The House of Representatives was called to order at 9:05 A.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:

<table>
<thead>
<tr>
<th>PRESENT</th>
<th>ABSENT</th>
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<tbody>
<tr>
<td>Mr. Speaker Franklin Mills</td>
<td>Mr. Speaker Franklin Mills</td>
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<tr>
<td>Abramson Gallot Monica Anders Geymann</td>
<td>Abramson Gallot Monica Anders Geymann</td>
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<td>Anders Gisclair Arnold Greene</td>
<td>Anders Gisclair Arnold Greene</td>
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<td>Arnold Guilory Badon, A. Guinn</td>
<td>Arnold Guilory Badon, A. Guinn</td>
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<td>Badon, A. Guinn Geymann</td>
<td>Badon, A. Guinn Geymann</td>
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<td>Badon, B. Hardy Magruder</td>
<td>Badon, B. Hardy Magruder</td>
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<td>Baldone Harrison Peterson</td>
<td>Baldone Harrison Peterson</td>
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<td>Barras Hazel Ponti</td>
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<td>Barrow Henderson Pope</td>
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<td>Billiot Henry Pugh</td>
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<td>Brossett Hill Richard</td>
<td>Brossett Hill Richard</td>
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<td>Burford Hines</td>
<td>Burford Hines</td>
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<td>Burns, H. Hoffmann</td>
<td>Burns, H. Hoffmann</td>
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<td>Burns, T. Honey</td>
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<td>Burrell Howard</td>
<td>Burrell Howard</td>
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<td>Carmody Hutter</td>
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<td>Carter Jackson G. Jackson M.</td>
<td>Carter Jackson G. Jackson M.</td>
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<td>Champagne Johnson</td>
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<td>Chandler Jones, R.</td>
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<td>Chaney Jones, S.</td>
<td>Chaney Jones, S.</td>
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<td>Connick Katz</td>
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<td>Cortez Kleckley</td>
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<td>Danahay LaBruzzo</td>
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<td>Dixon LaFonta</td>
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<td>Doerge Lambert</td>
<td>Doerge Lambert</td>
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<td>Dove Landry</td>
<td>Dove Landry</td>
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<td>Downs LeBas</td>
<td>Downs LeBas</td>
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<tr>
<td>Edwards Leger</td>
<td>Edwards Leger</td>
</tr>
<tr>
<td>Foil McVea</td>
<td>Foil McVea</td>
</tr>
<tr>
<td>Total - 104</td>
<td>Total - 0</td>
</tr>
</tbody>
</table>

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

**Prayer**

Prayer was offered by Rev. Johnny Hankins.

**Pledge of Allegiance**

Rep. Ernst 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. Billiot, the reading of the Journal was dispensed with.


**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. 266—**

BY SENATORS THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 3:4411(A) and (B), relative to the timber severance tax; to increase the portion of the timber severance tax allocated to the state which is dedicated to the Forestry Productivity Fund; and to provide for related matters.

Read by title.

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

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

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

**SENATE BILL NO. 21—**

BY SENATOR MARIONNEAUX

A JOINT RESOLUTION

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

Read by title.

Reported with amendments by the Committee on Ways and Means.
The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 21 by Senator Marionneaux

**AMENDMENT NO. 1**

On page 3, at the end of line 21, before the period ".", insert a comma "," and insert the following:

"subject to the approval of the Senate Committee on Natural Resources and the House Committee on Natural Resources and Environment.

**AMENDMENT NO. 2**

On page 5, delete lines 17 through 29 in their entirety, and insert the following:

"To decrease the amount of severance tax retained by the state on natural resources, other than sulphur, lignite, and timber, and increase the maximum amount remitted to the parish governing authority from where the severance tax occurs from eight hundred fifty thousand for fiscal year 2011-2012 and to two million eight hundred fifty thousand for fiscal year 2012-2013 and thereafter; to require at least fifty percent of the excess severance tax remitted to a parish to be used within the parish in the same manner and for the same purpose as money received from the Parish Transportation Fund; to require the deposit of an amount of severance taxes and royalties collected by the state, not to exceed ten million dollars each fiscal year, to a special fund created in the state treasury to be known as the Atchafalaya Basin Conservation Fund, in order to fund projects contained in the state or federal Basin master plans or an annual Basin Plan developed by an Atchafalaya Basin Research and Promotion Board, subject to approval of the Senate Committee on Natural Resources and House Committee on Natural Resources and Environment, provided that eighty-five"

