1, 2004, and on or after July 1, 2009 2011, if an employee who has a permanent partial disability incurs a subsequent injury arising out of and in the course of his employment resulting in liability for disability due to the merger of the subsequent injury with the preexisting permanent partial disability, the employer or, if insured, his insurer, in the first instance, shall pay all compensation provided in this Chapter, but the employer or, if insured, his insurer thereafter shall be reimbursed from the Second Injury Fund for all weekly compensation payments payable after the first one hundred four weeks of payments. Such payments shall be reimbursed provided they are submitted to the board within one year of the approval for reimbursement or within one year of the payment of such weekly compensation payments, whichever occurs later.

(b) For injuries occurring on or after July 1, 2004, and before July 1, 2009 2011, if an employee who has a permanent partial disability incurs a subsequent injury arising out of and in the course of his employment resulting in liability for disability due to the merger of the subsequent injury with the preexisting permanent partial disability, the employer or, if insured, his insurer thereafter shall be reimbursed from the Second Injury Fund for all weekly compensation payments payable after the first one hundred thirty weeks of payments. Such payments shall be reimbursed provided

they are submitted to the board within one year of the approval for reimbursement or within one year of the payment of such weekly compensation payments, whichever occurs later.

(2)(a) For injuries occurring before July 1, 2004, and on or after July 1, 2009 2011, if an employer becomes liable for the payment of death benefits under the provisions of this Chapter, said employer or, if insured, his insurer shall be entitled to reimbursement from the workers' compensation Second Injury Fund for all death benefit payments payable after the first one hundred seventy-five weeks of payments, provided that death benefits are actually paid by said employer or his insurer under the provisions of this Chapter, and provided that the deceased employee of the employer died as a result of a combination of a preexisting permanent partial disability and a subsequent compensable injury or the employee's death would not have occurred but for the preexisting permanent partial disability. Such payments shall be reimbursed provided they are submitted to the board within one year of the approval for reimbursement or within one year of the payment of such death benefits, whichever occurs later.

(b) For injuries occurring on or after July 1, 2004, and before July 1, 2009 2011, if an employer becomes liable for the payment of death benefits under the provisions of this Chapter, said employer or, if insured, his insurer shall be entitled to reimbursement from the workers' compensation Second Injury Fund for all death benefit payments payable after the first one hundred thirty weeks of payments, provided that death benefits are actually paid by the employer or his insurer under the provisions of this Chapter, and provided that the deceased employee of the employer died as a result of a combination of a preexisting permanent partial disability and a subsequent compensable injury or the employee's death would not have occurred but for the preexisting permanent partial disability. Such payments shall be reimbursed provided they are submitted to the board within one year of the approval for reimbursement or within one year of the payment of such death benefits, whichever occurs later.

(3)(a) For injuries occurring before July 1, 2004, and on or after July 1, 2009 2011, if an employee who has a permanent partial disability incurs a subsequent injury arising out of and in the course of his employment resulting in liability for disability due to the merger of the subsequent injury with the preexisting permanent partial disability, the employer or, if insured, the insurer shall be reimbursed from the Second Injury Fund for medical expenses actually paid and payable in accordance with R.S. 23:1203 as follows:

* * *

(b) For injuries occurring on or after July 1, 2004, and before July 1, 2009 2011, if an employee who has a permanent partial disability incurs a subsequent injury arising out of and in the course of his employment resulting in liability for disability due to the merger of the subsequent injury with the preexisting permanent partial disability, the employer or, if insured, the insurer shall be reimbursed from the Second Injury Fund for medical expenses actually paid and payable in accordance with R.S. 23:1203 as follows:

* * *

(7) Upon the board's approval of a claim for reimbursement, and on an annual basis thereafter, the insurer shall report to the board an estimate of the future medical and indemnity liability to the injured employee on a form promulgated by the director. The report shall be submitted to the board each year at the same time the annual report required by R.S. 23:1291.1 is submitted to the office of workers' compensation administration.

(a) For injuries occurring before July 1, 2004, and on or after July 1, ~~2009~~ 2011, upon the board's approval of a claim for reimbursement, the insurer shall immediately certify to the board that the medical reserve has been reduced to no more than seven thousand five hundred dollars, and the weekly disability benefits (indemnity) reserve does not exceed one hundred four weeks of indemnity. In the event of a death claim, the weekly benefits reserve will be no more than one hundred seventy-five weeks. No reimbursement will be made to the insurer unless such insurer complies with the provisions of this Paragraph. The Louisiana Insurance Guaranty Association shall be entitled to reimbursement, but only to the extent of the proportion of the Second Injury Fund assessment paid by insurance companies.

(b) For injuries occurring on or after July 1, 2004, and before July 1, ~~2009~~ 2011, upon the board's approval of a claim for reimbursement, the insurer shall immediately certify to the board that the medical reserve has been reduced to no more than twenty-five thousand dollars, and the weekly disability benefits (indemnity) reserve does not exceed one hundred thirty weeks of indemnity. In the event of a death claim, the weekly benefits reserve will be no more than one hundred thirty weeks. No reimbursement will be made to the insurer unless such insurer complies with the provisions of this Paragraph. The Louisiana Insurance Guaranty Association shall be entitled to reimbursement, but only to the extent of the proportion of the Second Injury Fund assessment paid by insurance companies.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Abramson	Franklin	Monica
Anders	Gallot	Morris
Armes	Geymann	Norton
Arnold	Gisclair	Nowlin
Aubert	Greene	Pearson
Badon, A.	Guillory	Perry
Badon, B.	Guinn	Peterson
Baldone	Hardy	Pope
Barras	Hazel	Pugh
Barrow	Henderson	Richard
Billiot	Henry	Richardson
Brossett	Hill	Richmond
Burford	Hines	Ritchie
Burns, H.	Honey	Robideaux
Burns, T.	Howard	Roy
Burrell	Hutter	Schroder
Carmody	Jackson G.	Simon
Carter	Jackson M.	Smiley
Champagne	Johnson	Smith, G.
Chandler	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	
Fannin	McVea	
Total - 94		

NAYS

Total - 0

ABSENT

Chaney	Katz	White
Downs	Lambert	Wooton
Harrison	Montoucet	
Hoffmann	Ponti	
Total - 10		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 785—

BY REPRESENTATIVE SAM JONES

AN ACT

To enact Chapter 10-E of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4550.1 through 4550.12, relative to St. Mary Parish; to create and provide for the St. Mary Hydroelectric Authority as a political subdivision within such parish; to provide for the boundaries, governance, and powers and duties of the district; to provide for district funding, including the issuance of bonds and the use of district funds; 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. 785 by Representative Sam Jones

AMENDMENT NO. 1

On page 4, line 8, following "be" change "an" to "a"

AMENDMENT NO. 2

On page 5, line 7, following "of" change "real and personal" to "immovable and movable"

AMENDMENT NO. 3

On page 7, line 10, following "the" change "foregoing powers" to "powers provided in this Section"

AMENDMENT NO. 4

On page 7, line 12, following "all" change "real and personal" to "immovable and movable"

AMENDMENT NO. 5

On page 8, line 27, following "resident" and before "owners" insert "property"

AMENDMENT NO. 6

On page 8, line 28, following "the" and before "owner" insert "property"

AMENDMENT NO. 7

On page 11, line 26, following "insurance" change "moneys" to "monies"

AMENDMENT NO. 8

On page 12, line 7, following "outstanding" and before "it" change "hereunder" to "under this Section"

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AMENDMENT NO. 9

On page 14, line 28, following "expressly" change "so made" to "made"

AMENDMENT NO. 10

On page 15, line 9, following "board" change "thereafter" to "held following the audit"

AMENDMENT NO. 11

On page 15, line 13, before "intended" change ". being" to "is"

AMENDMENT NO. 12

On page 15, line 15, change "hereby," to "by this Chapter, and"

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

Total - 92

NAYS

Total - 0

ABSENT

Chaney, Downs, Ellington, Hoffmann, Katz, Kleckley, Lambart, Ligi, Pugh, Richmond, St. Germain, White

Total - 12

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

HOUSE BILL NO. 891 (Substitute for House Bill No. 799 by Representative Michael Jackson) BY REPRESENTATIVE MICHAEL JACKSON AN ACT

To amend and reenact R.S. 23:1538(A), relative to unemployment compensation; to provide for penalties to an employer for failure to file a payroll report; 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. 891 by Representative Michael Jackson

AMENDMENT NO. 1

On page 2, between lines 15 and 16, insert " * * * "

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Chaney	Katz	Ligi
Downs	Lambert	Simon
Hoffmann	Leger	
Total - 8		

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. Gary Smith, the rules were suspended in order to take up and consider Senate Bills and Joint Resolutions on Third Reading and Final Passage at this time.

