

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES

OF THE
STATE OF LOUISIANA

THIRTY-THIRD 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

Thursday, June 18, 2009

The House of Representatives was called to order at 1:10 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	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	Pugh
Brossett	Henry	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Richmond
Burns, T.	Hoffmann	Ritchie
Burrell	Honey	Robideaux
Carmody	Howard	Roy
Carter	Hutter	Schroder
Champagne	Jackson G.	Simon
Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	White
Ellington	Little	Williams

Ernst	Lopinto	Willmott
Fannin	McVea	Wooton
Total - 102		

ABSENT

LaFonta	Lambert
Total - 2	

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Speaker Tucker.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Brossett, the Journal of June 17, 2009, was adopted.

**Petitions, Memorials and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 18, 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 No. 90

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 18, 2009

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

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

Senate Bill Nos. 80 and 90

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Bills and Joint Resolutions on First Reading

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

SENATE BILL NO. 80—

BY SENATORS CHEEK, BROOME, DORSEY, DUPLESSIS, DUPRE, N. GAUTREAU, GRAY EVANS, GUILLORY, HEITMEIER, JACKSON, LONG, MARTINY, MCPHERSON, MICHOT, MOUNT, MURRAY, NEVERS AND SHAW

AN ACT

To enact Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291 through 1300.293, relative to Medicaid reimbursement; to provide for definitions; to provide for Medicaid reimbursement for certain health services providers; and to provide for related matters.

Read by title.

SENATE BILL NO. 90—

BY SENATORS GRAY EVANS AND LAFLEUR

AN ACT

To enact Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:409.1 through 409.7, and to enact R.S. 36:651(BB), relative to school facilities; to create and provide for the Louisiana Statewide Education Facilities Authority in the Department of Education; to provide for a board of commissioners and an advisory council and for their membership, powers, duties, and functions; to provide for rules; to provide relative to program participation; to provide relative to ownership and control of public school facilities funded through the authority; to provide relative to implementation and funding; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 107—

BY REPRESENTATIVE WILLIAMS

A RESOLUTION

To commend the Red River Marine Institute upon placing first overall in the Experiential Challenge Summer Games.

Read by title.

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

House and House Concurrent Resolutions

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

Motion

On motion of Rep. Arnold, the Committee on Retirement was discharged from further consideration of House Resolution No. 82.

HOUSE RESOLUTION NO. 82—

BY REPRESENTATIVE ARNOLD

A RESOLUTION

To urge and request the House Committee on Commerce to study and make recommendations with respect to the possible requirement that every state public retirement or pension

system, plan, or fund direct a certain percentage of its equity and fixed income trades to Louisiana broker-dealers.

Read by title.

On motion of Rep. Arnold, and under a suspension of the rules, the resolution was ordered passed to its third reading.

Senate Concurrent Resolutions

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

Motion

On motion of Rep. Fannin, the Committee on Appropriations was discharged from further consideration of Senate Concurrent Resolution No. 17.

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.

Motion

On motion of Rep. Fannin, the resolution was referred to the Legislative Bureau.

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. 129—

BY SENATOR DORSEY

AN ACT

To amend and reenact R.S. 17:3048.1(C)(2)(g) and (W), relative to the Taylor Opportunity Program for Students; to authorize the administering agency to promulgate rules to provide for the receipt and consideration of applications from students returning from out-of-state colleges and universities under certain circumstances and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 157—

BY SENATOR APPEL AND REPRESENTATIVE ELLINGTON

AN ACT

To amend and reenact R.S. 18:192(A)(1)(a), relative to primary and general elections; to provide relative to the annual canvassing of registrants; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 182—
BY SENATOR CROWE

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in St. Tammany Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 195—
BY SENATOR KOSTELKA

AN ACT

To enact R.S. 42:1124.6, relative to financial disclosure; to require disclosure relative to campaign contributions by persons hired by statewide elected officials to serve as agency heads and by persons appointed to certain state boards and commissions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 195 by Senator Kostelka

AMENDMENT NO. 1

On page 2, line 10, after "made within" change "one year" to "four years"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 261—
BY SENATORS DONAHUE AND THOMPSON

AN ACT

To enact Part II of Chapter 2 of Title 24 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 24:101 through 109, relative to streamlining state government; to create the Commission on Streamlining Government and provide for the membership, powers, duties, and functions of the commission;

to provide a procedure for the submission, consideration, approval, and implementation of recommendations of the Commission on Streamlining Government; to provide for staff support and finances for the commission; to provide for cooperation with and support for the commission; to provide for the applicability of other laws; to provide for termination; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 261 by Senator Donahue

AMENDMENT NO. 1

On page 2, line 18, after "instrumentality," delete the remainder of the line

AMENDMENT NO. 2

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

"Agency shall not mean any public institution of postsecondary education, any postsecondary education governing or management board, or any entity under the control of a public institution of postsecondary education or postsecondary education governing or management board."

AMENDMENT NO. 3

On page 3, delete lines 28 and 29 and insert the following:

"D. The commission shall be composed as follows:"

AMENDMENT NO. 4

On page 4, delete lines 6 through 11

AMENDMENT NO. 5

On page 4, at the beginning of line 12, change "(8)" to "(5)"

AMENDMENT NO. 6

On page 4, at the beginning of line 14, change "(9)" to "(6)"

AMENDMENT NO. 7

On page 4, at the beginning of line 16, change "(10)" to "(7)"

AMENDMENT NO. 8

On page 4, at the beginning of line 18, change "(11)" to "(8)"

AMENDMENT NO. 9

On page 4, at the beginning of line 21, change "(12)" to "(9)"

AMENDMENT NO. 10

On page 4, line 19, after "Representatives" delete the comma "," and delete the remainder of the line and delete line 20 and insert a period "."

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Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 278—

BY SENATORS AMEDEE, ALARIO, APPEL, CHEEK, CROWE, DONAHUE, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, HEBERT, HEITMEIER, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MOUNT, NEVERS, RISER, SHAW, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 44:5, relative to public records; to provide for the application of laws relative to public records; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 278 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 7, after "A." and before "This" delete "(1)"

AMENDMENT NO. 2

On page 1, line 10, delete "or prepared,"

AMENDMENT NO. 3

On page 1, line 13, after "staff," delete "or"

AMENDMENT NO. 4

On page 1, line 14, after "schedule" and before the period "." insert a comma "," and insert "or communications with or the security and schedule of the governor's spouse or children"

AMENDMENT NO. 5

On page 1, delete lines 15 through 17

AMENDMENT NO. 6

On page 2, line 1, after "B." insert the following:

"The (1) Except as otherwise provided in this Subsection, the provisions of this Section shall not apply to any agency, office, or department transferred or placed within the office of the governor.

"(2) Notwithstanding Paragraph (1) of this Subsection, a record limited to pre-decisional advice and recommendations to the governor concerning budgeting in the custody of any agency or department headed by an unclassified gubernatorial appointee shall be privileged for six months from the date such record is prepared."

AMENDMENT NO. 7

On page 2, at the beginning of line 3, before "The" insert "C."

AMENDMENT NO. 8

On page 2, at the beginning of line 7, change "C." to "D."

AMENDMENT NO. 9

On page 2, at the beginning of line 11, change "include" to "means"

AMENDMENT NO. 10

On page 2, line 14, delete "includes the" and insert "means the governor."

AMENDMENT NO. 11

On page 2, line 15, after "of policy," delete the remainder of the line and delete lines 16 through 18 and insert the following:

"and employees under their supervision. Internal staff shall not mean any person employed in any other executive agency, including those designated by state law as housed in or transferred to the office of the governor."

AMENDMENT NO. 12

On page 2, at the beginning of line 19, change "D." to "E."

AMENDMENT NO. 13

On page 2, line 19, change "the provisions of this Section." to "any provision of this Chapter."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 320—

BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 13:621.42.1(B), the introductory paragraph of (E)(1) and (E)(3), and 998(B), the introductory paragraph of (E)(1) and (E)(3), 1414(B) and the introductory paragraph of (E)(1) and (E)(3), R.S. 30:2455 and the introductory paragraph of 2456(A), R.S. 36:401(C)(1)(b)(i), 405 (A)(1)(b), and 642(D)(2), R.S. 39:15.3(A), the introductory paragraph of (B), and (B)(12) through (18), R.S. 46:2122, 2123, and 2124(A) and (B), and R.S. 49:1053(B), 1054(1) and (2) and 1054.1(A) and (B)(3), to enact R.S. 36:4.1(D)(18), 408(I), 409(C)(10), 477(C)(3), and 651(BB) and R.S. 39:15.3(B)(19), and to repeal R.S. 36:4(M) and 4.1(B)(1), Subpart D of Part I of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:16.1 through 16.5, and R.S. 46:2522(11), relative to the organization of the executive branch of state government; to transfer certain agencies in the executive branch of state government; to provide relative to the transfer and exercise of the powers, duties, functions, and responsibilities of certain agencies in the executive branch; to abolish the office of electronic services within the office of information technology in the division of administration; to provide for an effective date; and to provide for related matters.

Read by title.

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 Reengrossed Senate Bill No. 320 by Senator Alario

AMENDMENT NO. 1

On page 1, line 2, after "(E)(1)" and before "and" insert a comma ","

AMENDMENT NO. 2

On page 1, delete line 3 and insert "998(B), the introductory paragraph of (E)(1), and (E)(3), and 1414(B), the"

AMENDMENT NO. 3

On page 1, line 4, after "(E)(1)" and before "and" insert a comma ","

AMENDMENT NO. 4

On page 1, and the end of line 5, after "405 (A)(1)(b)," delete the remainder of the line and insert "642(D)(2), and the introductory paragraph of 801, R.S. 38:330.12(A) through (D), R.S."

AMENDMENT NO. 5

On page 1, line 7, after "1054(1) and (2)" insert a comma ","

AMENDMENT NO. 6

On page 1, at the end of line 9, change "4.1(B)(1)," to "4.1(B),"

AMENDMENT NO. 7

On page 2, line 2, after "(E)(1)," and before "(E)(3)," insert "and"

AMENDMENT NO. 8

On page 2, line 3, after "(E)(1)" and before "and" insert a comma ","

AMENDMENT NO. 9

On page 2, line 3, after "(E)(3)," and before "1414(B)," insert "and"

AMENDMENT NO. 10

On page 2, at the beginning of line 4, after "(E)(1)" and before "and" insert a comma ","

AMENDMENT NO. 11

On page 5, line 9, after "405(A)(1)(b)," delete "and 642(D)(2)" and insert "642(D)(2), and the introductory paragraph of 801"

AMENDMENT NO. 12

On page 7, delete line 5 and insert the following:

"C. The following agencies, as defined by R.S. 36:3, are transferred to and hereafter shall be within the Department of Public Safety and Corrections, as provided in R.S. 36:802:"

AMENDMENT NO. 13

On page 8, between lines 5 and 6, insert the following:

"* * *

§801. Transfer; retention of functions

The agencies transferred by the provisions of ~~R.S. 36:41(B)~~, R.S. 36:53(A), R.S. 36:409(B), R.S. 36:459(D), R.S. 36:478(K), R.S. 36:509(K), R.S. 36:610(K), and R.S. 36:651(C) shall continue to be composed and selected as provided by law; each agency shall continue to exercise all powers, duties, functions, and responsibilities provided or authorized for each by the constitution or laws which are in the nature of policymaking, rulemaking, licensing, regulation, enforcement, or adjudication and also shall continue to exercise all advisory powers, duties, and functions provided by law; each agency shall continue to administer and implement all programs provided or authorized for each by law which relate to rulemaking, licensing, regulation, enforcement, and adjudication; each agency shall continue to be governed by the Administrative Procedure Act, in its entirety, including provisions relative to adjudication proceedings, unless otherwise specifically provided by law; the executive head of each such agency shall employ, appoint, remove, assign, and promote such personnel as is necessary for the efficient administration of such powers, duties, functions, and responsibilities and for the administration and implementation of such programs, in accordance with applicable civil service laws, rules, and regulations, and with policies and rules of the department to which the agency is transferred, and subject to budgetary control and applicable laws; except as specifically provided in Paragraphs (1), (2), and (3) below. The agencies transferred as provided in this Section shall exercise the powers, duties, functions, and responsibilities and shall administer and implement the programs authorized in this Section independently of the secretary, the undersecretary, and any assistant secretary, except that:

* * *

Section 4. R.S. 38:330.12(A) through (D) are hereby amended and reenacted to read as follows:

§330.12. Ownership and management of non-flood protection functions and activities

A. On and after January 1, 2007, any facility or improvement within a levee district within the territorial jurisdiction of an authority, which facility or improvement is not directly related to providing adequate drainage, flood control, or water resources development pertaining to tidewater flooding, hurricane protection, or saltwater intrusion, that is owned or operated by a board of commissioners of the levee district, including all land, rights-of-way, servitudes, and improvements situated thereon, or connected therewith, for such purpose, shall be managed and controlled by the state, through the ~~division of administration~~ Department of Transportation and Development, without the necessity of any other act or instrument, except that for purposes of the Orleans Levee District, any such facilities or improvement shall continue to be owned by the Orleans Levee District. For the purpose of this Section only, the ~~division of administration~~ department shall be the successor to the board of commissioners of such levee district. The levee district shall continue the routine maintenance of all properties or facilities within its jurisdiction until the ~~division of administration~~ department receives responsibility for such maintenance.

B.(1) The ~~division of administration~~ Department of Transportation and Development may enter into contracts, agreements, or cooperative endeavors of any nature, on behalf of the state with a state agency, political subdivision, or other legal entity or person, or any combination thereof, for the operation and maintenance of any facility or improvement, which it manages or controls pursuant to Subsection A of this Section.

(2) The ~~division of administration~~ Department of Transportation and Development may sell, lease, or otherwise transfer any such property and perform any and all things necessary to carry out the objects of this Section. If the ~~division of administration~~ department determines that the sale, lease or transfer of such property is

appropriate, it shall first offer the property to political subdivisions in the parish in which the property is located and state agencies conducting operations in that parish, other than levee districts, political subdivisions, or agencies responsible for flood control. If any such public entity is interested in acquiring the property, the ~~division of administration~~ department shall evaluate proposals submitted by those entities. If no such proposal is received, or if such proposals are not determined to be in the best interest of the state, the property may be offered for sale or lease as otherwise provided by law.