**AMENDMENT NO. 3**

On page 6, delete lines 1 through 4 in their entirety

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

**SENATE BILL NO. 268—**

BY SENATORS DONAHUE AND WALSWORTH AND REPRESENTATIVE TUCKER

AN ACT

To amend and reenact R.S. 47:337.64 and 1512, relative to tax collection; to provide for alternative remedies for dealers; to provide for the collector to employ private counsel; to provide for attorney fees and expenses of litigation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Reengrossed Senate Bill No. 268 by Senator Donahue

**AMENDMENT NO. 1**

On page 1, line 2, after "1512," and before "relative" insert "and to enact R.S. 47:337.13.1,"

**AMENDMENT NO. 2**

On page 1, delete lines 7 in its entirety and insert the following:

"Section 1. R.S. 47:337.64 is hereby amended and reenacted, and R.S. 47:337.13.1 is hereby enacted to read as:"

**AMENDMENT NO. 3**

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

"§337.13.1 Power to employ counsel; attorney fees"

The local collector is authorized to employ private counsel to assist in the collection of any taxes, penalties or interest due under this Subtitle, or to represent him in any proceeding under this Subtitle. If any taxes, penalties or interest due under this Subtitle are referred to an attorney at law for collection, an additional charge for attorney fees, in the amount of ten percent (10%) of the taxes, penalties and interest due, except with respect to amounts timely paid under protest with a return that is not delinquent, or paid under protest to a vendor in accordance with law, shall be paid by the taxpayer; provided, however, that the amount paid to the attorney shall be subject to the discretion of the court as to reasonableness.

"* * * *

**AMENDMENT NO. 4**

On page 3, between lines 14 and 15, insert:

"Section 2. R.S. 47:1512 is hereby amended and reenacted to read as follows:"

**AMENDMENT NO. 5**

On page 3, line 22, after ""interest" delete the remainder of the line and insert "at issue."

**AMENDMENT NO. 6**

On page 3, between lines 27 and 28, insert the following:

"Section 3. The provisions of Section 2 of this Act shall be applicable and effective with respect to matters referred to private counsel on or after the effective date of this Act."

**AMENDMENT NO. 7**

On page 3, at the beginning of line 28, delete "Section 2." and insert "Section 4."

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

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

**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. 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.

Rep. Pearson moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Franklin Morris
Abramson Gallot Norton
Baldone Geymann Nowlin
Barras Gisclair Pearson
Barrow Guillory Perry
Billiot Hardy Peterson
Brossett Harrison Pope
Burford Hazel Pugh
Burns, H. Henry Richard
Burrell Hill Richardson
Carmody Hines Richmond
Carter Hoffmann Ritchie
Champagne Howard Robideaux
Chaney Jackson G. Roy
Connick Baldwin_Smith, J.
Cortez Kleckley Simon
Cromer Ligi Smith, J.
Danahay Landry St. Germain
Doerge Lopinto Templet
Dove Little Thibaut
Downs Lopinto Thibaut
Ellington Lopinto Thibaut
Ernst Lopinto Thibaut
Fannin Monica Willmott
Foil Montoucet Wooton
Total - 84

NAYS
Mr. Speaker Franklin Nowlin
Abramson Gisclair Peterson
Armed Guinn Richard
Arnold Guinn Ritchie
Aubert Harrison Roy
Baldone Jackson G. Smith, G.
Barrow Johnson Waddell
Burrell Johnson Waddell
Carter Lopinto Thibaut
Dixon Lopinto Thibaut
Ernst Lopinto Thibaut
Guillory LaBruzio White
Henderson Lop into Thibaut
Total - 37

ABSENT
Anders Greene LaBruzzo
Armed Gunn Lambert
Arnold Henderson LeBas
Aubert Honey Ponti
Badon A. Jackson M. Smith, P.
Badon, B. Johnson Waddell
Burns, T. Jones, S.
Total - 20

The Chair declared the above bill was finally passed.

Rep. Pearson 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. Ernst gave notice of his intention to call Senate Bill No. 150 from the calendar on Monday, June 22, 2009.

Regular Calendar
Suspension of the Rules
Rep. Ligi moved for a suspension of the rules in order to take up Senate Bill No. 278 out of its regular order at this time.

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

ROLL CALL
The roll was called with the following result:

YEAS
Badon, B. Fannin Monica
Barras Foil Morris
Billiot Geymann Nowlin
Burns, H. Hardy Perry
Carmody Hazel Pope
Champagne Henry Pugh
Chaney Hoffmann Richardson
Connick Howard Robideaux
Cortez Kleckley Schroder
Cromer LaFonta Simon
Danahay Ligi Smith, J.
Dove Little Templet
Downs Lopinto Willmott
Ellington McVea Wooton
Ernst Total - 47

NAYS
Mr. Speaker Franklin Nowlin
Abramson Gisclair Peterson
Armed Guinn Richard
Arnold Guinn Ritchie
Aubert Harrison Roy
Baldone Jackson G. Smith, G.
Barrow Johnson Waddell
Burrell Johnson Waddell
Carter Lopinto Thibaut
Dixon Lopinto Thibaut
Ernst Lopinto Thibaut
Guillory LaBruzio White
Henderson Lop into Thibaut
Total - 37

ABSENT
Anders Hill Montoucet
Badon, A. Hines Ponti
Burns, T. Honey Richmond
Dixon Hutter Stiaes
Edwards Johnson Waddell
Ernst Lopinto Thibaut
Guillory LaBruzio White
Henderson Lambert
Total - 20

The motion not having received two-thirds vote of the members present and voting, the House refused to suspend the rules.