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

SENATE BILL NO. 20—
BY SENATORS CHAISSON AND THOMPSON
AN ACT

To repeal R.S. 11:1601(3)(b), relative to district attorneys; to provide for eligibility into the District Attorneys' Retirement System; to remove certain prohibitions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith to Reengrossed Senate Bill No. 20 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 7, delete "in its entirety"

AMENDMENT NO. 2

On page 1, line 10, after "system" change "the" to "any"

On motion of Rep. Gary Smith, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith to Reengrossed Senate Bill No. 20 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 10, after "system" and before "contributions" change "the" to "any"

On motion of Rep. Gary Smith, the amendments were adopted.

Motion

On motion of Rep. Gary Smith, the bill, as amended, was returned to the calendar.

SENATE BILL NO. 43—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9108(E) and to enact R.S. 33:9106.2(D), relative to the Orleans Parish Communication District; to provide for an extension of the special fixed rate emergency telephone service charge; to provide relative to reestablishing the original charge; and to provide for related matters.

Read by title.

Rep. Brossett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Mills
Anders	Gallot	Montoucet
Arnold	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Peterson
Barras	Harrison	Ponti
Barrow	Hazel	Pope
Billiot	Henderson	Pugh
Brossett	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	Smith, J.
Chandler	Jones, R.	Smith, P.
Connick	Jones, S.	St. Germain
Cortez	Kleckley	Stiaes
Cromer	LaBruzzo	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Thibaut
Dove	Landry	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Total - 90		

NAYS

Smiley
Total - 1

ABSENT

Armes	Henry	Morris
Chaney	Hoffmann	Simon
Doerge	Katz	Smith, G.
Downs	LeBas	
Geymann	Monica	
Total - 13		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 49—

BY SENATOR ERDEY

AN ACT

To enact R.S. 13:2575.3, relative to administrative adjudication for code and ordinance violations; to provide for procedures for Livingston Parish; and to provide for related matters.

Read by title.

Rep. Pope moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edwards	Lopinto
Abramson	Ellington	McVea
Anders	Fannin	Mills
Armes	Foil	Norton
Arnold	Franklin	Nowlin
Aubert	Gallot	Peterson
Badon, A.	Geymann	Ponti
Badon, B.	Gisclair	Pope
Baldone	Greene	Pugh
Barras	Guillory	Richard
Barrow	Hardy	Richardson
Billiot	Hazel	Richmond
Brossett	Hill	Ritchie
Burford	Hines	Robideaux
Burns, H.	Honey	Roy
Burrell	Howard	Schroder
Carmody	Jackson G.	Simon
Carter	Jackson M.	Smith, J.
Champagne	Johnson	St. Germain
Chandler	Jones, R.	Stiaes
Connick	Jones, S.	Talbot
Cortez	LaFonta	Thibaut
Cromer	Lambert	Waddell
Danahay	Landry	White
Dixon	LeBas	Williams
Doerge	Leger	Willmott
Dove	Ligi	Wooton

Total - 81

NAYS

Total - 0

ABSENT

Burns, T.	Hoffmann	Morris
Chaney	Hutter	Pearson
Downs	Katz	Perry
Ernst	Kleckley	Smiley
Guinn	LaBruzzo	Smith, G.
Harrison	Little	Smith, P.
Henderson	Monica	Templet
Henry	Montoucet	

Total - 23

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 57—

BY SENATORS B. GAUTREAUX AND NEVERS

AN ACT

To amend and reenact R.S. 11:62(10), 1307(E), and 1335(B), to enact R.S. 11:1312.1, and to repeal R.S. 11:1307(C) and 1312, relative to the State Police Pension and Retirement System; to

create the Back-Deferred Retirement Option Program; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for effective dates; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 117—

BY SENATOR ERDEY

AN ACT

To enact R.S. 33:3887.3, relative to sewerage districts; to authorize an increase in per diem payable to board members of the Livingston Parish Sewer District No. 2; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Norton
Abramson	Gisclair	Nowlin
Anders	Greene	Perry
Aubert	Guillory	Peterson
Badon, A.	Hardy	Ponti
Badon, B.	Hazel	Pope
Baldone	Henderson	Pugh
Barras	Hill	Richard
Barrow	Hines	Richardson
Brossett	Honey	Richmond
Burford	Howard	Ritchie
Burns, T.	Hutter	Robideaux
Burrell	Jackson G.	Roy
Carmody	Jackson M.	Simon
Carter	Johnson	Smith, G.
Champagne	Jones, R.	Smith, J.
Chandler	Jones, S.	Smith, P.
Connick	LaFonta	St. Germain
Cortez	Lambert	Stiaes
Cromer	Landry	Talbot
Danahay	LeBas	Templet
Dixon	Leger	Thibaut
Doerge	Ligi	Waddell
Edwards	Little	White
Fannin	Lopinto	Williams
Foil	McVea	Willmott
Franklin	Mills	Wooton

Total - 81

NAYS

Total - 0

ABSENT

Armes	Ernst	LaBruzzo
Arnold	Geymann	Monica
Billiot	Guinn	Montoucet
Burns, H.	Harrison	Morris
Chaney	Henry	Pearson
Dove	Hoffmann	Schroder
Downs	Katz	Smiley
Ellington	Kleckley	

Total - 23

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 118—
BY SENATOR ERDEY

AN ACT

To enact R.S. 33:3887.3, relative to sewerage districts; to authorize an increase in per diem payable to board members of the Livingston Parish Sewer District No. 1; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Little
Abramson	Foil	Lopinto
Anders	Franklin	McVea
Arnold	Gallot	Mills
Aubert	Geymann	Norton
Badon, A.	Gisclair	Nowlin
Badon, B.	Greene	Perry
Baldone	Guillory	Peterson
Barras	Hardy	Ponti
Barrow	Harrison	Pope
Billiot	Hazel	Pugh
Brossett	Henderson	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Simon
Carmody	Hutter	Smith, J.
Carter	Jackson G.	St. Germain
Champagne	Jackson M.	Stiaes
Chandler	Johnson	Talbot
Connick	Jones, R.	Thibaut
Cromer	Jones, S.	Waddell
Danahay	LaBruzzo	White
Dixon	LaFonta	Williams
Doerge	Lambert	Willmott
Dove	Landry	Wooton
Edwards	Leger	
Total - 80		

NAYS

Total - 0

ABSENT

Armes	Hoffmann	Pearson
Chaney	Katz	Robideaux
Cortez	Kleckley	Roy
Downs	LeBas	Schroder
Ellington	Ligi	Smiley
Ernst	Monica	Smith, G.
Guinn	Montoucet	Smith, P.
Henry	Morris	Templet
Total - 24		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 119—
BY SENATOR ERDEY

AN ACT

To enact R.S. 33:4564.7, relative to the Livingston Parish Recreation District No. 3; to increase the per diem of the board of commissioners; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Little
Abramson	Fannin	Lopinto
Anders	Foil	McVea
Arnold	Franklin	Mills
Aubert	Gallot	Norton
Badon, A.	Gisclair	Nowlin
Badon, B.	Greene	Perry
Baldone	Guillory	Peterson
Barras	Hardy	Ponti
Barrow	Harrison	Pope
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Hill	Richmond
Burns, H.	Hines	Ritchie
Burns, T.	Honey	Robideaux
Burrell	Howard	Schroder
Carmody	Hutter	Smith, J.
Carter	Jackson G.	Smith, P.
Champagne	Jackson M.	St. Germain
Chandler	Jones, R.	Stiaes
Connick	Jones, S.	Talbot
Cortez	Kleckley	Thibaut
Cromer	LaBruzzo	Waddell
Danahay	LaFonta	White
Doerge	Landry	Williams
Dove	LeBas	Willmott
Edwards	Leger	
Total - 80		

NAYS

Total - 0

ABSENT

Armes	Hoffmann	Pearson
Chaney	Johnson	Pugh
Dixon	Katz	Roy
Downs	Lambert	Simon
Ernst	Ligi	Smiley
Geymann	Monica	Smith, G.
Guinn	Montoucet	Templet
Henry	Morris	Wooton
Total - 24		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 121—
BY SENATOR LONG

AN ACT

To enact R.S. 11:609, relative to retired peace officers; to allow officers to purchase their firearms upon retirement; to provide for criteria; and to provide for related matters.

Read by title.