C. Except as required by federal law or regulation or state constitution, the expense of operating any facility or improvement referred to in Subsection A of this Section, which produces revenue for the levee district shall be collected by the ~~division of administration~~ Department of Transportation and Development and, after deducting an amount for the expense of managing and controlling such facility or improvement, the remaining revenues therefrom shall be disbursed to the authority to the credit of the levee district in which the facility or improvement is located.

D. The ~~division of administration~~ Department of Transportation and Development may otherwise provide for the implementation of this Section by the adoption of rules and regulations pursuant to the Administrative Procedure Act.

* * *

AMENDMENT NO. 14

On page 12, line 11, after "36:4(M) and" change "4.1(B)(1)" to "4.1(B)"

AMENDMENT NO. 15

On page 12, delete lines 14 through 18 and insert the following:

"Section 9. The Department of Social Services shall have the authority to operate the Family Violence Prevention and Intervention Program pursuant to the existing rules of the office of the governor, office of women's services until the Department of Social Services promulgates minimum standards for operation of the program.

Section 10.(A) This Section and Sections 1, 2, 3, 5, 6, 7, 8, and 9 of this Act shall become effective on July 1, 2009; if this Act is vetoed by the governor and subsequently approved by the legislature, this Section and Sections 1, 2, 3, 5, 6, 7, 8, and 9 of this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later.

(B) Section 4 of this Act shall become effective on July 1, 2010."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 324—
BY SENATOR LAFLEUR

AN ACT

To amend and reenact R.S. 33:2721.8, relative to the Evangeline Parish School Board; to authorize any school district in Evangeline Parish, to levy and collect an additional sales and use tax; to provide for the purpose of the tax; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Sam Jones, 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. 162—
BY REPRESENTATIVES SAM JONES AND CHAMPAGNE
AN ACT

To enact R.S. 30:2000.13 and R.S. 36:359(B) and 917, relative to the Atchafalaya Basin Program; to create an advisory board in the Department of Natural Resources to advise the secretary regarding the Lake Fausse Point and Grand Avoille Cove area; to provide relative to board composition, meetings, and functions; 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. 162 by Representative Sam Jones

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 30:2000.13" and in lieu thereof insert "R.S. 56:796"

AMENDMENT NO. 2

On page 1, line 2, delete "R.S. 36:359(B)" and in lieu thereof insert "R.S. 36:610(F)"

AMENDMENT NO. 3

On page 1, line 3, delete "Department of Natural Resources" and in lieu thereof insert "Department of Wildlife and Fisheries"

AMENDMENT NO. 4

On page 1, line 8, delete "R.S. 30:2000.13" and in lieu thereof insert "R.S. 56:796"

AMENDMENT NO. 5

On page 1, line 9, delete "§2000.13." and in lieu thereof insert "§796."

AMENDMENT NO. 6

On page 3, line 7, after "compensation" insert a period "." and delete the rest of the line and delete lines 8 through 10 in their entirety.

AMENDMENT NO. 7

On page 3, between lines 10 and 11, insert the following:

"(6) The maximum expenditure of state funds for this commission shall be limited to two thousand dollars per year. Notwithstanding any other law or provision to the contrary, the board is authorized to receive by gift, grant, donation or otherwise, any sum of money, aid or assistance from the United States, the state of Louisiana, or any of the political subdivisions thereof, the Chitimacha Tribe, private entities, or any other private or public source, to provide additional funds for the purpose of carrying out the objects, purposes, operations, and activities of the board."

AMENDMENT NO. 8

On page 3, after line 28, insert the following:

"D. Unless otherwise extended by legislation, the authorization for the creation of the board shall terminate on December 31, 2019, and the board shall cease all functions and be dissolved as of that date."

AMENDMENT NO. 9

On page 4, line 1, delete "R.S. 36:359(B)" and in lieu thereof insert "R.S. 36:610(F)"

AMENDMENT NO. 10

On page 4, line 2, delete "\$359." and in lieu thereof insert "\$610."

AMENDMENT NO. 11

On page 4, line 2, delete "Department of Natural Resources" and in lieu thereof insert "Department of Wildlife and Fisheries"

AMENDMENT NO. 12

On page 4, line 4, change "B." to "F."

AMENDMENT NO. 13

On page 4, line 5, delete "30:2000.13" and in lieu thereof insert "56:796"

AMENDMENT NO. 14

On page 4, line 5, delete "Department of Natural Resources" and in lieu thereof insert "Department of Wildlife and Fisheries"

AMENDMENT NO. 15

On page 4, line 10, delete "Department of Natural Resources" and in lieu thereof insert "Department of Wildlife and Fisheries"

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	Fannin	Mills
Abramson	Foil	Montoucet
Anders	Franklin	Morris
Armes	Gallot	Norton
Arnold	Geymann	Nowlin
Baldone	Gisclair	Pearson

Barras	Greene	Perry
Barrow	Guillory	Peterson
Brossett	Guinn	Ponti
Burford	Hardy	Pope
Burns, H.	Henderson	Richard
Burns, T.	Hill	Richardson
Burrell	Hines	Ritchie
Carmody	Hoffmann	Roy
Carter	Honey	Schroder
Chandler	Howard	Simon
Chaney	Hutter	Smiley
Connick	Jackson M.	Smith, G.
Cortez	Jones, R.	Smith, J.
Cromer	Jones, S.	Stiaes
Danahay	Katz	Talbot
Dixon	Kleckley	Templet
Doerge	LaBuzzo	Thibaut
Dove	LeBas	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Ernst	McVea	Wooton

Total - 84

NAYS

Total - 0

ABSENT

Aubert	Henry	Monica
Badon, A.	Jackson G.	Pugh
Badon, B.	Johnson	Richmond
Billiot	LaFonta	Robideaux
Champagne	Lambert	Smith, P.
Harrison	Landry	St. Germain
Hazel	Leger	

Total - 20

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

HOUSE BILL NO. 234—

BY REPRESENTATIVES DOVE AND ST. GERMAIN AND SENATORS DUPRE AND MORRISH

AN ACT

To enact R.S. 56:1849(D), relative to decisions of the Department of Wildlife and Fisheries; to provide for legal proceedings against the department when a permit is denied; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 234 by Representative Dove

AMENDMENT NO. 1

On page 1, line 10 after "Court" insert "or in the judicial district in which the permit was denied"

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

ROLL CALL

The roll was called with the following result:

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YEAS

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

Total - 89

NAYS

Total - 0

ABSENT

Anders	Ernst	Lambert
Badon, A.	Harrison	LeBas
Badon, B.	Jackson G.	Ponti
Champagne	Johnson	Richmond
Ellington	LaFonta	Waddell

Total - 15

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 320—

BY REPRESENTATIVES GALLOT AND DOWNS AND SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 47:301(16)(m)(i) and (ii) and 337.10(I), to exempt from state and local sales and use taxes certain machinery and equipment used by glass container manufacturers; to authorize the granting of exemptions by a political subdivision; to provide for the duration of the exclusion; 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 Revenue and Fiscal Affairs to Reengrossed House Bill No. 320 by Representative Gallot

AMENDMENT NO. 1

On page 2, line 8, after "instrument" insert "resolution, vote, or other affirmative action"

AMENDMENT NO. 2

On page 2, line 18, after "instrument" insert "resolution, vote, or other affirmative action"

AMENDMENT NO. 3

On page 3, line 11, after "to be" insert "retroactive,"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 320 by Representative Gallot

AMENDMENT NO. 1

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Revenue and Fiscal Affairs, and adopted by the Senate on June 9, 2009, on page 1, line 6, change "retroactive," to "retroactive,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 320 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 5, after "exclusion;" insert "to provide for an effective date;"

AMENDMENT NO. 2

On page 3, line 14, after "effective" delete the remainder of the line and delete lines 15 through 18 and insert the following:

"July 1, 2009: if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2009, or on the day following such approval by the legislature, whichever is later."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Armes	Geymann	Morris
Arnold	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guillory	Perry
Baldone	Guinn	Peterson
Barras	Hardy	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
Chandler	Jackson M.	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Templet
Dove	Liger	Thibaut
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	McVea	Willmott
Foil	Mills	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Anders	Harrison	Lambert
Badon, B.	Hazel	Pearson
Champagne	Johnson	St. Germain
Ernst	LaFonta	

Total - 11

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

HOUSE BILL NO. 349—
BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 32:663(A) and (C), relative to chemical lab analyses; to authorize the use of out-of-state chemical labs; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 349 by Representative Hazel

AMENDMENT NO. 1

On page 1, delete lines 19 and 20 in their entirety

AMENDMENT NO. 2

On page 2, delete lines 1 through 7 in their entirety and insert in lieu thereof the following:

"(2) Chemical analyses of a person's blood, urine, breath, or other bodily substance may be conducted by an out of state individual or laboratory provided that the chemical analyses are performed in accordance with the methods approved and promulgated by the Department of Public Safety and Corrections or are performed by an individual or laboratory possessing a valid permit. Such analyses shall be considered valid under the provisions of this Part and admissible and competent evidence in the courts of this state and in administrative law hearings if performed in accordance with the methods approved and promulgated by the Department of Public Safety and Corrections or are performed by an individual or laboratory possessing a valid permit."

AMENDMENT NO. 3

On page 1, line 11, after " by an individual" insert "or laboratory"

AMENDMENT NO. 4

On page 1, line 14, after "of individuals" insert "or laboratories"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 349 by Representative Hazel

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Transportation, Highways and Public Works, and adopted by the Senate on June 8, 2009, on line 6, change "out of state" to "out-of-state"

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

Total - 95

NAYS

Total - 0

ABSENT

Champagne	Ernst	Lambert
Connick	Johnson	Leger
Ellington	LaFonta	Pearson

Total - 9

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

HOUSE BILL NO. 404—
BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 22:2, 3, 11, 12, 14(A)(introductory paragraph) and (4) and (B), 16, 18, 19, 21, 23(A), (B), (C), and (D)(2), 24, 31, 32(A)(introductory paragraph) and (1)(f) and (j), (B), (C), and (E), 33(A)(introductory paragraph), 41(6) and (13), 43(B)(2), 46(1), (4), (5), (7), (8), (9)(b), (c), and (d), (11), (12), (13), and (15), 47(2), (3), (6), (8), (10)(b), (12), and (13)(a), 48(A), 61, 62(7) and (11), 63, 65(11)(c), 67(C), 68(C)(1), 69, 71, 72(C), 73, 81, 82(B), (C)(1)(a) and (b), and (D), 86, 88, 91, 94, 96(A), 111, 112(B) and (D), 116, 117, 119, 120(6), 124, 132(A), (B), and (D), 133, 135, 141, 142(C), 143(A)(4), 146(B), 148, 149, 150, 161(B), 165, 168, 171, 172, 175(introductory paragraph), 176, 177(B), 183, the title of Subpart G of Part I of Chapter 2 of Title 22 of the Louisiana Revised Statutes of 1950, R.S. 22:191 through 194, 195(A) and (B)(1) and (2), 196, 197(A), 198 through 202, 204, 206, 208, 210(introductory paragraph), 211 through 215, 216(A) and (B), 236(11), 236.3(A), (B), and (D), 236.4(A), 242(3), (6), and (7), 243(D)(1) and (E)(3), 247, 249, 250(B), 252(C)(3) and (4), 254(C)(1), 255, 256(A), 260(A), 262(C), 266, 270(A), 272(F), 290(introductory paragraph) and (6), 310(A)(2), (B), and (D), 313, 331, 332(A)(4), 333(B) and (C), 337(A)(18) and (B), 340(A)(introductory paragraph), 347(D)(1), 361(4) and (5), 364(introductory paragraph) and (1), 365(A) and (C) through (F), 369(2) and (4), 371(A), 381(3), 384(introductory paragraph) and (1), 385(C), (D), and (E), 388.1, 393(A), 409, 413, 432, 433(A), 434, 435(B)(1)(a) and (b), (D), and (H)(1)(introductory paragraph) and (2), 436(A), (D)(2), and (G), 437, 438(A), 439(B) and (C), 440, 441(A)(3), (B), (C), and (D), 442(A), 443(A)(introductory paragraph) and (B), 445, the Title of Subpart P of Part I of Title 22 of the Louisiana Revised Statutes of 1950, 451, 453(A), 455, 456, 457, 460(B) and (C), 461(A), (F), (G), (H), and (I), 465, 466, 467, 469(A), 481, 482(3)(introductory paragraph) and (12)(g)(ii), 483(A), 484(B)(1) and (2), (D)(1) and (2)(introductory paragraph), (H), and (K), 485(introductory paragraph), 490, 491(A) and (C), 492, 493, 494, 498(B), 511(B), 512(5), (6), (7), (8), (14), (16), and (17)(b)(introductory paragraph), 513, 515(C)(1)(introductory paragraph) and (b), 517, 518, 519, 520(A)(introductory paragraph) and (7) and (B), 521(A)(introductory paragraph), (B), and (D), 522, 523, 524, 525, 526(A), 527, 528(1) and (2), 529, 530, 531(A), 532(A)(introductory paragraph), (1)(introductory paragraph) and (a) and (3)(b) and (B)(2), (3)(b), (d), and (k)(introductory paragraph) and (ii), 533, 534, 536(A)(introductory paragraph) and (2), (B), and (D), the Title of Part II of Chapter 2 of the Louisiana Revised Statutes of 1950, R.S. 22:551, 552(2), (4), and (5), 553, 554(A), (B), and (D), 555, and 556(A), (B), (C), and (D), 571, 572, 574(B)(1) and (D), 583, 584(A)(4), (5)(a)(i), (b)(introductory paragraph), and (h), (6), (9), (13), and (18)(b), (B), (D)(1)(b), (G)(2), (3), and (6), (L)(2), and (N), 586(B)(introductory paragraph), 588(A)(5), 589(A) and (B), 590(A), 593, 596, 598(introductory paragraph) and (8), 599(5), 601(F)(1), 611(4) and (11)(b), 613(A)(2) and (B)(1), 615(B), 616(B), 617(introductory paragraph), 618(A), 619(A), 620(C), 631(4) and (6), 634(A)(introductory paragraph) and (1), (B)(introductory paragraph) and (1) and (2), and (C)(1), 635(A)(introductory paragraph) and (1), (6)(b), and (8), (B)(introductory paragraph), and (C)(1), 636(A)(introductory paragraph) and (1) and (B), 637(A)(introductory paragraph) and (1) and (B), 638(2)(b) and (3), 651(D)(1), 654(A)(1), 661, 672, 673, 674(A)(3) and (B), 693(B)(2)(introductory paragraph), 694(D)(1)(introductory paragraph), 696(C), 699, 701, 703(A)(1)(b), 704(B)(2)(a)(introductory paragraph) and (b), 709(B), 710, 714, 715, 722, 723, 731(A)(3), 751(E)(introductory paragraph) and (F), 752(A), (B)(1), and (D)(1), 753(B)(1)(a), (b), (e), and

(f),(2)(introductory paragraph) and (ii), (iii), and (v), (3)(a), (b)(i) and (ii), (c)(introductory paragraph) and (iii), (d)(iii) and (iv), (4)(a)(introductory paragraph), (b), and (c), (6)(a), (8)(b), (9), and (10), 754, 763, 768, 769, 770, 771, 781(C), (I)(3), and (J), 791 through 796, 802, 809(A), 821, 831, 832(A) and (B), 833(A), (B), and (C)(1), 834(B)(1) and (2), 835(A) and (C), 838, 839, 840, 842, 844, 845, and 846(A) and (B); to enact R.S. 22:46(19), (20), and (21), 74, and 971.1; and to repeal R.S. 22:15, 22, 32(A)(1)(h), 49, 64(C), 65(5) and (7), 169, 246(D), 261, 435(B)(5), 454(E), 469(D), 487, 497, 554(E), 584(A)(16), 595, 724, 751(E)(5), 753(B)(2)(b), and Chapter 14 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 2271 through 2277; all relative to technical recodification of the Louisiana Insurance Code, including correction of citations, updates of terms and language, reorganization of provisions, elimination of obsolete or ineffective provisions, and harmonizing of inconsistent provisions; and to provide for related matters.