SENATE BILL NO. 34—
BY SENATORS CHAISSON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAUX, JACKSON, LAFLEUR, MICHOT, MORRELL, MURRAY, SMITH, THOMPSON AND WALS WORTH
AN ACT
To amend and reenact R.S. 39:75(C)(2)(b), (E)(1) and (2), to enact R.S. 39:75(E)(5), and to repeal R.S. 39:75(F), relative to the
expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to define the official forecast of recurring revenues for the current fiscal year for purposes of the budget estimate for the next fiscal year; to repeal the limitation on the cumulative percentage reduction in constitutionally or statutorily protected or mandated appropriations, allocations, or expenditures; to provide for effective dates; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 67—

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

A JOINT RESOLUTION

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

Read by title.

Rep. Lopinto moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Ernst

Abramson Little

Anders Fannin

Armes Foil

Arnold McVea

Aubert Mills

Badon, A. amazon

Badon, B. Greene

Baldone Norton

Barras Nowlin

Barrow Perry

Billiot Peterson

Bossett Pope

Burns, T. Richard

Burrell Ritchie

Burford Roy

Burns, T. Schrader

Burrell Smiley

Billiot Smith, G.

Bossett Smith, P.

Baldone Shrader

Barras Smith, G.

Burns, T. Stiaes

Barras St. Germain

Cortez Talbot

Cromer Telmet

Danhay White

Dixon Williams

Doerge Wooton

Downs

Edwards

Ellington

Total - 93

NAYS

BAVEND, H. Lamberti

Henderson Poni

Henry Pugh

Labruzzo Simon

Total - 0

Mr. Speaker Burns, H.

Abramson Lambert

Armes Poni

Aubert Pugh

Badon, A. Smith, J.

Badon, B. Thibaut

Baldone Waddell

Barras

Burns, T.

Connick

Dove

Geymann

Gisclair

Total - 11

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

Rep. Lopinto 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. Tim Burns requested the House consent to record his vote on final passage of Senate Bill No. 67 as yea, which consent was unanimously granted.

SENATE BILL NO. 69—

BY SENATOR CROWE

AN ACT

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

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Ellington

Abramson Ernst

Armes Fannin

Aubert Foil

Badon, A. Franklin

Badon, B. Johnson

Baldone Johnson

Barras Smith, G.

Billiot Smith, P.

Bossett Smith, P.

Baldone Shrader

Barras Smith, G.

Burns, T. Stiaes

Barras St. Germain

Cortez Talbot

Cromer Telmet

Danhay White

Dixon Williams

Doerge Wooton

Downs

Edwards

Ellington

Total - 24

NAYS

Mr. Speaker Ellington

Abramson Ernst

Armes Foil

Aubert Poi

Badon, A. Franklin

Badon, B. Johnson

Baldone Johnson

Barras Smith, G.

Billiot Smith, P.

Bossett Smith, P.

Baldone Shrader

Barras Smith, G.

Burns, T. Stiaes

Barras St. Germain

Cortez Talbot

Cromer Telmet

Danhay White

Dixon Williams

Doerge Wooton

Downs

Edwards

Ellington

Total - 93

NAYS

Burns, H. Lambert

Henderson Poni

Henry Pugh

Labruzzo Simon

Total - 0

ABSENT

Burns, H. Lambert

Henderson Poni

Henry Pugh

Labruzzo Simon

Total - 11

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

Rep. Lopinto 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. Tim Burns requested the House consent to record his vote on final passage of Senate Bill No. 67 as yea, which consent was unanimously granted.
The Chair declared the above bill failed to pass.

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

Consent to Correct a Vote Record

Rep. Gisclair requested the House consent to record his vote on final passage of Senate Bill No. 69 as yea, which consent was unanimously granted.

SENATE BILL NO. 108—

By Senators Marionneaux, Crowe, Duplessis, Michot, Smith and Walsworth and Representatives Henry Burns, Champagne, Foil, Little, Mills, Perry, Pugh, Robideaux, Simon, Smiley, Jane Smith and Thibaut

An ACT

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

Read by title.