Rep. Howard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 84

NAYS

Total - 0

ABSENT

Chandler	Greene	Kleckley
Chaney	Guinn	Morris
Cromer	Hardy	Ponti
Downs	Henry	Roy
Ernst	Hill	Smiley
Fannin	Hoffmann	Templet
Geymann	Katz	

Total - 20

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 124—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 11:3719(A) and 3720, and to repeal R.S. 11:3731(E), relative to the police pension fund for the city of Shreveport; to provide for authority of the board of trustees; to provide relative to the board's authority to invest the pension fund's assets; to allow the board to award benefit increases under certain circumstances; to repeal the requirement that the city use excess proceeds for expenses other than payment of pension fund liabilities; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Burrell moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Gisclair	Norton
Arnold	Guillory	Nowlin
Aubert	Guinn	Peterson
Badon, B.	Harrison	Pope
Baldone	Hazel	Pugh
Barras	Henderson	Richard
Barrow	Hill	Richardson
Billiot	Hines	Richmond
Brossett	Honey	Ritchie
Burford	Howard	Schroder
Burns, H.	Hutter	Simon
Burns, T.	Jackson G.	Smith, G.
Burrell	Johnson	Smith, J.
Carmody	Jones, R.	St. Germain
Carter	Jones, S.	Stiaes
Champagne	LaBruzzo	Talbot
Connick	LaFonta	Thibaut
Danahay	Lambert	Waddell
Doerge	LeBas	White
Dove	Leger	Willmott
Edwards	Little	Wooton
Ellington	Lopinto	

Total - 74

NAYS

Total - 0

ABSENT

Badon, A.	Greene	Morris
Chandler	Hardy	Pearson
Chaney	Henry	Perry
Cortez	Hoffmann	Ponti
Cromer	Jackson M.	Robideaux
Dixon	Katz	Roy
Downs	Kleckley	Smiley
Ernst	Landry	Smith, P.
Fannin	Ligi	Templet
Geymann	Mills	Williams

Total - 30

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 150—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 33:9091.1(F)(2)(a), relative to the Lakeview Crime Prevention District; to expand the application of parcel fees to all parcels within the district, subject to voter approval; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 217—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 33:4067(B), relative to the Cameron Parish Water and Wastewater Board for District No.1; to decrease the membership of the board of commissioners; and to provide for related matters.

Read by title.

Rep. Perry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

NAYS

Total - 0

ABSENT

Chaney	Greene	Roy
Cromer	Henry	Smiley
Dixon	Hoffmann	Smith, P.
Downs	Jackson M.	Templet
Ernst	Katz	Williams
Geymann	Ponti	

Total - 17

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 240—
BY SENATOR MOUNT

AN ACT

To enact R.S. 33:3811.2 and 3812(H), relative to Calcasieu Parish; to provide for the creation of waterworks districts and subdistricts; to provide for the expansion of the board of waterworks districts and subdistricts; and to provide for related matters.

Read by title.

Rep. Danahay moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Total - 0

ABSENT

Billiot	Harrison	Perry
Chaney	Henry	Roy
Downs	Hoffmann	Smiley
Ernst	Katz	Williams

Total - 12

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 262—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 40:531(E) and to repeal Section 2 and Section 3 of Act No. 874 of the 2008 Regular Session of the Legislature, relative to commissioners of local housing authority; to remove requirement of landlord commissioner; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 264—

BY SENATORS KOSTELKA, MORRELL, B. GAUTREUX, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHEEK, DORSEY, DUPLESSIS, DUPRE, ERDEY, GRAY EVANS, HEBERT, HEITMEIER, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS, QUINN, RISER, SMITH, THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 11:2175.1, relative to the authority of the board of trustees of the Sheriffs' Pension and Relief Fund; relative to employer contributions; to establish a funding deposit account; to provide for an effective date; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Chaney	Henry	Perry
Danahay	Hill	Schroder
Downs	Hoffmann	Simon
Ernst	Katz	Smiley
Greene	Morris	
Hardy	Pearson	
Total - 16		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 284—
BY SENATOR HEBERT

AN ACT

To enact R.S. 26:74(E), relative to local license and permit fees; to provide for wholesaler of beverages of high alcoholic content; to provide for restrictions; and to provide for related matters.

Read by title.

Motion

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

Speaker Tucker in the Chair

SENATE BILL NO. 303—

BY SENATORS RISER, THOMPSON AND WALSWORTH AND REPRESENTATIVE PONTI

AN ACT

To enact R.S. 23:1203.1, relative to medical treatment in workers' compensation matters; to provide for definitions; to provide a process for adoption of a medical treatment schedule for use in making medical treatment decisions in workers' compensation matters; to provide for the promulgation of rules; to provide that the schedule shall be based on certain guidelines; to provide for appointment of a medical advisory council to be chosen by the director of the office of workers' compensation administration; to provide regarding the membership of such a council; to provide with respect to time frame for authorization of medical services; to provide relative to disputes as to recommended care that varies from the medical treatment schedule; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Reengrossed Senate Bill No. 303 by Senator Riser

AMENDMENT NO. 1

On page 6, after line 8, insert the following:

"Section 2. If House Bill No. 841 of this 2009 Regular Session of the legislature is enacted and becomes law, the provisions of that Act amending R.S. 23:1472(4) and enacting R.S. 23:1600.1 and 1602(4) are hereby declared null and shall not be given effect. Any official upon whom the referenced provisions of law as contained in that Act impose any duty is hereby directed and instructed to give no effect to the provisions thereof and perform no act with regard thereto. This Section supersedes the referenced provisions notwithstanding the timing of final passage of this Act and that Act.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

Point of Order

Rep. Hines asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Motion

Rep. Pugh moved the previous question be ordered on the amendment.

Rep. Barrow objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Nowlin
Burford	Greene	Pearson
Burns, H.	Guinn	Perry
Burns, T.	Harrison	Ponti
Carmody	Henry	Pope
Carter	Hill	Pugh
Champagne	Hoffmann	Richard
Chandler	Howard	Richardson
Chaney	Katz	Robideaux
Connick	Kleckley	Schroder
Cromer	LaBruzzo	Simon
Danahay	Lambert	Smiley
Doerge	Landry	Smith, J.
Dove	Ligi	Talbot
Downs	Little	Templet
Ellington	Lopinto	Waddell
Ernst	McVea	White
Fannin	Monica	Willmott
Foil	Morris	
Total - 56		

NAYS

Abramson	Franklin	Mills
Anders	Gallot	Montoucet
Armes	Gisclair	Norton
Arnold	Hardy	Peterson
Aubert	Henderson	Richmond
Badon, A.	Hines	Ritchie
Badon, B.	Honey	Smith, G.
Barras	Jackson G.	Smith, P.
Barrow	Jackson M.	St. Germain
Billiot	Johnson	Stiaes
Brossett	Jones, R.	Thibaut
Burrell	Jones, S.	Williams
Cortez	LaFonta	Wooton
Dixon	LeBas	
Edwards	Leger	
Total - 43		

ABSENT

Baldone	Hazel	Roy
Guillory	Hutter	
Total - 5		

The House agreed to order the previous question on the amendments.

Rep. Ponti moved the adoption of the amendments.

Rep. Richard objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Nowlin
Badon, B.	Geymann	Pearson
Barras	Greene	Perry
Burford	Guinn	Ponti
Burns, H.	Harrison	Pope
Burns, T.	Hazel	Pugh
Carmody	Henry	Richard
Carter	Hoffmann	Richardson
Champagne	Howard	Robideaux
Chandler	Hutter	Schroder
Chaney	Katz	Simon
Connick	Kleckley	Smiley
Cortez	LaBruzzo	Smith, J.
Cromer	Lambert	Talbot
Danahay	Landry	Templet
Doerge	Ligi	Thibaut
Dove	Little	Waddell
Downs	Lopinto	White
Ellington	McVea	Willmott
Ernst	Monica	Wooton
Fannin	Morris	
Total - 62		

NAYS

Abramson	Gallot	LeBas
Anders	Gisclair	Leger
Armes	Hardy	Mills
Arnold	Henderson	Montoucet
Aubert	Hill	Norton
Badon, A.	Hines	Peterson
Barrow	Honey	Richmond
Billiot	Jackson G.	Ritchie
Brossett	Jackson M.	Smith, G.
Burrell	Johnson	Smith, P.
Dixon	Jones, R.	St. Germain
Edwards	Jones, S.	Stiaes
Franklin	LaFonta	Williams
Total - 39		

ABSENT

Baldone	Guillory	Roy
Total - 3		

The amendments were adopted.

Motion

Rep. Edwards moved that the bill, as amended, be returned to the calendar pending the attachment of a fiscal note.

Rep. Ponti objected.

Point of Order

Rep. Gallot asked for a ruling from the Chair as to whether House Rule 7.16 requires the Speaker to return the bill to the calendar pending the attachment of a fiscal note.