Read by title.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 404 by Representative Kleckley

AMENDMENT NO. 1

On page 10, line 7, change "Committees on Insurance" to "committees on insurance"

AMENDMENT NO. 2

On page 28, line 22, following "buying" and before "or selling" delete "u"

AMENDMENT NO. 3

On page 73, line 24, following "or" change "by-laws" to "bylaws"

AMENDMENT NO. 4

On page 91, line 1, following "R.S. 22:" and before "and" change "674" to "673"

AMENDMENT NO. 5

On page 131, line 11, change "Paragraph (B)(3)" to "Paragraph (3)"

AMENDMENT NO. 6

On page 173, line 19, following "after" delete the remainder of the line and on line 20, delete "22:168(G)" and insert "January 1, 1989"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 404 by Representative Kleckley

AMENDMENT NO. 1

On page 1, line 5, after "(5)," insert "(6),"

AMENDMENT NO. 2

On page 3, line 10, after "to" delete the remainder of the line

AMENDMENT NO. 3

On page 3, line 13, after "provisions;" insert "to provide for recodification of certain definitions and the applicability and effect thereof;"

AMENDMENT NO. 4

On page 3, line 19, after "(5)," insert "(6),"

AMENDMENT NO. 5

On page 19, line 12, delete the line of asterisks "* * *" and insert the following:

"(6)(a) "Directive" means a written communication or order issued by or on behalf of the commissioner of insurance to a person whose activities are regulated by this Title, which instructs the person to act in conformance with this Title; or any rule or regulation adopted in accordance with the Administrative Procedure Act.

(b) Unless issued in response to a gubernatorially declared emergency or disaster, no directive, bulletin, advisory letter, or any other written communication relative to health insurance reimbursement shall subject any person to any civil, criminal, or administrative penalty unless such directive or any other written communication has been promulgated according to the rulemaking provisions of the Administrative Procedure Act.

AMENDMENT NO. 6

On page 210, between lines 7 and 8, insert the following:

"Section 3. (A) The provisions of R.S. 22:46(6) as amended and reenacted by this Act are curative and remedial and shall be applied both prospectively and retroactively from May 1, 2009, to August 15, 2010.

(B) Any directive, bulletin, advisory letter, or any other written communication relative to health insurance reimbursement which is issued or reissued from May 1, 2009, to August 15, 2010, that is not promulgated in accordance with the provisions of R.S. 22:46(6)(b) shall be null and void and of no effect."

AMENDMENT NO. 7

On page 210, line 8, after "Section" change "3." to "4."

AMENDMENT NO. 8

On page 210, after line 14, insert the following:

"Section 5. 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."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Ernst	Little
Anders	Fannin	Lopinto
Armes	Foil	Monica
Arnold	Franklin	Montoucet
Aubert	Gallot	Morris
Badon, A.	Geymann	Norton
Badon, B.	Gisclair	Nowlin
Baldone	Greene	Perry

Barras	Guillory	Peterson
Barrow	Guinn	Ponti
Billiot	Hardy	Pope
Brossett	Harrison	Richard
Burford	Hazel	Richardson
Burns, H.	Henderson	Ritchie
Burrell	Henry	Robideaux
Carmody	Hill	Roy
Carter	Hines	Smiley
Champagne	Hoffmann	Smith, G.
Chandler	Honey	Smith, J.
Chaney	Howard	Smith, P.
Connick	Hutter	St. Germain
Cortez	Jackson M.	Stiaes
Cromer	Jones, R.	Talbot
Danahay	Jones, S.	Templet
Dixon	Katz	Thibaut
Doerge	LaBruzzo	Waddell
Dove	Landry	White
Downs	LeBas	Williams
Edwards	Leger	Willmott
Ellington	Ligi	Wooton

Total - 90

NAYS

Total - 0

ABSENT

Mr. Speaker	LaFonta	Pugh
Burns, T.	Lambert	Richmond
Jackson G.	McVea	Schroder
Johnson	Mills	Simon
Kleckley	Pearson	

Total - 14

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 509—

BY REPRESENTATIVE LEGER

A JOINT RESOLUTION

Proposing to amend Article VII, Section 25(A)(1) and (E) of the Constitution of Louisiana, relative to tax sales; to provide relative to the procedure for bidding at ad valorem property tax sales; to provide for the payment of penalties by an ad valorem tax sale bidder; to provide for the payment of penalties, interest, and costs by a taxpayer when taxes on movables are delinquent; to provide for submission of the proposed amendment to the electors; 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 Marionneaux to Reengrossed House Bill No. 509 by Representative Leger

AMENDMENT NO. 1

On page 2, line 2, after "immediately the" insert "least quality of"

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

ROLL CALL

The roll was called with the following result:

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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.	Hoffmann	Robideaux
Burrell	Honey	Roy
Carmody	Howard	Schroder
Carter	Hutter	Simon
Champagne	Jackson G.	Smiley
Chandler	Jackson M.	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	Stiaes
Cromer	Kleckley	Talbot
Danahay	LaBruzzo	Thibaut
Dixon	Landry	Waddell
Doerge	LeBas	White
Dove	Leger	Williams
Downs	Ligi	Willmott
Edwards	Little	Wooton
Ellington	Lopinto	
Fannin	Mills	
Total - 97		

NAYS

Total - 0

ABSENT

Ernst	Lambert	Templet
Johnson	McVea	
LaFonta	St. Germain	
Total - 7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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. 509: Reps. Leger, Greene, and Henry.

HOUSE BILL NO. 593—
BY REPRESENTATIVE BILLIOT
AN ACT

To enact R.S. 33:2955(A)(1)(j), relative to investments by political subdivisions; to provide for investment in debt instruments issued by the state; to provide for investment in debt instruments issued by other political subdivisions; to provide restrictions on such types of investment; 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 Revenue and Fiscal Affairs to Reengrossed House Bill No. 593 by Representative Billiot

AMENDMENT NO. 1

On page 2, line 2, after "years" delete the period "." and insert the following:

" , except that such three year limitation shall not apply to (a) funds held by a trustee, escrow agent, paying agent, or other third party custodian in connection with a bond issue or (b) investment of funds held by either a hospital service district, a governmental 501(c)(3), or a public trust authority."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Monica
Abramson	Franklin	Montoucet
Anders	Geymann	Morris
Armes	Gisclair	Nowlin
Arnold	Greene	Pearson
Badon, B.	Guillory	Perry
Baldone	Guinn	Peterson
Barras	Hardy	Pope
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Henry	Richmond
Burns, H.	Hill	Ritchie
Burns, T.	Hines	Robideaux
Burrell	Hoffmann	Roy
Carmody	Honey	Schroder
Carter	Howard	Simon
Champagne	Hutter	Smiley
Chaney	Jackson G.	Smith, G.
Cortez	Jackson M.	Smith, P.
Cromer	Katz	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	McVea	Willmott
Fannin	Mills	Wooton
Total - 87		

NAYS

Total - 0

ABSENT

Aubert	Johnson	Lopinto
Badon, A.	Jones, R.	Norton
Chandler	Jones, S.	Ponti
Connick	Kleckley	Smith, J.
Ernst	LaFonta	Templet
Gallot	Lambert	
Total - 17		

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

HOUSE BILL NO. 612—

BY REPRESENTATIVES FANNIN, ANDERS, CHAMPAGNE, CHANDLER, CHANEY, ELLINGTON, GALLOT, GEYMAN, HOFFMANN, SAM JONES, LAMBERT, LEBAS, LEGER, LITTLE, MCVEA, MORRIS, NOWLIN, POPE, RITCHIE, GARY SMITH, JANE SMITH, AND ST. GERMAIN AND SENATORS KOSTELKA, LONG, RISER, AND WALSWORTH

AN ACT

To amend and reenact R.S. 17:183.1, 183.2, and 183.3 and to repeal R.S. 17:183.4, 183.6, 183.7, 183.8, and 183.9, relative to curricula; to provide relative to high school career option programs; to provide relative to career major programs; to provide relative to a career diploma; to provide relative to program, course, and curriculum approval; to provide for waivers; to provide relative to program participation eligibility criteria; to provide relative to individual graduation plans; 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 Education to Engrossed House Bill No. 612 by Representative Fannin

AMENDMENT NO. 1

On page 6, line 8, between "(b)" and "The" insert "(i)"

AMENDMENT NO. 2

On page 6, between lines 14 and 15, insert the following:

"(ii) Prior to entering the ninth grade, such student must complete a summer remediation program in the subject area of any component of the eighth grade Louisiana Educational Assessment Program test on which the student scored at the unsatisfactory level, as established by the State Board of Elementary and Secondary Education. Any such student who fails to satisfactorily complete a summer remediation program shall be required to complete any approved developmental course or courses, for credit, as may be deemed necessary to ensure that the student is prepared to undertake the coursework required for his chosen career major.

"(iii) The State Board of Elementary and Secondary Education shall certify that the pupil progression plan established by each city, parish, or other local public school system that promotes a student to the ninth grade pursuant to Subparagraph (b) of this Paragraph contains the following requirements:

(aa) Such student, at a minimum, must have achieved a cumulative grade point average of at least 1.5 on a 4.0 scale for coursework required for completion of the eighth grade.

(bb) Such student must have demonstrated acceptable attendance and behavior standards as determined by the State Board of Elementary and Secondary Education.

(cc) Such student must participate in a dropout prevention and mentoring program, developed in consultation with school guidance personnel, during their first year in high school, as approved by the State Board of Elementary and Secondary Education."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Gray Evans to Engrossed House Bill No. 612 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 2, between "183.3" and "and" insert ", to enact R.S. 17:183.10,"

AMENDMENT NO. 2

On page 1, line 7, between "plans;" and "to" insert "to provide for data collection and reporting requirements;"

AMENDMENT NO. 3

On page 1, line 10, between "reenacted" and "to" insert "and R.S. 17:183.10 is hereby enacted"

AMENDMENT NO. 4

On page 6, between lines 20 and 21, insert the following:

"* * *

§183.10. Data collection; reporting requirements

A. The Department of Education shall collect data on annual basis from each public school and school district regarding implementation of the career diploma program including the total number of students who pursue the career diploma option, the age, gender, and ethnicity of each such student, how each student scored on the 8th grade LEAP examination, and each career diploma student's academic progress.

B. Not later than January 15, 2013, the Department of Education shall submit a report to the Senate Committee on Education and the House Committee on Education regarding the status of the High School Career Option program and the career diploma option, which shall include all data collected pursuant to Subsection A of this Section and any recommendations for changes in the program the department deems necessary."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Montoucet
Abramson	Foil	Morris
Anders	Franklin	Norton
Armes	Gallot	Nowlin
Arnold	Geymann	Perry
Aubert	Gisclair	Peterson
Badon, A.	Greene	Ponti
Badon, B.	Guillory	Pope
Baldone	Guinn	Pugh
Barras	Harrison	Richard
Barrow	Hazel	Richardson
Billiot	Henderson	Richmond
Brossett	Henry	Ritchie
Burford	Hill	Robideaux
Burns, H.	Hines	Roy
Burns, T.	Hoffmann	Schroder
Burrell	Honey	Simon
Carmody	Howard	Smiley
Carter	Hutter	Smith, G.
Champagne	Jackson G.	Smith, J.
Chandler	Jones, S.	Smith, P.
Chaney	Katz	St. Germain
Connick	LaBruzzo	Stiaes
Cortez	Landry	Talbot
Cromer	LeBas	Templet

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Danahay	Leger	Thibaut
Dixon	Ligi	Waddell
Doerge	Little	White
Dove	Lopinto	Willmott
Downs	McVea	Wooton
Edwards	Mills	
Ellington	Monica	
Total - 94		

NAYS

Total - 0

ABSENT

Ernst	Jones, R.	Pearson
Hardy	Kleckley	Williams
Jackson M.	LaFonta	
Johnson	Lambert	
Total - 10		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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. 612: Reps. Fannin, Austin Badon, and Chandler.