Motion

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

SENATE BILL NO. 109—

By Senators Marionneaux, Crowe, Duplessis, Michot, Smith and Walsworth and Representatives Henry Burns, Champagne, Foil, Little, Mills, Perry, Pugh, Robideaux, Simon, Smiley, Jane Smith and Thibaut

An ACT

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

Read by title.

Motion

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

SENATE BILL NO. 123—

By Senator Michot

An ACT

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

Read by title.

Motion

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

SENATE BILL NO. 149—

By Senator Morrel

An ACT

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

Read by title.

Rep. Peterson moved the final passage of the bill.

Roll Call

The roll was called with the following result:

YEAS

Mr. Speaker Edwards LeBas

Abramson Fannin Leger

Anders Foil Little

Arnold Franklin Lopinto

Aubert Gallot McVea

Badon, A. Greene Mills

Badon, B. Greer Ponti

Baldone Guillory Ponti

Barras Guinn Smith, J.

Barrow Harrison Smith, J.

Billiot Hazel Smith, J.

Brossett Henderson Smith, J.

Burford Hill Smith, J.

Burns, H. Hines Smith, J.

Burns, T. Hoffman Smith, J.

Burrell Honey Smith, J.

Carmody Howard Smith, J.

Carter Jackson G. Smith, J.

Champagne Jackson M. St. Germain

Chandler Johnson Stiaes

Chaney Jones, R. Templet

Cortez Jones, S. Waddell

Danahay Katz Williams

Dove LaBrutto Wooton

Downs Landry

Total - 79

NAYS

Smiley

Total - 1

ABSENT

Armes Hutter Pope

Connick Lambert Pugh

Cromer Ligi Schroeder

Ellington Morris Simon

Ernst Nowlin Smith, J.

Geymann Pearson Talbot

Hardy Perry Thibaut

Henry Ponti White

Total - 24
The Chair declared the above bill was finally passed.

Rep. Peterson 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. 163—
BY SENATORS MARIONNEAUX AND CHEEK
AN ACT
To amend and reenact R.S. 47:297.10(A), 297.11, and 297.12, relative to individual income tax deductions for certain elementary and secondary school payments; to limit the deduction; to authorize a deduction for payments not made to a school; and to provide for related matters.

SENATE BILL NO. 167—
BY SENATOR GRAY EVANS
AN ACT
To amend and reenact R.S. 49:220.5(A)(2) and to enact R.S. 49:220.8, relative to the Louisiana Recovery Authority; to provide relative to housing for victims of disasters; to require funding for emergency rental assistance; to provide for priorities; to provide for an effective date; and to provide for related matters.

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

The roll was called with the following result:

YEAS
Abramson  Gisclair  Mills
Aubert  Guillory  Monica
Baldone  Guinn  Perry
Barras  Harrison  Pope
Barrow  Hazel  Pugh
Billiot  Henry  Richard
Brossett  Hill  Richardson
Burford  Hines  Roy
Carter  Howard  Simon
Chandler  Jackson G.  Smiley
Connick  Johnson  St. Germain
Cortez  Katz  Stiaes
Doerge  Landry  Thibaut
Dove  Leger  Willmott
Downs  Ligi  Wooton
Edwards  Lopinto  Total - 50
Foil  McVea

NAYS
Mr. Speaker  Greene  Norton
Armes  Henderson  Nowlin
Arnold  Hoffmann  Pearson
Burns, H.  Honey  Peterson
Burrell  Jackson M.  Ponti
Carmody  Jones, R.  Richmond
Chaney  Jones, S.  Ritchie
Dixon  Kleckley  Schroder
Ellington LaFonta Smith, J.
Fannin LeBas Smith, P.
Franklin Little Williams
Gallot Montoucet
Geymann Morris
Total - 37

ABSENT

Anders Danahay Robideaux
Badon, A. Ernst Talbot
Badon, B. Hardy Templet
Burns, T. Hutter Waddell
Champagne LaBruzzo White
Cromer Lambert
Total - 17

Failed to pass.
Motion to reconsider pending.