Ruling of the Chair

The Chair ruled that House Rule 7.16 provides that it is the prerogative of the House to determine whether the bill be returned to the calendar pending the attachment of a fiscal note.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	LeBas
Anders	Gallot	Leger
Armes	Hardy	Mills
Arnold	Henderson	Norton
Aubert	Hill	Peterson
Badon, A.	Hines	Richard
Barrow	Honey	Richmond
Billiot	Jackson G.	Ritchie
Brossett	Jackson M.	Smith, G.
Burrell	Johnson	Smith, P.
Dixon	Jones, R.	Stiaes
Doerge	Jones, S.	Thibaut
Edwards	LaFonta	Williams
Total - 39		

NAYS

Mr. Speaker	Geymann	Monica
Badon, B.	Gisclair	Morris
Barras	Greene	Nowlin
Burford	Guillory	Pearson
Burns, H.	Guinn	Perry
Burns, T.	Harrison	Ponti
Carmody	Hazel	Pope
Carter	Henry	Pugh
Champagne	Hoffmann	Richardson
Chandler	Howard	Robideaux
Chaney	Hutter	Schroder
Connick	Katz	Smiley
Cortez	Kleckley	Smith, J.
Cromer	LaBruzzo	Talbot
Danahay	Lambert	Templet
Dove	Landry	Waddell
Downs	Ligi	White
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	
Total - 59		

ABSENT

Baldone	Montoucet	Simon
Ernst	Roy	St. Germain
Total - 6		

The House refused to return the bill to the calendar pending the attachment of a fiscal note.

Consent to Correct a Vote Record

Rep. Norton requested the House consent to record her vote on the motion to return Senate Bill No. 303 to the calendar pending the attachment of a fiscal note as yea, which consent was unanimously granted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hardy to Reengrossed Senate Bill No. 303 by Senator Riser

AMENDMENT NO. 1

In House Floor Amendment No. 1 proposed by Representative Ponti and adopted by the House on June 17, 2009, on page 1, line 3, after "Section 2." insert "(A)"

AMENDMENT NO. 2

In House Floor Amendment No. 1 proposed by Representative Ponti and adopted by the House on June 17, 2009, on page 1, between lines 11 and 12, insert the following:

"(B) This Section shall have no effect unless prior to final adoption in the House of Representatives a current fiscal note is prepared and made available to the members of the House of Representatives."

Rep. Hardy moved the adoption of the amendments.

Rep. Ponti objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Edwards	Leger
Anders	Franklin	Mills
Armes	Gallot	Montoucet
Arnold	Hardy	Norton
Aubert	Henderson	Peterson
Badon, A.	Hill	Richmond
Badon, B.	Hines	Ritchie
Baldone	Honey	Roy
Barrow	Jackson G.	Smith, G.
Billiot	Jackson M.	Smith, P.
Brossett	Johnson	St. Germain
Burrell	Jones, R.	Stiaes
Dixon	Jones, S.	Thibaut
Doerge	LaFonta	Williams
Total - 42		

NAYS

Mr. Speaker	Gisclair	Morris
Barras	Greene	Nowlin
Burford	Guillory	Pearson
Burns, H.	Guinn	Perry
Burns, T.	Harrison	Ponti
Carmody	Hazel	Pope
Carter	Henry	Pugh
Champagne	Hoffmann	Richard
Chandler	Howard	Richardson
Chaney	Hutter	Robideaux
Connick	Katz	Schroder
Cortez	Kleckley	Simon
Cromer	LaBruzzo	Smiley
Danahay	Lambert	Smith, J.
Dove	Landry	Talbot
Downs	LeBas	Templet
Ellington	Ligi	Waddell

Ernst	Little	White
Fannin	Lopinto	Willmott
Foil	McVea	Wooton
Geymann	Monica	
Total - 62		

ABSENT

Total - 0

The amendments were rejected.

Consent to Correct a Vote Record

Rep. Downs requested the House consent to record his vote on adoption of the amendments proposed by Representative Hardy to Reengrossed Senate Bill No. 303 as nay, which consent was unanimously granted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Abramson	Geymann	Monica
Badon, B.	Gisclair	Morris
Baldone	Greene	Nowlin
Barras	Guillory	Pearson
Billiot	Guinn	Perry
Burford	Harrison	Ponti
Burns, H.	Hazel	Pope
Burns, T.	Henry	Pugh
Carmody	Hines	Richard
Carter	Hoffmann	Richardson
Champagne	Howard	Robideaux
Chandler	Hutter	Schroder
Chaney	Katz	Simon
Connick	Kleckley	Smiley
Cortez	LaBruzzo	Smith, J.
Cromer	Lambert	Talbot
Danahay	Landry	Templet
Dove	LeBas	Thibaut
Downs	Ligi	Waddell
Ellington	Little	White
Ernst	Lopinto	Willmott
Fannin	McVea	Wooton
Total - 69		

NAYS

Anders	Gallot	Montoucet
Armes	Hardy	Norton
Arnold	Henderson	Peterson
Aubert	Hill	Richmond
Badon, A.	Honey	Ritchie
Barrow	Jackson G.	Roy
Brossett	Jackson M.	Smith, G.
Burrell	Johnson	Smith, P.
Dixon	Jones, R.	St. Germain
Doerge	Jones, S.	Stiaes
Edwards	LaFonta	Williams
Franklin	Leger	
Total - 35		

ABSENT

Total - 0

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 66—

BY SENATOR DUPRE

AN ACT

To enact R.S. 38:329.4, relative to levees; to provide relative to the powers and duties of the North Lafourche Conservation, Levee and Drainage District; to provide relative to bonding and taxing authority of the district; and to provide for related matters.

Read by title.

Rep. Gisclair moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Abramson	Gisclair	Monica
Anders	Greene	Montoucet
Armes	Guillory	Morris
Badon, A.	Guinn	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Peterson
Barrow	Henry	Ponti
Billiot	Hill	Pope
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, T.	Honey	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Robideaux
Carter	Jackson G.	Roy
Chaney	Jones, R.	Schroder
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Doerge	Lambert	Stiaes
Dove	Landry	Talbot
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Foil	Lopinto	Willmott
Franklin	McVea	Wooton
Total - 87		

NAYS

Johnson
Total - 1

ABSENT

Arnold	Fannin	Pugh
Aubert	Geymann	Simon
Burns, H.	Hardy	Smiley
Champagne	Jackson M.	Templet
Chandler	LaFonta	
Dixon	Norton	
Total - 16		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 134—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(b)(ii)(bb) and (3)(c)(ii), relative to public contracts; to provide for the submission of other documentation and information; and to provide for related matters.

Read by title.

Rep. Downs moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Nowlin
Aubert	Guillory	Pearson
Badon, A.	Guinn	Perry
Badon, B.	Harrison	Peterson
Baldone	Hazel	Ponti
Barras	Henry	Pope
Barrow	Hill	Pugh
Billiot	Hines	Richard
Brossett	Hoffmann	Richardson
Burford	Honey	Richmond
Burns, H.	Howard	Ritchie
Burns, T.	Hutter	Robideaux
Burrell	Jackson G.	Roy
Carmody	Jackson M.	Simon
Carter	Johnson	Smiley
Champagne	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	Landry	Thibaut
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Foil	McVea	
Total - 98		

NAYS

Total - 0

ABSENT

Chandler	Hardy	Norton
Fannin	Henderson	Schroder
Total - 6		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 158—

BY SENATOR B. GAUTREUX AND REPRESENTATIVE HILL
AN ACT

To amend and reenact R.S. 36:4(U), R.S. 43:111(A)(9), and R.S. 51:1317, 1318(A) and (D), and 1319(A)(1), (2), (3), (4), and (B)(5), relative to the Louisiana Retirement Development

Commission; to change the name of the commission to the Encore Louisiana Commission; to provide that the commission shall market Louisiana to persons fifty years old and above; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Anders	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Harrison	Perry
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Howard	Ritchie
Burns, T.	Hutter	Robideaux
Burrell	Jackson G.	Roy
Carmody	Johnson	Schroder
Carter	Jones, R.	Simon
Champagne	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.
Connick	Kleckley	Smith, P.
Cortez	LaBruzzo	St. Germain
Cromer	LaFonta	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	White
Downs	Ligi	Williams
Edwards	Little	Willmott
Ellington	Lopinto	Wooton
Ernst	McVea	
Foil	Mills	
Total - 94		

NAYS

Total - 0

ABSENT

Aubert	Hardy	Smiley
Chandler	Honey	Waddell
Fannin	Jackson M.	
Greene	Peterson	
Total - 10		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 168—

BY SENATORS RISER AND B. GAUTREUX
AN ACT

To amend and reenact R.S. 32:295.1(B), relative to seat belts; to provide that all occupants who are thirteen years of age or older shall wear a seat belt in certain vehicles; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 187—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 32:361.2, relative to motor vehicle equipment; to provide relative to medical exemptions from prohibitions on certain window tinting; to provide relative to the contents of an affidavit for such medical exemption; to require certain information; to provide for certain departmental and board actions; to provide for violations; and to provide for related matters.

Read by title.

Rep. Hutter moved the final passage of the bill.