HOUSE BILL NO. 636—

BY REPRESENTATIVE MONICA AN ACT

To amend and reenact R.S. 32:415.1(A)(1)(a) and (B) and R.S. 34:851.24(F)(2) and 851.36(A) and to enact R.S. 32:414(V) and 667(B)(5) and R.S. 34:851.8 and 851.31(B), relative to boat safety; to provide for suspension of the privilege and prohibition to operate a watercraft upon certain waterways; to provide for suspension of driver's license; to provide for hardship appeal; to provide for boating safety equipment; to provide for boating safety education; 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 Natural Resources to Reengrossed House Bill No. 636 by Representative Monica

AMENDMENT NO. 1

On page 4, line 18, after "apply to" insert "persons thirteen years of age or older while engaged in commercial fishing operations on"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 636 by Representative Monica

AMENDMENT NO. 1

On page 3, line 18, change "32:378.2(A)(2)" to "32:378.2(B)"

AMENDMENT NO. 2

On page 3, line 27, following "to" and before "the" insert "s"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Little
Abramson	Fannin	Lopinto
Anders	Foil	McVea
Armes	Franklin	Mills
Arnold	Gallot	Monica
Aubert	Geymann	Montoucet
Badon, A.	Gisclair	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Perry
Barrow	Harrison	Peterson
Billiot	Hazel	Pugh
Brossett	Henderson	Richard
Burford	Henry	Richardson
Burns, H.	Hill	Richmond
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Honey	Simon
Carter	Howard	Smith, G.
Champagne	Hutter	Smith, J.
Chandler	Jackson G.	Smith, P.
Chaney	Jackson M.	St. Germain
Cornick	Jones, R.	Stiaes
Cortez	Jones, S.	Talbot
Cromer	Katz	Templet
Danahay	Kleckley	Thibaut
Dixon	LaBruzzo	Waddell
Doerge	Landry	White
Dove	LeBas	Williams
Downs	Leger	Willmott
Edwards	Ligi	Wooton
Total - 93		

NAYS

Total - 0

ABSENT

Ernst	Lambert	Roy
Greene	Pearson	Schroder
Johnson	Ponti	Smiley
LaFonta	Pope	
Total - 11		

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

HOUSE BILL NO. 651—

BY REPRESENTATIVE ARMES AN ACT

To amend and reenact R.S. 11:1007(C) and (F), relative to the Louisiana School Employees' Retirement System; to provide relative to the reemployment of retired school bus drivers; to require the submission of certain information relative to such persons; to require certification of a school bus driver shortage by the employer; to provide for actuarial costs associated with reemploying such school bus drivers; 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 Retirement to Reengrossed House Bill No. 651 by Representative Armes

AMENDMENT NO. 1

On page 2, line 25, delete "its pro rata" and insert in lieu thereof "the actuarial"

AMENDMENT NO. 2

On page 2, line 26, delete "share of any actuarial"

AMENDMENT NO. 3

On page 2, line 27, after "driver" insert "in excess of the cost that would have been incurred if the employer had reemployed the driver or drivers pursuant to R.S.11:1006"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Abramson	Foil	Monica
Anders	Franklin	Montoucet
Armes	Gallot	Morris
Arnold	Gisclair	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Perry
Baldone	Hardy	Peterson
Barras	Harrison	Pope
Barrow	Hazel	Pugh
Billiot	Henderson	Richard
Brossett	Henry	Richardson
Burford	Hill	Richmond
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honey	Simon
Carmody	Howard	Smiley
Carter	Hutter	Smith, G.
Champagne	Jackson G.	Smith, J.
Chandler	Jackson M.	Smith, P.
Chaney	Jones, R.	Stiaes
Connick	Jones, S.	Talbot
Cortez	Katz	Templet
Cromer	Kleckley	Thibaut
Danahay	LaBruzzo	Waddell
Dixon	Landry	White
Doerge	LeBas	Williams
Dove	Leger	Willmott
Downs	Ligi	Wooton
Edwards	Little	
Ellington	Lopinto	
Total - 91		

NAYS

Total - 0

ABSENT

Badon, B.	LaFonta	Roy
Ernst	Lambert	Schroder
Geymann	Mills	St. Germain
Greene	Pearson	
Johnson	Ponti	
Total - 13		

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

HOUSE BILL NO. 756—
BY REPRESENTATIVE MONTOU CET
AN ACT

To amend and reenact R.S. 47:305.25(A)(introductory paragraph), relative to the sales and use tax exemption and exclusion for farm equipment; to require an exemption certificate for eligibility to obtain the tax exemption; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 756 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 17, after "they are a" and before "farmer" delete "bonafide"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Riser to Reengrossed House Bill No. 756 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:" delete the remained of the line and insert "305(D)(2) and 305.25(A)(introductory paragraph) and to enact R.S. 47:302(R)(3), 321(H)(3), and 331(P)(4), relative to the sales and"

On page 1, line 3, after "equipment" insert "and certain meals"

AMENDMENT NO. 2

On page 1, line 7, after "R.S. 47:" delete the remained of the line and on line 8, delete "reenacted" and insert "305(D)(2) and 305.25(A)(introductory paragraph) are hereby amended and reenacted and R.S. 47:302(R)(3), 321(H)(3), and 331(P)(4) are hereby enacted"

AMENDMENT NO. 3

On page 1, between lines 8 and 9, insert the following:

"§302. Imposition of tax

	*	*	*
R.			
	*	*	*

(3) Notwithstanding any other provision of law to the contrary and specifically notwithstanding any provision enacted during the 2004 First Extraordinary Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305(D)(2) shall be applicable, operable, and effective from January 1, 1998.

* * *

§305. Exclusions and exemptions from the tax

* * *

D.

* * *

(2)(a) Sales of meals furnished to as follows:

(i) To the staff and students of educational institutions including kindergartens including, but not limited to kindergartens, if the meals are consumed on the premises where purchased, or if they are purchased in advance by students, faculty, or staff pursuant to a meal plan sponsored by the institution or organization or purchased in advance pursuant to any other payment arrangement sanctioned by the institution or organization and generally available to students, faculty, and staff of the institution or organization, regardless of where such meals are consumed.

(ii) To the staff and patients of hospitals.

(iii) To the staff, inmates, and patients of mental institutions. and

(iv) To the boarders of rooming houses, and occasional

(v) Occasional meals furnished in connection with or by to the public in educational, religious, or medical organizations facilities.

(b) Except as provided for in Item (i) of this Paragraph, the furnishing of such meals shall be exempt from the taxes imposed by this Chapter if the meals are consumed on the premises where purchased. However, sales by any of the above in facilities open to outsiders or to the general public are not exempt from the taxes imposed by taxing authorities.

* * *

AMENDMENT NO. 4

On page 1, after line 20, insert the following:

"§321. Imposition of tax

* * *

H.

* * *

(3) Notwithstanding any other provision of law to the contrary and specifically notwithstanding any provision enacted during the 2002 Regular Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305(D)(2) shall be applicable, operable, and effective from January 1, 1998.

* * *

§331. Imposition of tax

* * *

P.

* * *

(4) Notwithstanding any other provision of law to the contrary and specifically notwithstanding any provision enacted during the 2004 First Extraordinary Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305(D)(2) shall be applicable, operable, and effective from January 1, 1998.

* * *

Section 2. The provisions of this Act shall be retroactive; however, correctly computed taxes not paid under protest with suit filed for their recovery as required by law shall not be refunded.

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."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members voting 'YEAS' in three columns: Mr. Speaker, Abramson, Armes, Arnold, Aubert, Badon, A., Baldone, Barras, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Fannin, Total - 88.

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT' in three columns: Anders, Barrow, Ernst, Greene, Hardy, Jackson M., Johnson, LaFonta, Lambert, Pearson, Pont, Roy, Schroder, Stiaes, Waddell, Total - 16.

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

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. 756: Reps. Montoucet, Greene, and Robideaux.

HOUSE BILL NO. 829—

BY REPRESENTATIVE CORTEZ

AN ACT

To amend and reenact R.S. 38:3092(6), 3093, 3094(A)(introductory paragraph) and (1) through (5), (B)(introductory paragraph) and (7), (C)(introductory paragraph) and (1), 3097.3(C)(4)(a) and (F)(1) and (2)(introductory paragraph), 3098(A)(introductory paragraph) and (B), 3098.1(4), 3098.2(A)(introductory paragraph), (2), and (5) and (B), 3098.4(7), 3098.5, 3098.6, and 3098.7(B), to enact R.S. 38:3092(7) and 3097.3(F)(2)(h) and (i) and to repeal R.S. 38:3096, 3097, 3098.3, and 3098.7(C), relative to ground water resources, water wells and drillers; to transfer duties and responsibilities relative to ground water resources, water wells and drillers from the Department of Transportation and Development, office of public works, to the office of conservation, Department of Natural Resources; 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 Natural Resources to Reengrossed House Bill No. 829 by Representative Cortez

AMENDMENT NO. 1

On page 5, line 19, after "hundred" insert "one"

AMENDMENT NO. 2

On page 5, line 24, after "one thousand" insert "one"

AMENDMENT NO. 3

On page 5, line 26, after "hundred" insert "one"

AMENDMENT NO. 4

On page 10, after line 15, insert:

"Section 4. This Act shall become effective on January 1, 2010."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 829 by Representative Cortez

AMENDMENT NO. 1

On page 1, line 4, following "3097.3(C)(4)(a)" and before "and" insert "(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 16, following "3097.3(C)(4)(a)" and before "and" insert "(introductory paragraph)"

AMENDMENT NO. 3

On page 6, line 16, following "fee." delete "the remainder of the line and delete lines 17 through 19 in their entirety."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Baldone	Jones, R.	Roy
Greene	LaFonta	Talbot
Hardy	Lambert	
Johnson	Richard	
Total - 10		

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. 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.

Called from the calendar.

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. 340 by Representative Henry

AMENDMENT NO. 1

On page 2, at the end of line 7, delete "November 2" and insert "August 28"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Barras, Billiot, Burford, Burns, H., Carmody, Champagne, Chandler, Chaney, Cortez, Cromer, Danahay, Doerge, Dove, Downs, Ellington, Fannin, Foil, Geymann, Guinn, Hazel, Henry, Hill, Hoffmann, Howard, Hutter, Katz, LaBruzzo, Landry, Ligi, Little, Lopinto, McVea, Mills, Morris, Nowlin, Ponti, Pope, Pugh, Richard, Richardson, Robideaux, Schroder, Simon, Smiley, Smith, J., Talbot, Templet, Waddell, White, Williams, Willmott, Wooton

Total - 53

NAYS

Table with 3 columns of names: Aubert, Badon, B., Brossett, Carter, Dixon, Edwards, Ernst, Gallot, Gisclair, Guillory, Hardy, Henderson, Hines, Honey, Jackson G., Jackson M., Jones, R., Leger, Montoucet, Norton, Peterson, Richmond, Ritchie, Smith, G., Smith, P., Thibaut

Total - 26

ABSENT

Table with 3 columns of names: Abramson, Anders, Armes, Arnold, Badon, A., Baldone, Barrow, Burns, T., Burrell, Connick, Franklin, Greene, Harrison, Johnson, Jones, S., Kleckley, LaFonta, Lambert, LeBas, Monica, Pearson, Perry, Roy, St. Germain, Stiaes

Total - 25

The amendments proposed by the Senate, failing to receive a two-thirds vote of the elected members, were not concurred in by the House.

Conference committee appointment pending.

Consent to Correct a Vote Record

Rep. Williams requested the House consent to correct his vote on concurrence of the Senate Amendments to House Bill No. 340 from nay to yea, which consent was unanimously granted.

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. 340: Reps. Henry, Tim Burns, and Edwards.

HOUSE BILL NO. 347—

BY REPRESENTATIVE DOWNS AN ACT

To amend and reenact R.S. 44:4.1(B)(10) and to enact R.S. 22:42.1, relative to the Department of Insurance; to provide with respect to the confidentiality of certain health information; to provide for the definition of protected health information; to provide for limited disclosures by the department; 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 Health and Welfare to Reengrossed House Bill No. 347 by Representative Downs

AMENDMENT NO. 1

On page 2, line 21, after "investigation;" and before "or" insert "the legislative auditor;"

AMENDMENT NO. 2

On page 2, line 24, after "department" and before "also" delete "may" and insert "shall"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Reengrossed House Bill No. 347 by Representative Downs

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 2, 2009, on page 1, line 4 after "line" and before "," change "24" to "22"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 347 by Representative Downs

AMENDMENT NO. 1

On page 2, line 21, after "fraud investigation" insert "; the office of the state inspector general"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 86

NAYS

Total - 0

ABSENT

Armes	Henderson	LeBas
Barrow	Henry	Pearson
Carter	Johnson	Ponti
Danahay	Jones, S.	St. Germain
Geymann	LaFonta	Stiaes
Greene	Lambert	White

Total - 18

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.

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 Education to Engrossed House Bill No. 570 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, line 5, between "student" and "at" insert "enrolled"

AMENDMENT NO. 2

On page 1, line 17, between "student" and "at" insert "enrolled"

AMENDMENT NO. 3

On page 2, lines 10, 17, and 18, between "student" and "at" insert "enrolled"

AMENDMENT NO. 4

On page 2, at the end of line 20, insert "Records of any such reported communication shall be maintained by the school board for a period of at least one year."

AMENDMENT NO. 5

On page 2, line 22, after "may" insert "result in disciplinary action, and in extreme circumstances may"

AMENDMENT NO. 6

On page 3, line 18, between "student" and "at" insert "enrolled"

AMENDMENT NO. 7

On page 4, line 11, between "student" and "at" insert "enrolled"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	McVea
Abramson	Fannin	Mills
Anders	Foil	Monica
Arnold	Franklin	Montoucet
Aubert	Gallot	Morris
Badon, A.	Geymann	Norton
Baldone	Gisclair	Nowlin
Barras	Guillory	Perry
Billiot	Guinn	Peterson
Brossett	Hardy	Pope
Burford	Harrison	Pugh
Burns, T.	Hazel	Richardson
Burrell	Henderson	Richmond
Carmody	Hill	Ritchie
Carter	Hoffmann	Robideaux
Champagne	Honey	Roy
Chandler	Howard	Simon
Chaney	Hutter	Smiley
Connick	Jackson G.	Smith, G.
Cortez	Jones, R.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	Kleckley	Talbot

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Dixon
Doerge
Dove
Downs
Edwards
Ellington
Total - 84
LaBruzzo
Landry
Leger
Ligi
Little
Lopinto
Templet
Thibaut
Waddell
Williams
Willmott
Wooton

NAYS

Hines
Total - 1

ABSENT

Armes
Badon, B.
Barrow
Burns, H.
Greene
Henry
Jackson M.
Total - 19
Johnson
Jones, S.
LaFonta
Lambert
LeBas
Pearson
Ponti
Richard
Schroder
St. Germain
Stiaes
White

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

Suspension of the Rules

On motion of Rep. Barrow, 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. 171—
BY SENATORS BROOME, CHEEK, DORSEY, ERDEY, GRAY EVANS, HEITMEIER, MOUNT AND NEVERS
AN ACT

To enact R.S. 46:1414, relative to child care facilities; to provide for the dissemination of information relating to the benefits of immunizing certain children against influenza; to provide for duties of a licensed child care facility; to provide for related matters.

Read by title.