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

Speaker Tucker in the Chair

SENATE BILL NO. 199—
BY SENATOR RISER
AN ACT
To amend and reenact R.S. 47:6022(C)(8), (D), (E), (F), (G), and (I) and to repeal R.S. 47:6022(J), relative to tax credits; to change the digital interactive media producer tax credit to a rebate; to remove certain limitations for issuance of the tax rebate; to provide for the amount of the tax rebate for certain years; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 271—
BY SENATORS NEVERS, THOMPSON, LONG, RISER AND WALSWORTH
AN ACT
To enact Part IX of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4421 through 4425, relative to creation of the "Forestry Product Fairness Act"; to provide for legislative purpose; to provide relative to distribution of tax credits, tax exemptions, tax exclusions, tax deductions, rebates, incentives, investments, contracts, or grants made available by the state to any existing individual, partnership, corporation, association or other legal entity purchasing forest products to produce the generation of steam, heat, electricity or the production of wood-based fuels; to provide for promulgation of rules and regulations; to provide for definitions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 277—
BY SENATORS DUPLESSIS, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX, MICHOT, QUINN, RISER AND WALSWORTH AND REPRESENTATIVES ABRAMSON, ARNOLD, CORTEZ, DOWNS, LIGI AND ROBIDEAUX
AN ACT
To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 289—
BY SENATORS APPEL AND WALSWORTH
AN ACT
To amend and reenact R.S. 47:463.61(C), (D), and (E) and to repeal R.S. 47:463.61 (F), (G) and (H), relative to the dedication of revenue; to provide for the distribution of revenues collected from "Choose Life" prestige license plate fees; and to provide for related matters.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker

Abramson

Anders

Armes

Arnold

Aubert

Badon, A.

Baldone

Barrow

Billiot

Brossett

Burns, H.

Burrell

Carmody

Carter

Champagne

Chandler

Chaney

Connick

Cortez

Dixon

Doerge

Dove

Downs

Edwards

Fannin

Foil

Franklin

Gallot

Geymann

Gisclair

Guilory

Guinn

Harrison

Howard

Hutton

Jackson G.

Johnson

Jones, R.

Kat

Kleckley

Landry

Leger

Ligi

Little

Lopinto

McVea

Mills

Mona

Montoucet

Morris

Norton

Nowlin

Pearson

Perry

Ponzi

Pope

Pugh

Richard

Richardson

Richmond

Ritchie

Roy

Simon

Smiley

Smith, G.

St. Germain

Sitaes

Templet

Thibaut

Waddell

Williams

Willmott

Total - 85

**NAYS**

Honey

LaFonta

Smith, P.

Total - 4

**ABSENT**

Badon, B.

Barra

Burns, T.

Cromer

Dunahay

Ellington

Ernst

Henderson

Jones, S.

LaBrutto

Lambert

LeBas

Schroder

White

Wooton

Total - 15

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 313—**

**BY SENATOR MCPHERSON**

**AN ACT**

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

Read by title.

**Motion**

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

**SENATE BILL NO. 321—**

**BY SENATOR HEBERT**

**AN ACT**

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

Read by title.

Rep. Barras moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson

Anders

Armes

Arnold

Aubert

Badon, A.

Badon, B.

Baldone

Barras

Barras

Billiot

Brossett

Burns, H.

Burrell

Carmody

Carter

Champagne

Chandler

Chaney

Connick

Cortez

Dixon

Doerge

Dove

Downs

Edwards

Fannin

Foil

Franklin

Gallot

Geymann

Gisclair

Guillory

Guinn

Harrison

Howard

Hutton

Jackson G.

Johnson

Jones, R.

Kat

Kleckley

Landry

Leger

Ligi

Little

Lopinto

McVea

Mills

Mona

Montoucet

Morris

Norton

Nowlin

Pearson

Perry

Ponzi

Pope

Pugh

Richard

Richardson

Richmond

Ritchie

Roy

Simon

Smiley

Smith, G.

St. Germain

Sitaes

Templet

Thibaut

Waddell

Williams

Willmott

Total - 79

**NAYS**

Honey

LaFonta

Smith, P.

Total - 0

**ABSENT**

Mr. Speaker

Burns, H.

Burns, T.

Dixon

Downs

Hazel

Hutter

Johnson

Jones, R.

Total - 25

The Chair declared the above bill was finally passed.

Rep. Barras 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. 331—**

**BY SENATOR QUINN**

**AN ACT**

To amend and reenact R.S. 22:832(A) and (C)(1) and (7), relative to insurance license taxes; to provide for a reduction in the tax based upon the amount of admitted assets of an insurer placed

1464
in qualifying Louisiana investments; to require that investments be maintained in the state for a period of time in order to qualify for the reduction; and to provide for related matters.

Read by title.

Point of Order

Rep. Richmond asked for a ruling from the Chair as to whether the above bill violates the origination clause contained in Art. III, Section 16(B), of the Constitution of 1974, as amended.

Ruling of the Chair

The Chair ruled the bill does violate the origination clause contained in Art. III, Section 16(B), of the Constitution of 1974, as amended.

Motion

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

SENATE BILL NO. 338—
BY SENATOR GRAY EVANS
AN ACT
To enact R.S. 47:305.62, relative to the sales and use tax of the state and its political subdivisions; to exempt the sale and use of certain construction materials sold to certain organizations; to limit the amount of exemptions granted on a calendar year basis; and to provide for related matters.