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

Total - 96

NAYS

Total - 0

ABSENT

Aubert	Jackson M.	Norton
Geymann	Lambert	White
Greene	McVea	

Total - 8

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 208—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 38:334(A), relative to levee districts; to provide relative to the Lafourche Basin Levee District; to provide for revenue utilization; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Reengrossed Senate Bill No. 208 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, after "R.S." delete "38:334(A)" and insert "38:291(F)(2)(introductory paragraph) and (f) and 334(A)"

AMENDMENT NO. 2

On page 1, line 3, after "District;" insert "to increase the number of levee commissioners;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S." delete "38:334(A) is" and insert "38:291(F)(2)(introductory paragraph) and (f) and 334(A) are"

AMENDMENT NO. 4

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

"§291. Naming; limits of districts; composition of boards

* * *

F. Lafourche Basin Levee District.

* * *

(2) In accordance with the provisions of R.S. 38:304, the governor shall appoint ~~nine~~ eleven persons from each parish or part of a parish in the district to serve as levee commissioners as follows:

* * *

(f) ~~Three~~ Five members to be appointed from the district at large.

* * *

AMENDMENT NO. 5

On page 1, line 11, change "fifty" to "fifty-seven"

Rep. Lambert moved the adoption of the amendments.

Rep. Harrison objected.

By a vote of 74 yeas and 14 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Total - 0

ABSENT

Aubert	Doerge	Monica
Burford	Greene	Nowlin
Connick	Honey	Peterson
Cromer	McVea	White

Total - 12

The Chair declared the above bill was finally passed.

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

Acting Speaker Greene in the Chair

SENATE BILL NO. 229—
BY SENATOR GRAY EVANS

AN ACT

To amend and reenact R.S. 32:403, the introductory paragraph of 412.1(A), 413(B), and 40:1321(C); to enact R.S. 32:412(J), 412.1(D), and 429(C), relative to motor vehicles; to provide an exemption for the payment of fees and handling charges for state issued driver's licenses and identification cards to children who are in the care, custody, or guardianship of the office of community services; and to provide for related matters.

Read by title.

Rep. Hutter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 98

NAYS

Pugh
Total - 1

ABSENT

Aubert	Lambert	White
Cromer	Smiley	

Total - 5

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 323—
BY SENATOR ADLEY

AN ACT

To enact R.S. 38:291(J), relative to levee districts; to create and provide relative to the North Bossier Levee and Drainage District; to provide for its authority, powers, duties, functions, and responsibilities, including the authority to incur debt and levy ad valorem taxes subject to voter approval; to provide for its board of commissioners and for the nomination and appointment of members to the board; to provide for the transfer of assets; and to provide for related matters.

Read by title.

Rep. Morris moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Aubert	Peterson	Simon
Cromer	Ponti	Smith, P.
Honey	Pugh	Stiaes
Total - 9		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 20—
BY SENATORS CHAISSON AND THOMPSON
AN ACT**

To repeal R.S. 11:1601(3)(b), relative to district attorneys; to provide for eligibility into the District Attorneys' Retirement System; to remove certain prohibitions; and to provide for related matters.

Called from the calendar.

Read by title.

Suspension of the Rules

On motion of Rep. Gary Smith, the rules were suspended to reconsider the vote by which the set of two floor amendments by Rep. Gary Smith to Senate Bill No. 20 was adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Gary Smith to Reengrossed Senate Bill No. 20 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 7, delete "in its entirety"

AMENDMENT NO. 2

On page 1, line 10, after "system" change "the" to "any"

On motion of Rep. Gary Smith, the amendments were withdrawn.

Rep. Gary Smith moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Little
Abramson	Fannin	Lopinto
Anders	Foil	McVea
Arnes	Franklin	Mills
Arnold	Gallot	Monica
Badon, A.	Gisclair	Norton
Badon, B.	Greene	Nowlin
Baldone	Guillory	Pearson
Barras	Guinn	Perry
Barrow	Harrison	Ponti
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Hill	Richmond
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Hutter	Schroder
Carmody	Jackson G.	Smith, G.
Carter	Jackson M.	Smith, J.
Champagne	Johnson	St. Germain
Chandler	Jones, R.	Talbot
Chaney	Jones, S.	Templet
Connick	Katz	Thibaut
Cortez	Kleckley	Waddell
Danahay	LaBruzzo	White
Dixon	LaFonta	Williams
Dove	Lambert	Willmott
Downs	Landry	Wooton
Edwards	Leger	
Ellington	Ligi	
Total - 85		

NAYS

Doerge	Montoucet	Smith, P.
Total - 3		

ABSENT

Aubert	Howard	Roy
Cromer	LeBas	Simon
Geymann	Morris	Smiley
Hardy	Peterson	Stiaes
Henry	Pope	
Honey	Pugh	
Total - 16		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 262—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 40:531(E) and to repeal Section 2 and Section 3 of Act No. 874 of the 2008 Regular Session of the Legislature, relative to commissioners of local housing authority; to remove requirement of landlord commissioner; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Ligi moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Cromer	Lambert	Smiley
Geymann	Ponti	White
Hardy	Pugh	
Jackson G.	Roy	

Total - 10

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 57—
BY SENATORS B. GAUTREAUX AND NEVERS
AN ACT

To amend and reenact R.S. 11:62(10), 1307(E), and 1335(B), to enact R.S. 11:1312.1, and to repeal R.S. 11:1307(C) and 1312, relative to the State Police Pension and Retirement System; to create the Back-Deferred Retirement Option Program; to provide for eligibility, procedures for application, and calculation of benefits of such program; to provide for effective dates; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 57 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 11:1312.1" delete the comma "," and insert "and Part XVII of Chapter 2 of Subtitle IV of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:3480"

AMENDMENT NO. 2

On page 1, line 6, after "program;" insert "relative to retirement systems serving firefighters in certain municipalities; to provide for a ten year participation period in the Deferred Retirement Option Plan for members of such systems;"

AMENDMENT NO. 3

On page 5, line 6, after "provisions of" insert "Sections 1 and 2 of"

AMENDMENT NO. 4

On page 5, line 9, after "provisions of" insert "Sections 1 and 2 of"

AMENDMENT NO. 5

On page 5, between lines 19 and 20 insert the following:

"Section 5. Part XVII of Chapter 2 of Subtitle IV of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:3480, is hereby enacted to read as follows:

Part XVII. Fireman's Pension and Relief Funds in Municipalities of 425,000 or more

§3480. Deferred Retirement Option Plan

Notwithstanding any other provision of law to the contrary, the board of trustees of any Louisiana public retirement system, plan, or fund for firefighters of any municipality having a population in excess of four hundred and twenty-five thousand according to the most recent federal decennial census, may elect, by a majority vote of all trustees, to increase the maximum participation period of the Deferred Retirement Option Plan of such system up to one hundred

and twenty months for all members of such system entering the Deferred Retirement Option Plan on or after the effective date of this Section. Any member participating in the system's Deferred Retirement Option Plan on the effective date of this Section may elect to extend his participation period such that the total participation period is not more than one hundred and twenty months. Such election shall be made within sixty days of the effective date of this Section. The provisions of this Section shall not apply to any person participating in a Back-Deferred Retirement Option Plan or Program or to any person who has participated in a Deferred Retirement Option Plan on a retroactive basis."

AMENDMENT NO. 6

On page 5, at the beginning of line 20, change "Section 5." to "Section 6."

AMENDMENT NO. 7

On page 5, at the end of the page, insert the following:

"Section 7. The provisions of this Section and Section 5 of this Act shall become effective on July 1, 2009; if vetoed by the governor and subsequently approved by the legislature, this Section and Section 5 of this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Monica
Abramson	Geymann	Montoucet
Anders	Gisclair	Morris
Arnes	Greene	Norton
Arnold	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaBruzzo	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton
Franklin	Mills	
Total - 101		

NAYS

Total - 0

ABSENT

Aubert Cromer Landry
Total - 3

The Chair declared the above bill was finally passed.

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

Speaker Tucker in the Chair

SENATE BILL NO. 168—

BY SENATORS RISER AND B. GAUTREAUX
AN ACT

To amend and reenact R.S. 32:295.1(B), relative to seat belts; to provide that all occupants who are thirteen years of age or older shall wear a seat belt in certain vehicles; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morris to Engrossed Senate Bill No. 168 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, after reenact, delete the remainder of the line, delete lines 3 and 4 in their entirety and insert in lieu thereof:

"R.S. 32:190(A), relative to motor vehicles; to require certain motor vehicle operators to wear safety helmets; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 6 through 15 in their entirety, and insert in lieu thereof:

"Section 1. R.S. 32:190(A) is hereby amended and reenacted to read as follows:

§190. Safety helmets

A.(1) No person under the age of twenty-one years shall operate or ride upon any motorcycle, motor-driven cycle, or motorized bicycle unless the person is equipped with and is wearing on the head a safety helmet of the type and design manufactured for use by operators of such vehicles, which shall be secured properly with a chin strap while the vehicle is in motion. All such safety helmets shall consist of lining, padding, visor, and chin strap and shall meet such other specifications as shall be established by the commissioner.