Rep. Barrow moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Anders
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Ernst
Fannin
Foil
Franklin
Geymann
Gisclair
Greene
Guillory
Hardy
Henderson
Norton
Nowlin
Perry
Peterson
Ponti
Pope
Pugh
Richard
Richardson
Richmond

Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chandler
Chaney
Cortez
Cromer
Danahay
Dixon
Doerge
Downs
Edwards
Total - 83
Hill
Hines
Hoffmann
Honey
Howard
Hutter
Jackson G.
Jones, R.
Katz
Kleckley
LaBruzzo
Ligi
Little
Lopinto
McVea
Mills
Monica
Montoucet
Ritchie
Robideaux
Roy
Schroder
Simon
Smiley
Smith, G.
Smith, J.
Smith, P.
Talbot
Templet
Thibaut
Waddell
White
Williams
Willmott
Wooton

NAYS

Total - 0

ABSENT

Armes
Connick
Dove
Ellington
Gallot
Guinn
Harrison
Total - 21
Hazel
Henry
Jackson M.
Johnson
Jones, S.
LaFonta
Lambert
Landry
LeBas
Leger
Morris
Pearson
St. Germain
Stiaes

The Chair declared the above bill was finally passed.

Rep. Barrow 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.

Regular Calendar

SENATE BILL NO. 58—
BY SENATOR SHAW
AN ACT

To amend and reenact R.S. 15:555(A)(3), relative to sexual assault task force; to provide for membership; and to provide for related matters.

Read by title.

Rep. Carmody moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Anders
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Billiot
Brossett
Burford
Burns, H.
Franklin
Gallot
Geymann
Gisclair
Greene
Guillory
Guinn
Hardy
Harrison
Henderson
Henry
Hill
Hines
Montoucet
Morris
Norton
Nowlin
Pearson
Perry
Peterson
Ponti
Pope
Pugh
Richard
Richardson
Richmond

Burns, T.	Hoffmann	Ritchie
Burrell	Honey	Robideaux
Carmody	Howard	Roy
Carter	Hutter	Schroder
Champagne	Jackson G.	Simon
Chaney	Jackson M.	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	LaBruzzo	Smith, P.
Danahay	Landry	Stiaes
Dixon	LeBas	Talbot
Doerge	Leger	Templet
Dove	Ligi	Thibaut
Downs	Little	Waddell
Ellington	Lopinto	White
Ernst	McVea	Williams
Fannin	Mills	Willmott
Foil	Monica	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Abramson	Hazel	LaFonta
Armes	Johnson	Lambert
Chandler	Jones, S.	St. Germain
Edwards	Kleckley	

Total - 11

The Chair declared the above bill was finally passed.

Rep. Carmody 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 Connick in the Chair

SENATE BILL NO. 95—

BY SENATORS MARTINY AND MORRELL AND REPRESENTATIVES BILLIOT, GISCLAIR, LABRUZZO, LIGI, LOPINTO, TALBOT AND WILLMOTT

AN ACT

To amend and reenact R.S. 33:2536.2(B) and to enact R.S. 33:2476.4, relative to Jefferson Parish; to provide for a secretary for any municipal fire and police civil service board in Jefferson Parish; to provide for the assignment of secretarial duties for the Jefferson Parish Fire Civil Service Board; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Billiot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Montoucet
Anders	Franklin	Morris
Arnold	Gallot	Nowlin
Aubert	Geymann	Pearson
Badon, A.	Gisclair	Perry
Badon, B.	Greene	Peterson
Baldone	Guillory	Ponti
Barras	Guinn	Pope
Barrow	Hardy	Pugh
Billiot	Harrison	Richard
Brossett	Henderson	Richardson

Burford	Henry	Richmond
Burns, H.	Hill	Ritchie
Burns, T.	Hines	Robideaux
Burrell	Hoffmann	Roy
Carmody	Honey	Schroder
Carter	Howard	Simon
Champagne	Hutter	Smiley
Chandler	Jackson G.	Smith, G.
Chaney	Jackson M.	Smith, J.
Connick	Jones, R.	Smith, P.
Cortez	Katz	Stiaes
Cromer	LaBruzzo	Talbot
Danahay	Landry	Templet
Dixon	LeBas	Thibaut
Doerge	Leger	Waddell
Dove	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Ellington	McVea	Wooton
Ernst	Mills	
Fannin	Monica	

Total - 94

NAYS

Total - 0

ABSENT

Mr. Speaker	Jones, S.	Norton
Armes	Kleckley	St. Germain
Hazel	LaFonta	
Johnson	Lambert	

Total - 10

The Chair declared the above bill was finally passed.

Rep. Billiot 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. 102—

BY SENATOR DUPLESSIS

AN ACT

To amend and reenact R.S. 33:9100.1, 9100.3(A), 9100.4(B), 9100.5, 9100.6(A), 9100.7(A) and (C), and 9100.11, to enact R.S. 33:9100.9(E), to repeal R.S. 33:9100.10, relative to the East New Orleans Neighborhood Advisory Commission; to provide for commission membership; to provide for commission jurisdiction; to provide for terms; to provide for officers and meetings; to provide for staff; to require notice from governing authority regarding zoning and building permits; to require that views of the commission to be presented only by their officers; and to provide for related matters.

Read by title.

Rep. Austin Badon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Mills
Anders	Franklin	Monica
Arnold	Gallot	Montoucet
Aubert	Geymann	Morris
Badon, A.	Gisclair	Norton
Badon, B.	Greene	Nowlin
Baldone	Guillory	Pearson
Barras	Guinn	Perry
Barrow	Hardy	Peterson
Billiot	Harrison	Ponti
Brossett	Henderson	Pugh

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Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hines	Richmond
Burrell	Hoffmann	Ritchie
Carmody	Honey	Robideaux
Carter	Hutter	Roy
Chandler	Jackson G.	Schroder
Chaney	Jackson M.	Simon
Connick	Johnson	Smith, G.
Cortez	Jones, R.	Smith, J.
Cromer	Jones, S.	Smith, P.
Danahay	Katz	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Fannin	McVea	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Howard	Pope
Armes	Kleckley	Smiley
Champagne	LaFonta	St. Germain
Hazel	Lambert	White
Total - 12		

The Chair declared the above bill was finally passed.

Rep. Austin Badon 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. 103—
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:9091.15, a bill relative to Orleans Parish; to create the Oak Island Neighborhood Improvement District; to provide for district boundaries, purpose, governance, and funding, including the levy of a parcel fee; to provide relative to the powers and duties of the district and its governing board; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henderson to Engrossed Senate Bill No. 103 by Senator Duplessis

AMENDMENT NO. 1

On page 2, line 17, change "Commission members" to "Commissioners"

AMENDMENT NO. 2

On page 7, line 4, change "commission members" to "commissioners"

AMENDMENT NO. 3

On page 7, line 7, change "commission member" to "commissioner"

AMENDMENT NO. 4

On page 7, line 10, change "commission member" to "commissioner"

AMENDMENT NO. 5

On page 7, line 11, change "commission member" to "commissioner"

AMENDMENT NO. 6

On page 7, line 17, change "commission member" to "commissioner"

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

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

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	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Pearson
Badon, B.	Guillory	Perry
Baldone	Guinn	Peterson
Barras	Harrison	Ponti
Barrow	Hazel	Pugh
Billiot	Henderson	Richard
Brossett	Henry	Richardson
Burford	Hill	Richmond
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honey	Roy
Carmody	Howard	Schroder
Carter	Hutter	Simon
Champagne	Jackson G.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	Stiaes
Connick	Jones, S.	Talbot
Cortez	Katz	Templet
Danahay	Kleckley	Thibaut
Dixon	LaBruzzo	Waddell
Doerge	Landry	White
Dove	LeBas	Williams
Downs	Ligi	Willmott
Edwards	Little	Wooton
Ellington	Lopinto	
Ernst	McVea	
Total - 94		

NAYS

Total - 0

ABSENT

Cromer	Lambert	Smith, P.
Hardy	Leger	St. Germain
Jackson M.	Pope	
LaFonta	Smiley	
Total - 10		

The Chair declared the above bill was finally passed.

Rep. Henderson 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. 104—
BY SENATOR DUPLESSIS

AN ACT

To enact R.S. 33:9080.3, relative to improvement districts in Orleans Parish; to create the Lakewood East Security and Neighborhood Improvement District; to provide that the Lakewood East Homeowners Association shall govern the district; to provide for the purpose, boundaries, parcel fee, budget, powers and duties of the district; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Lopinto
Abramson	Fannin	McVea
Anders	Foil	Mills
Armes	Franklin	Monica
Arnold	Gallot	Montoucet
Aubert	Gisclair	Norton
Badon, A.	Greene	Nowlin
Badon, B.	Guillory	Pearson
Baldone	Guinn	Perry
Barras	Hardy	Peterson
Barrow	Harrison	Ponti
Billiot	Hazel	Pugh
Brossett	Henderson	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Richmond
Burrell	Hoffmann	Ritchie
Carmody	Honey	Robideaux
Carter	Howard	Roy
Champagne	Hutter	Schroder
Chandler	Jackson G.	Simon
Chaney	Jackson M.	Smith, G.
Connick	Johnson	Smith, J.
Cortez	Jones, R.	Smith, P.
Cromer	Jones, S.	Stiaes
Danahay	Katz	Talbot
Dixon	Kleckley	Templet
Doerge	Landry	Thibaut
Dove	LeBas	White
Downs	Leger	Williams
Edwards	Ligi	Willmott
Ellington	Little	Wooton
Total - 93		

NAYS

Total - 0

ABSENT

Burns, T.	LaFonta	Smiley
Geymann	Lambert	St. Germain
Henry	Morris	Waddell
LaBruzzo	Pope	
Total - 11		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 125—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(U), relative to sheriffs; to provide for the premium costs of group hospital, health, and life insurance for retired sheriffs and deputy sheriffs in Madison Parish; to provide for eligibility; 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	Fannin	Monica
Abramson	Foil	Montoucet
Anders	Franklin	Norton
Armes	Gallot	Nowlin
Arnold	Gisclair	Pearson
Aubert	Greene	Perry
Badon, A.	Guillory	Ponti
Badon, B.	Guinn	Pope
Baldone	Hardy	Pugh
Barras	Harrison	Richard
Barrow	Hazel	Richardson
Billiot	Henderson	Richmond
Burford	Henry	Ritchie
Burns, H.	Hill	Robideaux
Burns, T.	Hines	Roy
Burrell	Hoffmann	Schroder
Carmody	Honey	Simon
Carter	Howard	Smith, G.
Champagne	Hutter	Smith, J.
Chandler	Jackson G.	Smith, P.
Chaney	Johnson	Stiaes
Connick	Jones, R.	Talbot
Cortez	Jones, S.	Templet
Cromer	Kleckley	Thibaut
Danahay	LaBruzzo	Waddell
Dixon	LeBas	White
Doerge	Ligi	Williams
Dove	Little	Willmott
Downs	Lopinto	Wooton
Edwards	McVea	
Ellington	Mills	
Total - 91		

NAYS

Total - 0

ABSENT

Brossett	LaFonta	Peterson
Ernst	Lambert	Smiley
Geymann	Landry	St. Germain
Jackson M.	Leger	
Katz	Morris	
Total - 13		

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.

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SENATE BILL NO. 281—
BY SENATOR APPEL AND REPRESENTATIVE ELLINGTON
AN ACT

To enact Chapter 5-S of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:380.161 through 167, and R.S. 36:744(CC) and 801.23, relative to state museums; to create the Schepis Museum advisory board in the Department of State; to provide for powers and duties of the board; to provide for funding; to provide for the disposition of property; and to provide for related matters.

Read by title.

Rep. Ellington moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Abramson, Anders, Armes, Arnold, Aubert, Badon, B., Baldone, Barras, Billiot, Brossett, Burford, Burns, H., Burns, T., Carmody, Carter, Chandler, Chaney, Cromer, Danahay, Doerge, Dove, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Gisclair, Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hoffmann, Honey, Hutter, Jackson G., Jones, R., Jones, S., LaBruzzo, LeBas, Little, McVea, Mills, Monica, Norton, Nowlin, Perry, Peterson, Ponti, Pugh, Richardson, Richmond, Ritchie, Robideaux, Roy, Smith, G., Stiaes, Talbot, Templet, Thibaut, White, Williams, Willmott, Wooton.

NAYS

Table with 3 columns of names: Badon, A., Barrow, Burrell, Champagne, Connick, Cortez, Dixon, Geymann, Greene, Hines, Howard, Jackson M., Kleckley, Landry, Lopinto, Montoucet, Pearson, Pope, Schroder, Simon, Smiley, Smith, P., Waddell.

ABSENT

Table with 3 columns of names: Mr. Speaker, Ernst, Guillory, Johnson, Katz, LaFonta, Lambert, Leger, Ligi, Morris, Richard, Smith, J., St. Germain.

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 296—
BY SENATOR B. GAUTREAUX AND REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 11:42(B)(5) and (11), 102(B)(1), (2)(b)(i) and (ii) and (c), (3)(b) and (c), and (5), 542(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (5)(a)(i) and (b), and (E), and 883.1(A), (B), (C)(1)(introductory paragraph), (2), (3), (4)(a)(introductory paragraph), (b)(introductory paragraph), and (c), (E), and (F), to enact R.S. 11:102.1, 102.2, 542(C)(4)(d) and (e) and (F), and 883.1(C)(4)(d) and (e) and (G), and to repeal R.S. 11:542(D) and 883.1(D), relative to the liabilities of the state retirement systems; to provide for payment of such liabilities; to provide for employer contributions; to limit creation of certain additional liabilities through benefit increases; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Cortez, Danahay, Doerge, Dove, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, Hardy, Harrison, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Jackson G., Jackson M., Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, 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, Smith, G., Smith, J., Smith, P., Stiaes, Talbot, Templet, Thibaut, Waddell, White, Williams, Willmott, Wooton.

NAYS

Table with 3 columns of names: Dixon, Guinn, Hazel.

ABSENT

Table with 3 columns of names: Connick, Cromer, Ernst, Hutter, Johnson, LaFonta, Lambert, St. Germain.

The Chair declared the above bill was finally passed.