Read by title.

Rep. Leger moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson          Gallot         Monica
Anders           Guillory        Montoucet
Arms             Hardy          Norton
Arnold           Henderson      Perry
Aubert           Hill           Pugh
Baldone          Hines          Richwood
Barrow           Honey          Ritchie
Billiot          Jackson G.     Roy
Brossett         Jackson M.    Smith, G.
Burrell          Johnson        Smith, P.
Dixon            Jones, R.     St. Germain
Doerge           Jones, S.     Stiaes
Edwards          LaFonta        Thibaut
Ernst            Leger          Williams
Franklin         Mills
Total - 44

NAYS

Mr. Speaker         Fannin        McVea
Badon, B.          Foil           Morris
Burford           Gisclair       Nowlin
Burns, H.          Greene         Pearson
Burns, T.          Guinn          Ponti
Carmody           Harrison       Pope
Carter            Hoffmann       Richard
Chandler          Howard         Richardson
Chaney            Katz           Robideaux
Connick           Kleckley      Schroder
Danahay          Landry         Smiley
Dove             Ligi           Talbot
Downs            Little         Waddell
Ellington         Lopinto       Willmott
Total - 42

ABSENT

Badon, A.          Hazel          Peterson
Barras            Henry          Simon
Champagne         Hutter         Smith, J.
Cortez            LaBruzoo      Templet
Cromer            Lambert        White
Geymann           LeBas          Wooton
Total - 18

Failed to pass.

Motion to reconsider pending.

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

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Reengrossed Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1

On page 2, line 14, change “director of the office of” to “chair of the” and after “Restoration” and before the comma “,” insert “Authority”.

AMENDMENT NO. 2

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

“(12) A member representing the claimants having claims or judgments against the Orleans Levee Board arising out of and pursuant to Act No. 233 of 1984, as amended, selected by the judge of the Twenty-Fifth Judicial District, Division A.

(13) A member appointed by the Plaquemines Parish President.

(14) A member appointed by the City Park Improvement Association.”

AMENDMENT NO. 3

On page 2, lines 16 and 23, change “Paragraph (B)(5)” to “Paragraph (B)(4)”.

AMENDMENT NO. 4

On page 3, delete line 3, and insert in lieu thereof the following:

“improvement not directly related to flood protection which is managed and controlled by the state but owned by the Orleans Levee District, as described and provided for in R.S. 38:330.12(A).”
AMENDMENT NO. 5
On page 3, line 6, after "2011."
delete the remainder of the line
and delete lines 7 and 8 in their entirety
and insert in lieu thereof the following:

"Such report shall be the management plan for disposal of any
facility or improvement which is not directly related to flood
protection which is managed and controlled by the state but owned
by the Orleans Levee District, as described and provided for in R.S.
38:330.12(A) and shall detail the final procedures and process for the
operation, maintenance, sale, lease, or transfer of any such facility or
improvement."

AMENDMENT NO. 6
On page 3, between lines 9 and 10, insert the following:

"In the event of a sale, lease, or transfer, any funds received from
that transaction shall be placed in escrow in the State Treasury
until such time as the management plan required by this Section has
been adopted and implemented."

(2) The Legislative Auditor and the Law Institute may request resources, information,
and assistance from the members of the commission, the Coastal
Protection and Restoration Authority, the Department of Natural
Resources, the division of administration, the Southeast Louisiana
Flood Protection Authority-East, Southeast Louisiana Flood
Protection Authority-West Bank, and the Orleans Levee District.
Such agencies shall provide information to the Legislative
Auditor or the Law Institute, including a listing of properties
transferred or returned; revenues received by the Orleans
Levee District or the Southeast Louisiana Flood Protection
Authority-East related to the sale of properties; the requested
amounts attributable to such claims or judgments; lists of claimants;
amounts paid to claimants; information relative to expenditures made
in connection with such claims or judgments; assets managed by the
Legislative Auditor or the Law Institute, including a listing of
ownership records of the properties located in the Bohemia Spillway.

(3) Nothing herein shall be construed to prohibit the voluntary
resolution of claims or judgments arising out of the Orleans
Levee District or the practical ability of the Southeast
Louisiana Flood Protection Authority-East to provide flood
protection in southeast Louisiana.

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Richmond to Reengrossed
Senate Bill No. 350 by Senator Morrell

AMENDMENT NO. 1
In Committee Amendment No. 11 proposed by the House Committee
on Transportation, Highways, and Public Works and adopted by the
House of Representatives on June 17, 2009, on page 2, between lines
5 and 6 insert the following:

"(12) The state representative whose district is defined by R.S.
24:355(97);

(13) The state representative whose district is defined by R.S.
24:25.5(101)"

On motion of Rep. Richmond, amendment was adopted.