(2) Notwithstanding any provision of law to the contrary, any person twenty-one years of age or older who chooses not to wear a helmet as provided in Paragraph (1) of this Subsection shall have "economic only" uninsured motorist liability coverage with minimum limits of one hundred thousand dollars and shall be covered by a health care plan. Said person shall furnish proof of such coverage to any law enforcement officer upon the request of such officer.

* * *

Point of Order

Rep. Downs asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

Rep. Morris moved the adoption of the amendments.

Rep. Hutter objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Geymann	Mills
Armes	Gisclair	Montoucet
Arnold	Guinn	Morris
Badon, B.	Harrison	Nowlin
Barras	Hazel	Pearson
Billiot	Henderson	Pugh
Burford	Henry	Ritchie
Burns, H.	Hoffmann	Robideaux
Chandler	Howard	Smiley
Connick	Johnson	Smith, G.
Cortez	Jones, S.	Smith, J.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Talbot
Dixon	Lambert	Templet
Dove	Ligi	Thibaut
Ellington	Little	Williams
Gallot	Lopinto	Wooton
Total - 51		

NAYS

Mr. Speaker	Downs	LaFonta
Anders	Edwards	Landry
Badon, A.	Ernst	LeBas
Baldone	Fannin	Leger
Barrow	Greene	Norton
Brossett	Guillory	Peterson
Burns, T.	Hill	Pope
Burrell	Hines	Richardson
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Smith, P.
Chaney	Jones, R.	White
Doerge	Katz	Willmott
Total - 39		

ABSENT

Aubert	McVea	Richmond
Foil	Monica	Simon
Franklin	Perry	Stiaes
Hardy	Ponti	Waddell
Honey	Richard	
Total - 14		

The amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morris to Engrossed Senate Bill No. 168 by Senator Riser

AMENDMENT NO. 1

In House Floor Amendment No. 2 proposed by Representative Morris and adopted by the House on June 17, 2009, on page 1, line 19, after "have" and before "economic only", insert "at a minimum"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Geymann	Mills
Anders	Gisclair	Montoucet
Armes	Guinn	Morris
Arnold	Harrison	Norton
Badon, B.	Hazel	Pearson
Burns, H.	Henderson	Pugh
Burrell	Henry	Ritchie
Chandler	Hoffmann	Robideaux
Connick	Howard	Smiley
Cortez	Johnson	Smith, G.
Cromer	Jones, S.	Smith, J.
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Templet
Dove	Lambert	Williams
Ellington	Ligi	Wooton
Fannin	Little	
Gallot	Lopinto	
Total - 49		

NAYS

Mr. Speaker	Edwards	Leger
Badon, A.	Ernst	Nowlin
Baldone	Foil	Peterson
Barras	Greene	Pope
Barrow	Hill	Richardson
Billiot	Hines	Roy
Brossett	Hutter	Smith, P.
Burford	Jackson G.	St. Germain
Carmody	Jackson M.	Thibaut
Carter	Jones, R.	Waddell
Champagne	Katz	White
Chaney	LaFonta	Willmott
Doerge	Landry	
Downs	LeBas	
Total - 40		

ABSENT

Aubert	Honey	Richard
Burns, T.	McVea	Richmond
Franklin	Monica	Schroder
Guillory	Perry	Simon
Hardy	Ponti	Stiaes
Total - 15		

The Chair declared the above bill failed to pass.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Downs gave notice of his intention to call House Bill No. 347 from the calendar on Thursday, June 18, 2009.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 17, 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. 76
Returned without amendments

House Concurrent Resolution No. 115
Returned without amendments

House Concurrent Resolution No. 219
Returned without amendments

House Concurrent Resolution No. 220
Returned without amendments

House Concurrent Resolution No. 223
Returned without amendments

House Concurrent Resolution No. 224
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 17, 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. 689
Returned with amendments

House Bill No. 802
Returned with amendments

House Bill No. 813
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

June 17, 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. 135 and 136

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. 135—

BY SENATOR BROOME

A CONCURRENT RESOLUTION

To express the sincere condolences of the Legislature of Louisiana upon the death of Johnny L. Thomas, Sr.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 136—

BY SENATORS DUPLESSIS, MURRAY AND MORRELL

A CONCURRENT RESOLUTION

To recognize the fortieth anniversary of the first lunar landing and to mark this occasion by recalling Louisiana's role in that mission.

Read by title.

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 17, 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. 129 and 131

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 17, 2009

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

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

Senate Bill No. 280

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.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 76: Reps. Willmott, Wooton, and Ligi.

**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. 101—
BY REPRESENTATIVE RICHARD

A RESOLUTION

To urge and request the Department of Transportation and Development to designate a certain portion of Louisiana Highway 20 within Sugar Ridge Subdivision as a no-passing zone and to reduce the speed limit on Louisiana Highway 20 within Sugar Ridge Subdivision.

Read by title.

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

HOUSE RESOLUTION NO. 102—

BY REPRESENTATIVE JOHNSON

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Margaret Ann Bennett Michel, longtime first lady of Marksville.

Read by title.

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

HOUSE RESOLUTION NO. 103—

BY REPRESENTATIVE GREENE

A RESOLUTION

To commend David K. Attenhofer of Baton Rouge upon his 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 RESOLUTION NO. 104—

BY REPRESENTATIVE BARROW

A RESOLUTION

To urge and request the House Committee on Commerce to study the development of a green energy policy within the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 105—

BY REPRESENTATIVE ARNOLD

A RESOLUTION

To urge and request the adoption of a rehabilitation sub-code within the state uniform construction code.

Read by title.

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

HOUSE RESOLUTION NO. 106—

BY REPRESENTATIVE ELLINGTON

A RESOLUTION

To express the sincere condolences of the Louisiana House of Representatives upon the death of Christian Price Baer.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 225—

BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to convene a conference to examine intermodal transportation in Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 226—

BY REPRESENTATIVE PATRICIA SMITH
A CONCURRENT RESOLUTION

To urge and request BrightStart, an interagency collaboration, to establish the Home Visiting Advisory Council in preparation for potential new federal funding of home visiting programs.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 227—

BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to affirm that the government of the United States was founded and built on Judeo-Christian principles.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 228—

BY REPRESENTATIVE CARTER AND SENATOR CLAITOR
A CONCURRENT RESOLUTION

To commend Derbigny "Derby" Willis of Episcopal High School upon her 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. Carter, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 229—

BY REPRESENTATIVE LAFONTA
A CONCURRENT RESOLUTION

To proclaim July 6 through July 12, 2009, as Phi Beta Sigma Week.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 230—

BY REPRESENTATIVE GALLOT
A CONCURRENT RESOLUTION

To acknowledge April 1, 2010, as Census Day and to encourage Louisianians to participate in Census 2010.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 231—

BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Chapter of the American Institute of Architects (AIA) to create an advisory group to assist the commissioner of administration with the concept of universal design and its use in state buildings and to urge the commissioner to utilize such professional services.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Judiciary**

June 17, 2009

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 136, by Jackson, L.
Reported with amendments. (8-4-1) (Regular)

Senate Bill No. 279, by Walsworth
Reported with amendments. (12-0-1) (Regular)

CEDRIC L. RICHMOND
Chairman

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

**Report of the Committee on
Municipal, Parochial and Cultural Affairs**

June 17, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

Senate Bill No. 75, by Murray
Reported favorably. (9-7) (Regular)

Senate Bill No. 235, by Gautreaux, N.
Reported with amendments. (10-0) (Regular)

REGINA ASHFORD BARROW
Chairman

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

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

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

SENATE BILL NO. 221—
BY SENATORS BROOME AND DORSEY
AN ACT

To amend and reenact R.S. 47:2323(C) and to enact R.S. 47:2323(D) and 6035, relative to ad valorem taxation; to provide relative to valuation of property for ad valorem property tax purposes; to provide relative to exemption from state taxes; to establish a state housing tax credit program; to provide with respect to rules and regulations; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow to Engrossed Senate Bill No. 221 by Senator Broome

AMENDMENT NO. 1

On page 3, line 2, after "such." delete the remainder of the line and delete line 3 in its entirety

AMENDMENT NO. 2

On page 3, line 7, after "projects" insert a period "." and delete the remainder of the line and delete line 8 in its entirety

AMENDMENT NO. 3

On page 4, delete lines 16 through 19 in their entirety

AMENDMENT NO. 4

On page 4, at the beginning of line 20, change "G." to "F."