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

Acting Speaker Kleckley in the Chair

SENATE BILL NO. 302—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 15:902.3(A) and 902.4(A), (B) and (D), relative to the Department of Corrections; to provide relative to juvenile placement; to provide relative to the conversion of Jetson Center for Youth; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Reengrossed Senate Bill No. 302 by Senator Broome

AMENDMENT NO. 1

On page 2, line 10, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth"

AMENDMENT NO. 2

On page 2, lines 24 and 25, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth"

AMENDMENT NO. 3

On page 3, line 29, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth"

AMENDMENT NO. 4

On page 4, line 12, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth"

AMENDMENT NO. 5

In Amendment No. 6 proposed by the House Committee on Judiciary and adopted by the House on June 3, 2009, on page 1, lines 24 and 25, change "Capital Area Center for Youth" to "Louis Jetson Center for Youth"

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

Rep. White 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	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Geymann	Morris
Arnold	Gisclair	Norton
Badon, A.	Greene	Nowlin
Badon, B.	Guillory	Pearson
Baldone	Guinn	Perry

Barras	Hardy	Peterson
Barrow	Harrison	Ponti
Billiot	Hazel	Pope
Brossett	Henderson	Pugh
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	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, J.
Cromer	Katz	Smith, P.
Danahay	LaBruzzo	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Templet
Dove	Leger	Thibaut
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	McVea	Willmott

Total - 96

NAYS

Total - 0

ABSENT

Aubert	Kleckley	St. Germain
Ernst	LaFonta	Wooton
Henry	Lambert	

Total - 8

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. 9—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 47:303(D)(1) and 305(D)(1)(i) and (H) and to enact R.S. 47:321(H)(3), relative to the sales and use tax of the state and its political subdivisions; to provide for an exemption for certain property used as demonstrators; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 9 by Senator Long

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:303(D)(1)" delete the remainder of the line and insert a comma "," and insert the following:

"305(D)(1)(i) and (H), and 337.9(D)(25), and to enact R.S."

AMENDMENT NO. 2

On page 1, at the beginning of line 3, insert "47:305.50(F) and"

AMENDMENT NO. 3

On page 1, at the beginning of line 5, insert "to provide an exemption for certain railroad ties;"

AMENDMENT NO. 4

On page 1, line 7, after "R.S. 47:303(D)(1)" delete the remainder of the line and insert a comma "," and insert the following:

"305(D)(1)(i) and (H), and 337.9(D)(25) are hereby amended and"

AMENDMENT NO. 5

On page 1, delete line 8 in its entirety and insert the following:

"reenacted, and R.S. 47:305.50(F) and 321(H)(3) are hereby enacted to read as follows:"

AMENDMENT NO. 6

On page 3, between lines 12 and 13, insert the following:

"§305.50. Exemption; vehicles used in interstate commerce; rail rolling stock; railroad ties

* * *

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

* * *

AMENDMENT NO. 7

On page 3, between lines 21 and 22, insert the following:

"§337.9. Exemptions applicable to local tax in Chapters 2, 2-A, and 2-B; other exemptions applicable

* * *

D.

* * *

(25) R.S. 47:305.50, "key words": vehicles used in interstate commerce; rail rolling stock sold or leased in this state; railroad ties."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed Senate Bill No. 9 by Senator Long

AMENDMENT NO. 1

On page 1, at the beginning of line 3, insert "47:301(16)(q) and"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, insert the following:

"to provide an exclusion for certain component parts of immovable property; to provide with respect to the legislative intent of Act No. 632 of the 2008 Regular Session of the Legislature as it relates to sales and use tax; to establish a collaborative working group to develop certain proposals and make certain reports regarding component parts of immovable property for purposes of sales and use tax; to provide for applicability and retroactivity;"

AMENDMENT NO. 3

On page 3, between lines 21 and 22, insert the following:

"Section 2. R.S. 47:301(16)(q) is hereby enacted to read as follows:

§301. Definitions

* * *

(16)

* * *

(q) For purposes of sales and use taxes imposed by the state, any statewide taxing authority, or any political subdivision, the term "tangible personal property" shall not include any property that would have been considered immovable property prior to the enactment on July 1, 2008, of Act No. 632 of the 2008 Regular Session of the Legislature.

* * *

Section 3.A. The purpose of Sections 2 and 3 of this Act are to restore the prior definition of a component part for sales tax purposes consistent with Act No. 301 of the 2005 Regular Session of the Louisiana Legislature and Act No. 594 of the 2006 Regular Session of the Louisiana Legislature.

B. Act No. 632 of the 2008 Regular Session of the Legislature was enacted to define component parts of immovable property within the Louisiana Civil Code. Such instrument was introduced, considered, and enacted in accordance with the provisions of Article III, Section 2(A)(3) of the Constitution of Louisiana. The amendment of Civil Code Articles 466 and 508 as contained in Act No. 632 of the 2008 Regular Session of the Legislature shall not be interpreted or in any way construed to change the characterization of component parts of immovable property for purposes of any tax imposed by the state or any of its political subdivisions.

Section 4.A. There is hereby established the following collaborative working group of state and local tax administrators and industry representatives for the purpose of assisting in developing policy regarding the determination of which items should be considered as moveable or immovable property for the purposes of state and local sales and use tax. Representatives of each of the following shall serve as members of the group:

- (1) The Louisiana Association of Business and Industry
- (2) The Louisiana Hospital Association.
- (3) The Louisiana Chemical Association.
- (4) The Louisiana Pulp and Paper Association.
- (5) The Louisiana Mid-Continent Oil and Gas Association.
- (6) The Society of Louisiana Certified Public Accountants.
- (7) The tax section of the Louisiana State Bar Association.

- (8) The Louisiana Association of Tax Administrators.
- (9) The Police Jury Association of Louisiana.
- (10) The Louisiana Municipal Association.
- (11) The Louisiana School Boards Association.
- (12) Three persons designated by the Louisiana Department of Revenue.

B. The Department of Revenue shall call an organizational meeting of the group no later than August 15, 2009, at which the group shall elect a chairman who shall be responsible for calling future meetings and organizing the work of the group. The group shall meet at least once each calendar quarter thereafter. The members of the group shall serve without compensation.

C. The group shall study and develop specific proposals on the definition of tangible personal property under Chapters 2, 2-A, 2-B and 2-D of Title 47 of the Louisiana Revised Statutes of 1950. The group shall report its policy recommendations to the chairmen of the House Committee on Ways and Means and Senate Committee on Revenue and Fiscal Affairs no later than January 31, 2011.

D. The group shall cease to exist on June 30, 2011.

Section 5. The provisions of Sections 2 and 3 of this Act are declared to be remedial, curative, and procedural and therefore shall be applied retroactively as well as prospectively, and shall apply to all transactions occurring on or after the enactment on July 1, 2008, of Act No. 632 of the 2008 Regular Session of the Legislature."

AMENDMENT NO. 4

On page 3, at the beginning of line 22, delete "Section 2." and insert "Section 6."

Point of Order

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

Ruling of the Chair

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

Rep. Greene moved the adoption of the amendments.

Rep. Lopinto objected.

By a vote of 77 yeas and 9 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Downs	Ligi
Anders	Ellington	Little
Armes	Fannin	Lopinto
Arnold	Foil	McVea
Badon, A.	Franklin	Mills
Badon, B.	Gallot	Monica
Baldone	Geymann	Montoucet

Barras	Greene	Nowlin
Billiot	Guinn	Perry
Burford	Hardy	Ponti
Burns, H.	Harrison	Pope
Burns, T.	Henderson	Pugh
Burrell	Henry	Richardson
Carmody	Hill	Ritchie
Carter	Hines	Robideaux
Chandler	Hoffmann	Smiley
Chaney	Howard	Smith, G.
Connick	Hutter	Smith, J.
Cortez	Jones, S.	Talbot
Cromer	Katz	Waddell
Danahay	Kleckley	White
Dixon	LaBruzzo	Williams
Doerge	Landry	Willmott
Dove	LeBas	Wooton
Total - 72		

NAYS

Brossett	Leger	Roy
Gisclair	Norton	Simon
Honey	Pearson	Smith, P.
Jackson M.	Peterson	
Jones, R.	Richard	
Total - 13		

ABSENT

Mr. Speaker	Hazel	Schroder
Aubert	Jackson G.	St. Germain
Barrow	Johnson	Stiaes
Champagne	LaFonta	Templet
Edwards	Lambert	Thibaut
Ernst	Morris	
Guillory	Richmond	
Total - 19		

The Chair declared the above bill was finally passed.

Rep. Nowlin 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. 10—

BY SENATORS DUPRE, ADLEY AND SHAW AND REPRESENTATIVES BOBBY BADON, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, CORTEZ, GISCLAIR, SAM JONES, KLECKLEY, LAMBERT, LANDRY, LITTLE, MILLS, MONICA, MONTOUCET, MORRIS, PUGH, SIMON AND WHITE

AN ACT

To enact R.S. 47:301(10)(ff) and (18)(p), relative to sales and use tax imposed by the state or any political subdivision of the state; to grant an exclusion for certain tertiary recovery projects; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 10 by Senator Dupre

AMENDMENT NO. 1

On page 1, delete line 2 through 4 in their entirety and insert the following :

"To amend and reenact R.S. 47:633.4(B)(2), and to enact R.S. 47:301(10)(ff) and (18)(p), relative to taxation related to oil

production from certain crude oil tertiary recovery projects; to provide an exclusion from state and local sales and use taxes for certain tertiary recovery projects; to reduce the severance tax on oil production for certain tertiary recovery projects; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 6, after "Section 1," and before "R.S. 47:301(10)(ff)" insert "R.S. 47:633.4(B)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3

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

"§633.4. Tertiary recovery incentive

* * *

B.

* * *

(2) Payout shall be determined at a public hearing held before the assistant secretary of the office of conservation. Once payout has been achieved severance tax shall be due in regard to all future production within the qualified tertiary recovery project as provided by law, with the exception of production within a carbon dioxide (CO2) tertiary recovery project which is permitted on or after July 1, 2009. For all taxable periods beginning on and after July 1, 2010, the severance tax on future production within a carbon dioxide (CO2) tertiary recovery project using anthropogenic carbon dioxide which is permitted after July 1, 2009, shall be reduced by fifty percent of the tax that otherwise would be due.

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Abramson, Anders, Armes, Arnold, Badon, A., Badon, B., Baldone, Barras, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Danahay, Dixon, Doerge, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Hazel, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Katz, LaBruzzo, Landry, LeBas, Leger, Ligi, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Simon, Smiley, Smith, G., Smith, J., St. Germain, Talbot, Templet, Waddell, White.

Table listing names of representatives who voted 'NAYS' or 'ABSENT', including Dove, Downs, Edwards, Ellington, Fannin, Little, Lopinto, McVea, Mills, Monica, Williams, Willmott, Wooton.

Peterson Total - 1

Table listing names of representatives who were 'ABSENT', including Mr. Speaker, Aubert, Barrow, Cromer, Ernst, Henderson, Henry, Jackson M., Johnson, Jones, R., Jones, S., Kleckley, LaFonta, Lambert, Schroder, Smith, P., Stiaes, Thibaut.

The Chair declared the above bill was finally passed.

Rep. Abramson 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. 28 BY SENATOR ALARIO

AN ACT

To enact R.S. 47:1992.1, relative to inspection of assessment lists; to change the inspection period for assessment lists in Jefferson Parish; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 33 BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 47:305.51, relative to the sales tax exemption for purchases of utilities used by certain steelworks and blast furnaces; to change the business classification required for eligibility for the exemption from Standard Industrial Classification (SIC) Sector 3312 to North American Industry Classification System (NAICS) Sector 331111, as it existed in 2002; to provide relative to terms and definitions; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed Senate Bill No. 33 by Senator Chaisson

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:305.51," and before "relative" insert "and to enact R.S. 47:301(10)(ff)"

AMENDMENT NO. 2

On page 1, at the beginning of line 7, after "definitions;" and before "to" insert the following:

"to provide for a state and local sales and use tax exemption for certain purchases of items of tangible personal property by the Military Department;"

AMENDMENT NO. 3

On page 1, line 9, after "reenacted" and before "to" insert "and R.S. 47:301(10)(ff) is hereby enacted"

AMENDMENT NO. 4

On page 1, between lines 9 and 10, insert the following:

"§301. Definitions

As used in this Chapter the following words, terms, and phrases have the meaning ascribed to them in this Section, unless the context clearly indicates a different meaning:

(10) * * *
* * *

(ff) For purposes of sales taxes imposed by the state or any political subdivision of the state, the term "retail sale" or "sale at retail" shall not include sales of tangible personal property by the Military Department, state of Louisiana, which occur on an installation or other property owned or operated by the Military Department.

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Fannin	McVea
Anders	Foil	Mills
Armes	Franklin	Monica
Badon, A.	Gallot	Montoucet
Badon, B.	Geymann	Morris
Baldone	Gisclair	Norton
Barras	Greene	Nowlin
Billiot	Guillory	Perry
Brossett	Guinn	Ponti
Burford	Harrison	Pope
Burns, H.	Hazel	Pugh
Burns, T.	Henry	Richard
Burrell	Hill	Richardson
Carmody	Hines	Richmond
Carter	Hoffmann	Ritchie
Champagne	Honey	Robideaux
Chandler	Howard	Roy
Chaney	Hutter	Schroder
Connick	Jackson G.	Smiley
Cortez	Johnson	Smith, G.
Cromer	Jones, R.	Smith, J.
Danahay	Katz	St. Germain
Dixon	Kleckley	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Total - 87		

NAYS

Hardy	Peterson	
Total - 2		
	ABSENT	
Mr. Speaker	Jackson M.	Pearson
Arnold	Jones, S.	Simon
Aubert	LaBruzzo	Smith, P.
Barrow	LaFonta	Stiaes
Henderson	Lambert	White
Total - 15		

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. 51—

BY SENATORS HEITMEIER, DORSEY, ERDEY, GRAY EVANS, MOUNT AND NEVERS

AN ACT

To enact Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291, relative to intergovernmental transfers from local governing bodies to the Department of Health and Hospitals; to provide for acceptance and use of intergovernmental transfers; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Arnold gave notice of his intention to call Senate Bill No. 51 from the calendar on Monday, June 22, 2009.

SENATE BILL NO. 55—

BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 56:699.1, 699.2 and 699.8(B), relative to issuance of hunting licenses; to require completion of a firearm and hunter education course by certain persons; to provide for a firearm and hunter safety card; to provide with respect to persons authorized to issue hunting licenses; to prohibit certain actions; to provide for temporary firearm hunter education deferral license; to provide for nonresident temporary firearm and hunter education deferral license; to provide an effective date; and to provide for related matters.

Read by title.

Rep. St. Germain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Monica
Armes	Franklin	Morris
Arnold	Gallot	Norton
Aubert	Geymann	Nowlin
Badon, A.	Gisclair	Perry

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

Total - 91

NAYS

Total - 0

ABSENT

Mr. Speaker	Jackson M.	Pearson
Anders	Jones, S.	Stiaes
Barrow	LaFonta	Talbot
Henderson	Lambert	
Henry	Montoucet	

Total - 13

The Chair declared the above bill was finally passed.