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

ROLL CALL
The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Armes Lambert Schroeder
Burns, T. Monica Simon
Cromer Pearson Smith, J.
Cortez Jones, R. St. Germain
Doerge Kleckley Templet
Dove LaBruzzi Thibaut
Downs LaFonta Waddell
Edwards Landry White
Ellington LeBas Williams
Fannin Leger Willmott
Foil Ligi Wooton

Total - 11
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.

SENATE BILL NO. 277—
BY SENATORS DUPLESSIS, ERDEY, GRAY EVANS, KOSTELKA, LONG, MARIONNEAUX, MICIOTI, QUINN, RISER AND WAL SHIRLEY AND REPRESENTATIVES ABRAMSON, ARNOLD, CORTEZ, DOWNS, LÉGER, LIGI AND ROBIDEAUX
AN ACT
To amend and reenact R.S. 47:6022, relative to digital interactive media producer tax credit; to provide terms and conditions; to provide relative to qualifications, administration and procedures; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Henry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil McVea
Abramson Franklin Mills
Anders Gallot Monica
Armes Gisclair Montoucet
Arnold Greene Morris
Aubert Guillory Morris
Badon, A. Hardy Nowlin
Badon, B. Harrison Peterson
Barrow Perry
Billiot Ponti
Brossett Pope
Burford Richardson
Burns, H. Ritchie
Burns, T. Smith, G.
Burford Hoffmann Richard
Burns, H. Honey
Burns, T. Howard
Burrell Hutter
Carmody Jackson G.
Carter Jackson M.
Chandler Johnson
Chaney Jones, R.
Cortez Katz
Cromer Kleckley
Danahay LaBruzzo
Dixon Landry
Doerge LeBas
Dove Leger
Downs LeBas
Edwards Leger
Ellington Lopinto
Total - 83

NAYS

Aubert Johnson
Badon, A. Jones, R.
Harrison LaFonta
Honey Peterson
Jackson M. Richard
Total - 13

The Chair declared the above bill was finally passed.

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

Read by title.

Rep. Downs moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil McVea
Abramson Franklin Mills
Anders Gallot Monica
Armes Gisclair Montoucet
Arnold Greene Morris
Aubert Guillory Morris
Badon, A. Hardy Nowlin
Badon, B. Harrison Peterson
Barrow Perry
Billiot Ponti
Brossett Pope
Burns, H. Richardson
Burns, T. Ritchie
Burrell Hutter
Carmody Jackson G.
Carter Jackson M.
Chandler Johnson
Chaney Jones, R.
Connick Jones, S.
Cortez Katz
Danahay Kleckley
Dixon LaBruzzo
Doerge LaFonta
Dove Landry
Edwards Leger
Ellington Ligi
Ernst Little
Fannin Lopinto
Total - 96

NAYS

Total - 0

ABSENT

Champagne Guinn Talbot
Cromer Lambert Waddell
Geymann Pugh
Total - 8

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

SENATE BILL NO. 5—
BY SENATORS RISER, N. GAUTREAUX, CROWE, DUPLESSIS, ERDEY, HEBERT, KOSTELKA, LAFLEUR, MORRIS, 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.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Gallot to Reengrossed Senate Bill No. 5 by Senator Riser

AMENDMENT NO. 1
On page 2, line 24, after "effect on" change "July" to "August"

AMENDMENT NO. 2
On page 3, line 13, after "sessions to" change "July" to "August"

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

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

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Edwards Pope
Abramson Ellington Pugh
Anders Ernst Richard
Arnold Fannin Richardson
Badon, A. Foil Roy
Badon, B. Greene Schroder
Barras Guinn Smith, G.
Billiot Hazel Smiley
Burford Henry Smith, J.
Burns, H. Hines St. Germain
Burns, T. Hoffmann Talbot
Carmody Howard Temple
Carter Johnson Thibaut
Chandler Katz Waddell
Chaney Kleckley White
Cromer LaBrauzo Willmott
Danahay LeBas Wooton
Doerge McVea Wooton
Downs Ponti
Total - 56

NAYS
Armes Hardy Lopinto
Aubert Henderson Mills
Baldone Hill Montoucet
Barrow Honey Morris
Brossett Jackson G. Norton
Burrell Jackson M. Peterson
Champagne Jones, R. Richmond
Cortez Jones, S. Ritchie
Dove LaFonta Robideaux
Franklin Landry Smith, P.
Gallot Leger Stiaes
Geymann Ligi Williams
Gisclair Little
Total - 38

ABSENT
Connick Hutter Pearson
Dixon Lambert Perry
Guillory Monica Nowlin
Harrison
Total - 10

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

Motion to reconsider pending.