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

On motion of Rep. Greene, the bill was referred to the Committee on Ways and Means.

Privileged Report of the Legislative Bureau

June 17, 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. 129
Reported without amendments.

Senate Bill No. 157
Reported without amendments.

Senate Bill No. 182
Reported without amendments.

Senate Bill No. 195
Reported without amendments.

Senate Bill No. 261
Reported without amendments.

Senate Bill No. 278
Reported without amendments.

Senate Bill No. 320
Reported without amendments.

Senate Bill No. 324
Reported without amendments.

Respectfully submitted,

WAYNE WADDELL
Chairman

Privileged Report of the Committee on Enrollment

June 17, 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. 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.

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.

HOUSE RESOLUTION NO. 98—
BY REPRESENTATIVE SMILEY
A RESOLUTION

To commend Mabel Augusta Glasscock Dixon upon the momentous occasion of her ninety-fifth birthday.

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.

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 17, 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. 33—

BY REPRESENTATIVE LEGER

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study charter school use of city, parish, and other local public school system-owned facilities and to submit a written report of its findings and conclusions, 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.

HOUSE CONCURRENT RESOLUTION NO. 45—

BY REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To urge and request each nonpublic high school to provide students at least thirty minutes of classroom instruction each year in health education or a comparable course determined to be appropriate by the school's governing authority relative to the state's safe haven relinquishments law, Children's Code Articles 1149 through 1160.

HOUSE CONCURRENT RESOLUTION NO. 46—

BY REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To urge and request the governing authority of each public and state-approved nonpublic high school to collect statistical data relative to students' anterior cruciate ligament (ACL) injuries, with an emphasis on noncontact ACL injuries, and incorporate exercises from the Prevent Injury and Enhance Performance program (PEP) into athletic training programs as the governing authority deems necessary.

HOUSE CONCURRENT RESOLUTION NO. 51—

BY REPRESENTATIVE HENRY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to reevaluate and restudy the closure of the railroad crossing at Central Avenue in Metairie, Louisiana, to vehicular traffic and to report such findings to the Senate and House committees on transportation for review during the 2010 Regular Session of the Legislature of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 155—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To urge and request the Louisiana Housing Finance Agency to develop a mortgage recovery plan providing for state management of troubled mortgages and requesting federal stimulus money to finance the plan, and to submit the plan to the United States Department of Housing and Urban Development.

HOUSE CONCURRENT RESOLUTION NO. 172—

BY REPRESENTATIVE HUTTER

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to conduct a bridge rating study on all state bridges.

HOUSE CONCURRENT RESOLUTION NO. 177—

BY REPRESENTATIVE STIAES AND SENATORS APPEL, DORSEY, DUPLESSIS, LONG, AND NEVERS

A CONCURRENT RESOLUTION

To urge and request city, parish, and other local public school boards and superintendents to dedicate federal stimulus dollars to low performing schools as defined by the State Board of Elementary and Secondary Education.

HOUSE CONCURRENT RESOLUTION NO. 180—

BY REPRESENTATIVE RICHARD

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to conduct a study of the bases and methodology of tuition charges at Louisiana's public postsecondary education institutions, particularly the feasibility and advisability of charging tuition for full-time students based on credit hours, to consider specified issues, to determine the most effective bases and methodology for imposing tuition charges, and to submit a written report of its findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the convening of the 2010 Regular Session of the Legislature.

HOUSE CONCURRENT RESOLUTION NO. 192—

BY REPRESENTATIVE CARMODY

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study all issues relative to placing advertisements on the exterior of school buses, including but not limited to the advantages and disadvantages of such advertising, the potential impact such advertising could have on local school system budgets, limitations necessary as to the content of such advertising, and any possible legal challenges and safety concerns associated with such advertising, and to submit a written report on study findings and recommendations.

HOUSE CONCURRENT RESOLUTION NO. 210—

BY REPRESENTATIVE NOWLIN

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 212—

BY REPRESENTATIVE TALBOT

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 213—

BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 215—

BY REPRESENTATIVES HENRY BURNS AND JANE SMITH

A CONCURRENT RESOLUTION

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

HOUSE CONCURRENT RESOLUTION NO. 216—

BY REPRESENTATIVE LIGI

A CONCURRENT RESOLUTION

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

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 17, 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. 50—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

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.

HOUSE BILL NO. 58—

BY REPRESENTATIVES CHANDLER AND BALDONE
AN ACT

To amend and reenact R.S. 14:72.4(B), relative to offenses against property; to amend the criminal penalty for the crime of disposal of property with fraudulent or malicious intent; and to provide for related matters.

HOUSE BILL NO. 69—

BY REPRESENTATIVE LOPINTO
AN ACT

To enact R.S. 40:964(Schedule I)(C)(5.1) and (E)(5.1), relative to the Controlled Dangerous Substances Law; to add drugs to Schedule I classification; and to provide for related matters.

HOUSE BILL NO. 82—

BY REPRESENTATIVES BILLIOT, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTOUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TALBOT, TEMPLET, THIBAUT, TUCKER, WADDELL, WHITE, WILLIAMS, WILLMOTT, AND WOOTON AND SENATOR GUILLORY
AN ACT

To enact R.S. 14:95.1(D), relative to the crime of possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to provide for the definition of a firearm relative to that crime; and to provide for related matters.

HOUSE BILL NO. 87—

BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 14:81(A)(2), (C), and (E), relative to indecent behavior with juveniles; to amend the elements of the crime with regard to the type and method of delivery of lewd or lascivious communications to include textual, visual, written, or oral communications; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 91—

BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 13:996.66, relative to judicial expense funds; to provide for an additional fee to be collected as court costs by the clerk of court; to fund a judicial expense fund for the Twenty-Fifth Judicial District Court; to provide that the additional funds collected shall be placed into a separate account; to provide for uses of the fund; to require an annual audit of the fund; to provide for restrictions on use of the fund; to provide for a contingent effective date; and to provide for related matters.

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.

HOUSE BILL NO. 121—

BY REPRESENTATIVE GUINN
AN ACT

To enact R.S. 33:3819(G), relative to Waterworks District No. 8 of Calcasieu Parish; to provide relative to the per diem paid to the commissioners of the district; and to provide for related matters.

HOUSE BILL NO. 132—

BY REPRESENTATIVES GEYMANN AND KATZ
AN ACT

To amend and reenact R.S. 14:30.1(A)(3) and (4), relative to second degree murder; to modify the definition of second degree murder to include the unlawful distribution or dispensing of all controlled dangerous substances and combinations of those substances; and to provide for related matters.

HOUSE BILL NO. 147—

BY REPRESENTATIVES LAFONTA AND BROSETT
AN ACT

To amend and reenact R.S. 37:2160(C) and 2162(I) and to enact R.S. 37:2158(E) and 2160(D), relative to the business of contracting; to provide for increased criminal penalties for engaging in the business of contracting without authority; to provide for an increase in civil penalties which may be assessed for a violation of provisions of law regulating the business of contracting; to provide for the remission of fines to the contractor's educational trust fund; and to provide for related matters.

HOUSE BILL NO. 150—

BY REPRESENTATIVE MONTOUCET AND SENATOR HEBERT
AN ACT

To enact R.S. 13:783(D)(7), relative to expenses of the clerk's office; to authorize the clerks of the district courts in Acadia Parish and in Iberia Parish to receive an automobile expense allowance; and to provide for related matters.

HOUSE BILL NO. 157—

BY REPRESENTATIVES AUSTIN BADON AND LEGER
AN ACT

To amend and reenact R.S. 14:112.1(B) and to enact R.S. 14:112.1(A)(4) and (C), relative to false personation of a peace officer; to provide for definitions of "badge" and "peace officer"; and to provide for related matters.

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 a named tropical storm or hurricane; and to provide for related matters.

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.

HOUSE BILL NO. 219—

BY REPRESENTATIVE CARMODY AND SENATOR SHAW

AN ACT

To amend and reenact R.S. 13:1898(C) and 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.

HOUSE BILL NO. 221—

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact Children's Code Article 818(C), relative to juvenile identification procedures; to provide for the maintenance of juvenile fingerprints; to delete the provision applicable to the destruction of fingerprint records of certain juveniles upon reaching the age of seventeen; and to provide for related matters.

HOUSE BILL NO. 225—

BY REPRESENTATIVES LOPINTO AND GARY SMITH AND SENATOR GULLORY

AN ACT

To amend and reenact Code of Criminal Procedure Article 894.2(A) and (G), relative to sentencing in criminal cases; to provide with respect to home incarceration; to authorize home incarceration either in lieu of imprisonment or in addition to a term of imprisonment; to increase the maximum number of years a defendant may be sentenced to home incarceration for a felony; and to provide for related matters.