Rep. St. Germain 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. 84—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 38:2212.1(A)(1), relative to public contracts; to increase the limit for the purchase of materials and supplies to the sum of thirty thousand dollars for public entities without the necessity of advertisement; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Monica
Anders	Franklin	Montoucet
Armes	Gallot	Morris
Arnold	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Pearson
Badon, B.	Guillory	Perry

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

Total - 93

NAYS

Lopinto
Total - 2

Peterson

ABSENT

Mr. Speaker	Henderson	Lambert
Barrow	Jones, S.	Leger
Connick	LaFonta	Stiaes

Total - 9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 114—
BY SENATOR NEVERS

AN ACT

To repeal R.S. 47:6033(B)(4), relative to tax credits; to repeal a requirement that the Workforce Development Commission provide the Department of Revenue a certain annual list; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Morris
Anders	Gallot	Norton
Armes	Geymann	Nowlin
Arnold	Gisclair	Pearson
Aubert	Greene	Perry
Badon, A.	Guillory	Peterson
Badon, B.	Guinn	Ponti
Baldone	Hardy	Pope
Barras	Nowlin	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson

Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Honey	Robideaux
Burrell	Howard	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Katz	Smith, P.
Cortez	LaBruzzo	St. Germain
Cromer	Landry	Talbot
Danahay	LeBas	Templet
Dixon	Leger	Thibaut
Doerge	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Ellington	McVea	Willmott
Fannin	Mills	Wooton
Foil	Monica	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Harrison	LaFonta
Barrow	Henderson	Lambert
Dove	Jones, S.	Montoucet
Ernst	Kleckley	Stiaes
Total - 12		

The Chair declared the above bill was finally passed.

Rep. Ritchie 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. 147—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:6019(A)(3)(b)(i)(aa), relative to the tax credit for the rehabilitation of historic structures; to increase the number of allowable transfers; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Monica
Anders	Franklin	Montoucet
Armes	Gallot	Morris
Arnold	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Pearson
Badon, B.	Guillory	Perry
Baldone	Guinn	Peterson
Barras	Hardy	Ponti
Billiot	Harrison	Pope
Brossett	Hazel	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hines	Richmond
Burrell	Hoffmann	Ritchie

Carmody	Honey	Robideaux
Carter	Howard	Roy
Champagne	Hutter	Simon
Chandler	Jackson G.	Smiley
Chaney	Jackson M.	Smith, G.
Connick	Johnson	Smith, J.
Cortez	Jones, R.	St. Germain
Cromer	Katz	Talbot
Danahay	Kleckley	Templet
Dixon	LaBruzzo	Thibaut
Doerge	LeBas	Waddell
Dove	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Ellington	McVea	Wooton
Fannin	Mills	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Jones, S.	Leger
Barrow	LaFonta	Schroder
Ernst	Lambert	Smith, P.
Henderson	Landry	Stiaes
Total - 12		

The Chair declared the above bill was finally passed.

Rep. Robideaux 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. 160—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 47:1675(A)(6), relative to tax credits; to provide that any tax credit against income or corporate franchise tax with a "cap" on the amount of the credit allowed be administered on a first-come, first-serve basis unless otherwise provided by the statute granting the tax credit; to provide an exception when the total tax credits requested on a single business day exceed tax credits available under the credit "cap"; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Monica
Anders	Franklin	Montoucet
Armes	Gallot	Morris
Arnold	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Pearson
Badon, B.	Guillory	Perry
Baldone	Guinn	Peterson
Barras	Hardy	Pope
Billiot	Harrison	Pugh
Brossett	Hazel	Richard
Burford	Henry	Richardson
Burns, H.	Hill	Ritchie
Burrell	Hines	Robideaux
Carmody	Hoffmann	Roy
Carter	Honey	Schroder
Champagne	Howard	Simon

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Chandler	Hutter	Smiley
Chaney	Jackson G.	Smith, G.
Connick	Jackson M.	Smith, J.
Cortez	Johnson	Smith, P.
Cromer	Jones, R.	St. Germain
Danahay	Katz	Talbot
Dixon	Kleckley	Templet
Doerge	LaBruzzo	Thibaut
Dove	Leger	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Ernst	McVea	Wooton
Fannin	Mills	

Total - 92

NAYS

Total - 0

ABSENT

Mr. Speaker	Jones, S.	LeBas
Barrow	LaFonta	Ponti
Burns, T.	Lambert	Richmond
Henderson	Landry	Stiaes

Total - 12

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 179—

BY SENATORS CROWE AND THOMPSON
AN ACT

To amend and reenact R.S. 34:3494(A) and (B)(5) and (9), 3495(A) and (B), and 3504(F), to enact R.S. 34:3494(B)(10) and (11), and 3506(D), relative to the Louisiana International Deep Water Gulf Transfer Terminal Authority; to provide relative to the jurisdiction of the authority; to increase the membership of the board of commissioners; to provide for the terms of office for the board of commissioners; to remove legislative oversight of rules and regulations for maintenance and operation of the authority; to provide for budgets and financial reports of the authority; and to provide for related matters.

Read by title.

Rep. Leger moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Fannin	McVea
Anders	Foil	Monica
Armes	Franklin	Morris
Arnold	Gallot	Norton
Aubert	Geymann	Nowlin
Badon, A.	Gisclair	Pearson
Badon, B.	Greene	Perry
Baldone	Guillory	Peterson
Barras	Guinn	Pope
Billiot	Hardy	Pugh
Brossett	Harrison	Richard
Burford	Hazel	Richardson
Burns, H.	Hill	Richmond
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Honey	Roy
Carter	Howard	Schroder
Champagne	Hutter	Smith, G.

Chandler	Jackson G.	Smith, P.
Chaney	Jackson M.	St. Germain
Connick	Johnson	Talbot
Cortez	Katz	Templet
Danahay	Kleckley	Thibaut
Dixon	LaBruzzo	Waddell
Doerge	Landry	White
Dove	LeBas	Williams
Downs	Leger	Willmott
Edwards	Ligi	Wooton
Ellington	Little	
Ernst	Lopinto	

Total - 88

NAYS

Total - 0

ABSENT

Mr. Speaker	Jones, S.	Simon
Barrow	LaFonta	Smiley
Cromer	Lambert	Smith, J.
Henderson	Mills	Stiaes
Henry	Montoucet	
Jones, R.	Ponti	

Total - 16

The Chair declared the above bill was finally passed.

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

Acting Speaker Greene in the Chair

SENATE BILL NO. 183—

BY SENATOR APPEL

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.1 (C) of the Constitution of Louisiana, relative to the constitutional requirements and procedures for the imposition of or increase in a fee; to provide exceptions to such requirements for the increase in tuition or the imposition of or increase in fees at postsecondary institutions; to specify an election for submission of the proposition to electors and to provide a ballot proposition.

Read by title.

Motion

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

SENATE BILL NO. 193—

BY SENATOR LONG

AN ACT

To repeal R.S. 22:2372, relative to the Insure Louisiana Incentive Program; to repeal the requirement for use of unused monies in the program to assist individuals with homeowners' insurance premiums and to accelerate payoff of the Unfunded Accrued Liability of the state retirement systems; and to provide for related matters.

Read by title.

Rep. Chandler moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Mr. Speaker	LaFonta	Ponti
Barrow	Lambert	Smith, J.
Champagne	Montoucet	Stiaes
Guillory	Peterson	

Total - 11

The Chair declared the above bill was finally passed.

Rep. Chandler 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. 215—
BY SENATOR MORRISH

AN ACT

To enact Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291, relative to hospital prospective payment methodology; to provide for designation as a major teaching hospital; to provide for definitions; to provide for criteria; and to provide for related matters.

Read by title.

Rep. Kleckley moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Mr. Speaker	LaFonta	Peterson
Barrow	Lambert	Ponti
Burns, T.	Montoucet	Stiaes
LaBruzzo	Pearson	

Total - 11

The Chair declared the above bill was finally passed.

Rep. Kleckley 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. 222—

BY SENATORS ADLEY, MCPHERSON AND SHAW AND REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 34:2309(9), relative to powers and authority of the Red River Waterway Commission; to adjust the uses to which the commission's ad valorem property tax is allocated; and to provide for related matters.

Read by title.

Rep. Nowlin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Leger
Anders	Franklin	Ligi
Armes	Gallot	Little
Arnold	Geymann	McVea

Aubert	Gisclair	Monica
Badon, A.	Greene	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Perry
Billiot	Harrison	Peterson
Brossett	Hazel	Pope
Burford	Henderson	Pugh
Burns, H.	Henry	Richard
Burns, T.	Hill	Richardson
Burrell	Hines	Richmond
Carmody	Hoffmann	Ritchie
Carter	Honey	Roy
Champagne	Howard	Smiley
Chandler	Hutter	Smith, G.
Connick	Jackson G.	Smith, J.
Cortez	Jackson M.	Smith, P.
Danahay	Johnson	St. Germain
Dixon	Jones, R.	Talbot
Doerge	Jones, S.	Templet
Dove	Katz	Waddell
Downs	Kleckley	White
Edwards	LaBruzzo	Williams
Ellington	Landry	Willmott
Fannin	LeBas	Wooton

Total - 87

NAYS

Lopinto
Total - 1

ABSENT

Mr. Speaker	Lambert	Schroder
Barrow	Mills	Simon
Chaney	Montoucet	Stiaes
Cromer	Pearson	Thibaut
Ernst	Ponti	
LaFonta	Robideaux	

Total - 16

The Chair declared the above bill was finally passed.

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

Consent to Correct a Vote Record

Rep. Morris requested the House consent to record his vote on final passage of Senate Bill No. 222 as yea, which consent was unanimously granted.

SENATE BILL NO. 239—

BY SENATORS DUPRE AND MORRISH AND REPRESENTATIVES DOVE AND ST. GERMAIN

AN ACT

To amend and reenact R.S. 47:305.20(A), the introductory paragraph of (C), (1) and (2) and R.S. 56:303(E)(1) and 304(A), relative to tax exemptions; to provide for certain exclusions and exemptions from state sales, use, lease, and services taxes; to provide for a rebate of such taxes; to include possession of a vessel license by a commercial fisherman as qualifying for such tax exemptions; to provide for issuance of a vessel license to certain commercial fishermen; to provide for certification of certain commercial fishermen licenses; and to provide for related matters.

Read by title.

Rep. Harrison moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 88

NAYS

Peterson
Total - 2

ABSENT

Mr. Speaker	Johnson	Robideaux
Barrow	LaFonta	Schroder
Ernst	Lambert	Stiaes
Geymann	Montoucet	Thibaut
Jackson G.	Pearson	

Total - 14

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 241—

BY SENATORS MOUNT, DORSEY, DUPRE, ERDEY, KOSTELKA, LONG, MARIONNEAUX, MORRISH, RISER AND SHAW

AN ACT

To enact Subpart K of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.33, relative to state individual income tax checkoffs; to provide for the income tax checkoff for donations to the National Lung Cancer Partnership; 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

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

Total - 82

NAYS

Total - 0

ABSENT

Mr. Speaker	Hardy	Robideaux
Aubert	Johnson	Schroder
Barrow	Kleckley	Smiley
Connick	LaFonta	Stiaes
Cortez	Lambert	Thibaut
Cromer	Landry	White
Ernst	Montoucet	
Geymann	Nowlin	

Total - 22

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. 272—
BY SENATORS HEITMEIER AND WALSWORTH
AN ACT

To amend and reenact R.S. 14:329.6(A)(9) and to enact R.S. 29:732(E) and (F) and R.S. 51:422.1(C)(5), relative to fuel; to prohibit excessive fuel pricing during a declared state of emergency; to allow sales below costs during such time; to provide for definitions; to provide for civil and criminal penalties; to provide for exceptions; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Arnold gave notice of his intention to call Senate Bill No. 272 from the calendar on Monday, June 22, 2009.

SENATE BILL NO. 308—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 48:285, 286(A)(1) and (B), 287, 288, 289(B), the introductory paragraph of 290(B), the introductory paragraph of 290(C), and (D), 291, the introductory paragraph of 292(B), 292.1(B), 293, and 294, relative to employment of consultants; to provide relative to the requirements for employment of consultants by the Department of Transportation and Development; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Dixon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Gallot	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Badon, A.	Guillory	Perry
Badon, B.	Hardy	Peterson
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Billiot	Henderson	Pugh
Brossett	Hill	Richard
Burford	Hoffmann	Richardson
Burns, H.	Honey	Richmond
Burns, T.	Howard	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Champagne	Jones, R.	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Kleckley	Smith, J.
Cortez	LaBruzzo	Smith, P.
Cromer	Landry	St. Germain
Danahay	LeBas	Talbot
Dixon	Leger	Templet
Doerge	Ligi	Waddell
Dove	Little	White
Downs	Lopinto	Williams
Edwards	McVea	Willmott
Ellington	Mills	Wooton
Foil	Monica	
Franklin	Montoucet	

Total - 85

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Lambert
Abramson	Guinn	Pearson
Aubert	Henry	Roy
Barrow	Hines	Stiaes
Chandler	Johnson	Thibaut
Ernst	Katz	
Fannin	LaFonta	

Total - 19

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 339—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 51:1927.1(C), relative to the Louisiana Capital Companies Tax Credit Program; to provide relative to the placement of the investment pool in qualified investments; and to provide for related matters.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Mr. Speaker	Johnson	Schroder
Aubert	LaFonta	Stiaes
Barrow	Lambert	Thibaut
Brossett	Pugh	
Ernst	Richmond	

Total - 13

The Chair declared the above bill was finally passed.

Rep. Baldone 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.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Arnold gave notice of his intention to call Senate Bill No. 105 from the calendar on Monday, June 22, 2009.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Downs gave notice of his intention to call House Concurrent Resolution Nos. 112 and 153 from the calendar on Sunday, June 21, 2009.