HOUSE BILL NO. 257—

BY REPRESENTATIVE SAM JONES AND SENATOR DORSEY

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.

HOUSE BILL NO. 274—

BY REPRESENTATIVE TEMPLET AND SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 14:34.3 and 38.2(B) and to enact R.S. 14:38.2(A)(2)(c) and (d), 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 under certain circumstances; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 282—

BY REPRESENTATIVE CHAMPAGNE

AN ACT

To amend and reenact Children's Code Article 793.1(introductory paragraph), 793.2 (introductory paragraph), and 793.3 (A), (B)(introductory paragraph), and (D) and to repeal Children's Code Article 793.3(E), relative to reauthorization of the early intervention program for at-risk children; to make the program permanent; to eliminate a sunset date for the program; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 312—

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact R.S. 14:95.1(A), relative to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to add a conviction for possession of a firearm while in the possession of or during the sale or distribution of a controlled dangerous substance as a predicate offense for the crime of unlawful possession of a firearm by persons convicted of certain felonies; and to provide for related matters.

HOUSE BILL NO. 341—

BY REPRESENTATIVES CONNICK, CARTER, DIXON, GISCLAIR, HARRISON, HENDERSON, HINES, SAM JONES, LIGI, LOPINTO, PATRICIA SMITH, STIAES, TUCKER, AND WILLMOTT AND SENATOR CHAISSON

AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2009-2010 to be used to pay the legal fees and expenses incurred by Dr. Anna Pou; to provide for payment to the Dr. Anna Pou Defense Fund; to provide for payment to the LSU Healthcare Network; and to provide for related matters.

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 work contracts; and to provide for related matters.

HOUSE BILL NO. 369—

BY REPRESENTATIVE LIGI

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), 941(A)(1), 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.

HOUSE BILL NO. 372—

BY REPRESENTATIVE MONICA

AN ACT

To amend and reenact R.S. 40:1573(2) and 1581(A) and to enact R.S. 40:1581(C) and (D), relative to smoke detectors in one- or two-family dwellings; to provide for a change in definitions; to provide for a ten-year lithium battery smoke detector in certain dwellings sold or leased on or after January 1, 2011; to provide for exceptions for failure to comply; and to provide for related matters.

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.

HOUSE BILL NO. 399—

BY REPRESENTATIVES GEYMANN AND WOOTON

AN ACT

To enact R.S. 40:964(Schedule IV)(B)(52), relative to controlled dangerous substances; to add Carisoprodol to Schedule IV; and to provide for related matters.

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(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.

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.

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.

HOUSE BILL NO. 554—

BY REPRESENTATIVES LANDRY, BOBBY BADON, HENRY BURNS, CARTER, CHAMPAGNE, CHANEY, CORTEZ, DOERGE, DOWNS, HUTTER, SAM JONES, KATZ, LABRUZZO, MILLS, ROBIDEAUX, AND WOOTON

AN ACT

To enact R.S. 29:735.3.1, relative to homeland security; to provide civil immunity during a declared state of emergency; to provide immunity for gratuitous volunteers providing care in coordination with the state or political subdivisions; to provide an exception for gross negligence or willful misconduct; to provide an exception for care which requires a license; and to provide for related matters.

HOUSE BILL NO. 559—

BY REPRESENTATIVES JANE SMITH, CORTEZ, ELLINGTON, FANNIN, HARRISON, HAZEL, LEBAS, LEGER, LIGI, MCVEA, MORRIS, PEARSON, SCHRODER, SMILEY, GARY SMITH, PATRICIA SMITH, STIAES, WHITE, AND WILLIAMS AND SENATOR GUILLORY

AN ACT

To enact Chapter 23 of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:2171 through 2179, relative to veterans affairs; to create the Louisiana Initiative for Veteran and Service-Connected Disabled Veteran-Owned Small Entrepreneurships; to provide for state goals for procurements and public contracts for veteran and service-connected disabled veteran-owned small entrepreneurships; to provide for certification; to provide for responsibilities and training of the

commissioner of administration; to provide for initiative coordinators and reporting; to provide for responsibilities of the Louisiana Department of Veterans Affairs; to provide for definitions; to provide for application; and to provide for related matters.

HOUSE BILL NO. 565—

BY REPRESENTATIVE ERNST

AN ACT

To amend and reenact Children's Code Articles 839(C) and 840(C), relative to informal adjustment agreements; to provide with respect to authority of the court to utilize a teen or youth court program; to require the consent of the district attorney; to extend the maximum period of informal adjustment; and to provide for related matters.

HOUSE BILL NO. 572—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 22:1598(C) and 1624(C), relative to insurance-related activities of financial institutions; to provide for referrals; to require that funds be held by certain banks; and to provide for related matters.

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 policies; to require all homeowner's insurance companies to notify certain individuals of a cancellation or substitution on a policy; and to provide for related matters.

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.

HOUSE BILL NO. 703—

BY REPRESENTATIVES KATZ, HENRY BURNS, CHAMPAGNE, CORTEZ, DOVE, FOIL, LITTLE, MILLS, PERRY, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, THIBAUT, AND WILLMOTT AND SENATORS CROWE, DUPLESSIS, KOSTELKA, MICHOT, SMITH, AND WALSWORTH AND REPRESENTATIVES BALDONE, BARRAS, BARROW, BURFORD, CHANDLER, CROMER, DOERGE, DOWNS, GISCLAIR, HARDY, HOFFMANN, HOWARD, JOHNSON, LIGI, NOWLIN, POPE, SCHRODER, GARY SMITH, ST. GERMAIN, TUCKER, AND WOOTON

AN ACT

To amend and reenact R.S. 15:587(A)(2)(a) and (b) and 587.1(A)(1)(a), (B), and (D) and R.S. 46:51.2(A)(1), (D), and (F)(introductory paragraph) and to enact R.S. 15:587.1(I) and R.S. 46:51.2(G) and (H), relative to criminal background checks; to authorize the release of certain criminal history information to the Department of Social Services; to provide the department with the authority to receive such information; to mandate that national criminal history checks be requested on certain individuals; to expand hiring prohibitions for certain individuals; and to provide for related matters.

HOUSE BILL NO. 707—

BY REPRESENTATIVE ROSALIND JONES AND SENATOR DORSEY

AN ACT

To enact Code of Criminal Procedure Articles 881.1(A)(4), 893(E)(4), and 895(B)(3) and R.S. 15:574.4.1(J), relative to criminal sentencing; to authorize the court to sentence a defendant to not more than six months in the intensive incarceration program; to provide for the procedure to set aside the conviction and dismiss prosecution in certain cases; to provide for the expungement of criminal records in certain cases; to provide for applicability; to authorize the filing of a motion to reconsider sentence in certain cases; to provide for resentencing in certain cases; and to provide for related matters.

HOUSE BILL NO. 710—

BY REPRESENTATIVES ERNST, FOIL, AND HONEY AND SENATOR DORSEY

AN ACT

To amend and reenact R.S. 29:26(A), 28.1(B), and 148, relative to the Military Department; to provide for benefits paid to members of the military forces of the state; to authorize the operation of certain morale, welfare, and recreational activities; to provide for contempts of court for certain courts-martial; to provide for an effective date; and to provide for related matters.

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.

HOUSE BILL NO. 894 (Substitute for House Bill No. 809 by Representative Peterson)—

BY REPRESENTATIVES PETERSON AND BROSSETT AND SENATORS BROOME AND GRAY EVANS

AN ACT

To enact Children's Code Article 896.1 and Part VI of Chapter 7 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:971 through 974, relative to juvenile delinquency; to provide for the disposition and treatment of juveniles following adjudication; to provide for the creation of the Functional Family Therapy Pilot Program; to provide for the administration of the program by the Department of Public Safety and Corrections, youth services, office of juvenile justice; to authorize the use of cooperative endeavor agreements and contracts to implement the program; to provide for the eligibility of participants in the pilot program; to authorize courts to recommend that eligible juveniles participate in the program; to provide for definitions; 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. Fannin, the rules were suspended to permit the Committee on Appropriations to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Concurrent Resolution No. 221

Senate Bill No. 316

Suspension of the Rules

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

Senate Bill Nos. 5 and 209

Suspension of the Rules

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

House Resolution Nos. 104 and 105

Suspension of the Rules

On motion of Rep. Katz, the rules were suspended to permit the Committee on Health and Welfare to meet on Thursday, June 18, 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. 246

Senate Concurrent Resolution No. 130

Suspension of the Rules

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

House Bill No. 388

Senate Bill Nos. 26, 91, 139, 221, 228, 252, 268, and 287

Adjournment

On motion of Rep. Brossett, at 6:40 P.M., the House agreed to adjourn until Thursday, June 18, 2009, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Thursday, June 18, 2009.

ALFRED W. SPEER
Clerk of the House