Suspension of the Rules

On motion of Rep. Downs, 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 BILLS

June 18, 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. 14
Returned without amendments

House Bill No. 95
Returned without amendments

House Bill No. 98
Returned with amendments

House Bill No. 112
Returned without amendments

House Bill No. 179
Returned without amendments

House Bill No. 191
Returned without amendments

House Bill No. 193
Returned with amendments

House Bill No. 319
Returned with amendments

House Bill No. 354
Returned without amendments

House Bill No. 390
Returned without amendments

House Bill No. 400
Returned without amendments

House Bill No. 402
Returned with amendments

House Bill No. 421
Returned with amendments

House Bill No. 425
Returned with amendments

House Bill No. 478
Returned with amendments

House Bill No. 481
Returned without amendments

House Bill No. 500
Returned with amendments

House Bill No. 501
Returned without amendments

House Bill No. 531
Returned with amendments

House Bill No. 540
Returned without amendments

House Bill No. 542
Returned with amendments

House Bill No. 546
Returned without amendments

House Bill No. 557
Returned without amendments

House Bill No. 568
Returned without amendments

House Bill No. 582
Returned without amendments

House Bill No. 587
Returned with amendments

House Bill No. 590
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 18, 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. 3
Returned with amendments

House Concurrent Resolution No. 89
Returned without amendments

House Concurrent Resolution No. 202
Returned without amendments

House Concurrent Resolution No. 225
Returned without amendments

House Concurrent Resolution No. 226
Returned without amendments

House Concurrent Resolution No. 228
Returned without amendments

House Concurrent Resolution No. 229
Returned without amendments

House Concurrent Resolution No. 230
Returned without amendments

House Concurrent Resolution No. 231
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 18, 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 No. 137

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Tucker, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions

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

SENATE CONCURRENT RESOLUTION NO. 137—

BY SENATOR CHAISSON AND REPRESENTATIVE TUCKER AND SENATOR MOUNT

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States to enact legislation preventing unintended consequences of the Medicaid Federal Medical Assistance Percentage calculation on Louisiana's and other state's Medicaid programs caused by the substantial and temporary infusion of public and private funds into state economies following major disasters such as hurricanes, floods and earthquakes.

Read by title.

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

June 18, 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. 132, 133, and 134

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 18, 2009

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

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

Senate Bill Nos. 43, 49, 117, 118, 121, 124, 146, 177, 217, and 264

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.

**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. 108—
BY REPRESENTATIVE ROSALIND JONES
A RESOLUTION

To urge and request the Board of Regents and the postsecondary education management boards to begin a concerted effort to improve the fundraising capacity of the state's postsecondary education institutions.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 232—
BY REPRESENTATIVE ROSALIND JONES
A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of developing policies and procedures for revoking a teacher's certificate upon allegations of sexual misconduct with a student and to submit a written report to the House Committee on Education and the Senate Committee on Education prior to the 2010 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 233—
BY REPRESENTATIVES RICHMOND AND LEGER
A CONCURRENT RESOLUTION

To urge and request the New Orleans City Council to strictly enforce zoning laws for restaurants, bars, and nightclubs.

Read by title.

On motion of Rep. Richmond, 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
Civil Law and Procedure**

June 18, 2009

To the Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution No. 128, by Claitor
Reported with amendments. (8-0)

Senate Bill No. 5, by Riser (Joint Resolution)
Reported without amendments (CL&P only). (8-0) (Regular)

Senate Bill No. 209, by Walsworth (Joint Resolution)
Reported without amendments (CL&P only). (8-0) (Regular)

TIMOTHY G. "TIM" BURNS
Chairman

Report of the Committee on Commerce

June 18, 2009

To the Speaker and Members of the House of Representatives:

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

House Resolution No. 104, by Barrow
Reported favorably. (12-0)

House Resolution No. 105, by Arnold
Reported favorably. (12-0)

Senate Bill No. 231, by Gautreaux, N.
Reported with amendments. (10-4) (Regular)

JEFFERY "JEFF" J. ARNOLD
Chairman

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

Report of the Committee on Health and Welfare

June 18, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

Senate Concurrent Resolution No. 130, by Broome
Reported with amendments. (9-0)

Senate Bill No. 246, by Cheek
Reported favorably. (10-0) (Regular)

KAY KELLOGG KATZ
Chairman

Suspension of the Rules

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

Senate Bills on Second Reading Reported by Committee

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

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

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

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Privileged Report of the Legislative Bureau

June 18, 2009

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Concurrent Resolution No. 17
Reported without amendments.

Senate Bill No. 5
Reported without amendments

Senate Bill No. 75
Reported without amendments.

Senate Bill No. 136
Reported with amendments.

Senate Bill No. 209
Reported without amendments.

Senate Bill No. 231
Reported without amendments.

Senate Bill No. 235
Reported without amendments.

Senate Bill No. 279
Reported with amendments.

Respectfully submitted,

WAYNE WADDELL
Chairman

Senate Instruments on Second Reading Returned from the Legislative Bureau

Rep. Waddell asked for and obtained a suspension of the rules to take up at this time the following Senate Instruments on second reading just returned from the Legislative Bureau, with a view of acting on the same:

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.

Reported without amendments by the Legislative Bureau.

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

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 without amendments by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 75—
BY SENATOR MURRAY

AN ACT

To enact R.S. 33:108.1, relative to the physical development of parishes and municipalities; to provide for voter approval of any master plan which has the force of law in Orleans Parish; to provide that voter approval must be obtained prior to implementation of the master plan; to provide for a definition; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 136—
BY SENATOR JACKSON

AN ACT

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

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 136 by Senator Jackson

AMENDMENT NO. 1

On page 2, at the end of line 18, immediately after "premises" insert a period "." and delete "when" and delete line 19 in its entirety

AMENDMENT NO. 2

On page 5, at the end of line 12, immediately after "premises" insert a period "." and delete "when" and delete line 13 in its entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 136 by Senator Jackson

AMENDMENT NO. 1

On page 3, line 13, following "in" change "Paragraph B(4)" to "Subparagraph (C)(1)(a)"

AMENDMENT NO. 2

On page 6, line 7, following "in" change "Paragraph B(4)" to "Subparagraph (C)(1)(a)"

AMENDMENT NO. 3

On page 7, line 3, following "R.S." and before "," change "26:73(B)" to "26:73(C)"

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

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

Under the rules, placed on the regular calendar.

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 without amendments by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 231—
BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 4:214.1, relative to horse racing; to provide for a minimum number of live quarter horse racing dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 231 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 9, after "one hundred" change "twenty-six" to "thirty"

AMENDMENT NO. 2

On page 1, line 11, after "one hundred" change "twenty-six" to "thirty"

AMENDMENT NO. 3

On page 1, line 12, change "eighty" to "eighty-four" and change "twenty" to "twenty-one"

AMENDMENT NO. 4

On page 2, line 9, change "twelve" to "ten"

AMENDMENT NO. 5

On page 2, delete lines 19 through 29 in their entirety and on page 3, delete line 1 in its entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 235—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 33:381(C)(29), relative to the town of Duson; to provide that the chief of police of the town shall be appointed; to provide for the time of the initial appointment; to provide for the method of appointment and for the salary, term, duties, and supervision of the police chief; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Reengrossed Senate Bill No. 235 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 2, after "to provide" delete the remainder of the line and delete line 3 in its entirety and on line 4, delete "appointment; to provide for the method of appointment and" and insert "relative to the appointment and election of the chief of police of the town; to provide"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, insert "qualifications,"

AMENDMENT NO. 3

On page 1, line 13, after "(29)" and before "Notwithstanding" insert "(a)"

AMENDMENT NO. 4

On page 1, delete lines 14 through 17 in their entirety and on page 2, delete lines 1 and 2 in their entirety and insert in lieu thereof "chief of police of the town of Duson shall be elected or appointed as provided in R.S. 33:381.2. The term of the chief of police shall be"

AMENDMENT NO. 5

On page 2, line 6, after "office." delete the remainder of the line and delete lines 7 and 8 in their entirety and insert the following:

"(b) Notwithstanding any other provision of law to the contrary, the chief of police of the town of Duson shall have two years of full time law enforcement experience and shall successfully complete a certified training program approved by the Council on Peace Officers Standards and Training. In addition the chief shall successfully pass a council approved comprehensive examination within one calendar year from the date of initial employment as chief of police.

(c) The mayor shall, in accordance with ordinances adopted by the board of aldermen, supervise and direct the administration of the office of chief of police, and the chief shall report directly to the mayor."

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 279—

BY SENATOR WALSWORTH AND REPRESENTATIVE PETERSON

AN ACT

To enact R.S. 29:726.2, relative to the use of public facilities as emergency evacuation shelters; to provide for terms; to provide for certain entities to identify and maintain a list of public facilities suitable for use as emergency evacuation shelters; to provide for duties; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 279 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 15, after "shelters" and before "shall" insert "and which are not subject to an existing and contrary agreement for use during an emergency response"

AMENDMENT NO. 2

On page 2, between lines 28 and 29, insert the following:

"F. Notwithstanding any other provision of law to the contrary, nothing herein shall restrict or impair the rights and responsibilities of a parish or police jury president to respond to an emergency."

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. 279 by Senator Walsworth

AMENDMENT NO. 1

On page 2, line 26, change "ARD" to "ARC"

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

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

Under the rules, placed on the regular calendar.

Speaker Tucker in the Chair

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 90—
BY SENATORS GRAY EVANS AND LAFLEUR
AN ACT

To enact Part XII of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:409.1 through 409.7, and to enact R.S. 36:651(BB), relative to school facilities; to create and provide for the Louisiana Statewide Education Facilities Authority in the Department of Education; to provide for a board of commissioners and an advisory council and for their membership, powers, duties, and functions; to provide for rules; to provide relative to program participation; to provide relative to ownership and control of public school facilities funded through the authority; to provide relative to implementation and funding; and to provide for related matters.

Read by title.

On motion of Rep. Fannin, and under a suspension of the rules, the above bill was referred to the Committee on Appropriations.

Privileged Report of the Committee on Enrollment

June 18, 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. 76—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the attorney general to study the training requirements for justices of the peace who have attained the age of seventy and consider a reduction or elimination of such training requirements.

HOUSE CONCURRENT RESOLUTION NO. 115—
BY REPRESENTATIVES ROSALIND JONES AND BALDONE
A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to study all aspects of the laws regarding discovery in criminal cases, and report its findings and make specific recommendations for legislation to the House of Representatives prior to the convening of the 2011 Regular Session of the Legislature of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 219—
BY REPRESENTATIVE CARMODY AND SENATOR CHEEK
A CONCURRENT RESOLUTION

To commend and congratulate Ethan Traveny Skaggs of Caddo Parish Magnet High School, son of Raymond and Michelle Skaggs, upon his selection as an alternate representative of Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

HOUSE CONCURRENT RESOLUTION NO. 220—
BY REPRESENTATIVES HONEY, BARROW, AND PATRICIA SMITH
A CONCURRENT RESOLUTION

To commend and salute Coach Roger Cadon upon his twenty-fifth year at the helm of the Southern University baseball program.

HOUSE CONCURRENT RESOLUTION NO. 223—
BY REPRESENTATIVE GISCLAIR
A CONCURRENT RESOLUTION

To commend Trevor Joseph Eymard of South Lafourche High School upon his selection as a representative of south Louisiana at the Hugh O'Brian World Leadership Congress in Washington, D.C.

HOUSE CONCURRENT RESOLUTION NO. 224—
BY REPRESENTATIVE SMILEY
A CONCURRENT RESOLUTION

To urge and request the commissioner of administration to study options to reduce the number of state employees contained in the General Appropriation Act and Ancillary Appropriation Act and to report recommendations of reductions from the study to the Joint Legislative Committee on the Budget in conjunction with submission of the Executive Budget for Fiscal Year 2010-2011.

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 18, 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. 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.

HOUSE BILL NO. 44—

BY REPRESENTATIVES LAFONTA, ARMES, BROSSETT, BURRELL, DIXON, GISCLAIR, HARDY, GIROD JACKSON, MICHAEL JACKSON, LEGER, NORTON, RICHMOND, STIAES, TEMPLET, TUCKER, AND WOOTON

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.

HOUSE BILL NO. 143—

BY REPRESENTATIVE TALBOT

AN ACT

To amend and reenact R.S. 47:1992(A)(1)(a) and (2) and (B) and to enact R.S. 47:1992.1, 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; to provide for an effective date; and to provide for related matters.

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.

HOUSE BILL NO. 351—

BY REPRESENTATIVE RICHARDSON

AN ACT

To amend and reenact R.S. 40:1730.35(C), relative to building code enforcement; 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.

HOUSE BILL NO. 444—

BY REPRESENTATIVES PERRY, BALDONE, HENRY BURNS, TIM BURNS, CHAMPAGNE, DOWNS, FOIL, GISCLAIR, MICKEY GUILLORY, KATZ, 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, THOMPSON, AND WALSWORTH

AN ACT

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

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.

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 who are thirteen years of age or older shall wear a seat belt; and to provide for related matters.

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, 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 AND SENATORS CHEEK, DORSEY, ERDEY, GUILLORY, HEITMEIER, MOUNT, NEVERS, AND THOMPSON

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.

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.

HOUSE BILL NO. 649—

BY REPRESENTATIVES MONTOUCET, 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.

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.

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.

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.

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

BY REPRESENTATIVES MILLS, ANDERS, BALDONE, BARROW, BURFORD, TIM BURNS, BURRELL, CHAMPAGNE, CHANDLER, CORTEZ, DIXON, DOWNS, ELLINGTON, FANNIN, GISCLAIR, HARDY, HAZEL, HOFFMANN, HOWARD, HUTTER, KLECKLEY, LABRUZZO, LAFONTA, LEBAS, LIGI, LITTLE, LOPINTO, NORTON, PEARSON, PERRY, RICHARDSON, RITCHIE, SCHRODER, STIAES, TALBOT, WILLIAMS, WILLMOTT, AND WOOTON AND SENATORS ALARIO, AMEDEE, APPEL, BROOME, CHEEK, CROWE, DORSEY, DUPLESSIS, DUPRE, ERDEY, B. GAUTREAU, N. GAUTREAU, GRAY EVANS, GUILLORY, HEBERT, KOSTELKA, LAFLEUR, LONG, MARTINY, MICHOT, MORRELL, MORRISH, MURRAY, NEVERS, QUINN, RISER, SHAW, SMITH, THOMPSON, AND WALSWORTH
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.

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.

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 meet on Sunday, June 21, 2009, at 3:30 p.m., and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

- House Bill No. 614
- House Concurrent Resolution No. 221
- Senate Bill Nos. 1, 2, 42, 90, 226, 246, 267, and 316
- Senate Concurrent Resolution No. 81

Leave of Absence

Rep. LaFonta - 1 day

Adjournment

On motion of Rep. Brossett, at 4:25 P.M., the House agreed to adjourn until Sunday, June 21, 2009, at 5:00 P.M.

The Speaker of the House declared the House adjourned until 5:00 P.M., Sunday, June 21, 2009.

ALFRED W. SPEER
Clerk of the House