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.

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

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.

Rep. Patricia Smith moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Franklin McVea
Abramson Gallot Mills
Anders Geymann Monica
Armes Gisclair Montoucet
Arnold Greene Morris
Aubert Guillory Norton
Badon, A. Guinn Pearson
Badon, B. Hardy Perry
Barras Hazel Ponti
Baldone Harrison Waddell
Barnes
Total - 10

NAYS
Connick Hutter
Dixon Lambert
Guillory Monica
Harrison
Total - 10

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

Motion to reconsider pending.
Billiot  Hill  Richard
Brossett  Hines  Richardson
Burford  Hoffmann  Ritchie
Burns, H.  Honey  Robideaux
Burns, T.  Howard  Schroder
Carmody  Hutter  Simon
Carter  Jackson G.  Smith, G.
Chandler  Jackson M.  Smith, J.
Connick  Johnson  Smith, P.
Cortez  Jones, R.  St. Germain
Danahay  Jones, S.  Stiaes
Doerge  Katz  Talbot
Dove  Kleckley  Templet
Downs  LaBruzzo  Thibaut
Edwards  LaFonta  Waddell
Ellington  Landry  White
Ernst  Leger  Williams
Fannin  Little  Willmott
Foil  Lopinto  Wooton
Total - 90

NAYS
Peterson
Total - 1

ABSENT
Burrell  Henry  Richmond
Champagne  Lambert  Roy
Chaney  LeBas  Smiley
Comer  Ligi  Smiley
Dixon  Nowlin
Total - 13

The Chair declared the above bill was finally passed.

Rep. Patricia Smith 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.

Speaker Pro Tempore Peterson in the Chair

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hines to Reengrossed Senate Bill No. 136 by Senator Jackson

AMENDMENT NO. 1
On page 7, after line 29, insert the following:

"Section 2. The provisions of this Act shall not have any affect upon the Louisiana Smokefree Air Act."

Rep. Hines moved the adoption of the amendments.


By a vote of 20 yeas and 66 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hines to Reengrossed Senate Bill No. 136 by Senator Jackson

AMENDMENT NO. 1
On page 1, line 2, after "583(C)" and before the comma ",," insert "and to enact R.S.26:73.1 and 272.1"

AMENDMENT NO. 2
On page 1, line 5, after "qualifications;" and before "and" insert "to provide for exceptions; to provide for a Class “R” restaurant permit for any city or parish with coterminous boundaries;"

AMENDMENT NO. 3
On page 1, line 7, after "reenacted" and before "to" insert "R.S. 26:73.1 and 272.1 are hereby enacted"

AMENDMENT NO. 4
On page 1, line 9, after "fees" insert a semi-colon ;" and add "exceptions"

AMENDMENT NO. 5
On page 4, between lines 13 and 14, insert the following:

"I. The provisions of this Section shall not apply to any restaurant located within a city whose boundaries are coterminous with the parish boundaries.

§73.1 Restaurant “R” permit; application; fees; for applicability to any city or parish which has coterminous boundaries.

A.(1) The commissioner shall issue, upon proper application and payment of an administrative fee, a special Class “R” restaurant permit to any restaurant establishment as defined in Subsection B of this Section located within a city or parish which has coterminous boundaries which has been issued a state Class A Retail Liquor Permit for the sale of beverages of high alcohol content.

(2) Municipal and parish governing authorities may issue "R" permits similar to those provided for in this Section; however, the requirements and fees for such permits shall not exceed that required by this Section. The provisions of this Paragraph shall not apply to those municipal and parish governing authorities that are issuing such permits on July 1, 1984.

B.(1) For purposes of this Section, "restaurant establishment" shall be defined as an establishment:

(a) Which operates a place of business whose purpose and primary function is to take orders for and serve food and food items.

(b) Which serves alcoholic beverages in conjunction with meals.

(c) Which serves food on all days of operation.

(d) Which maintains separate sales figures for alcoholic beverages.

1469
(e) Which operates a fully equipped kitchen used for the preparation of uncooked foods for service and consumption of such foods on the premises.

(f) Which has a public habitable floor area of no less than five hundred square feet. This Subparagraph shall not apply to business locations that apply to or have been licensed to sell or serve alcoholic beverages prior to August 1, 2006, and have not discontinued the sale and service of such beverages for more than six months.

(2) Sparkling or still wine sold or served by the bottle in conjunction with food service shall not be considered an alcoholic beverage by the commissioner when determining gross revenue for purposes of this Section only.

C. For new restaurant establishments without prior business experience on which to determine the gross revenue from the sale of the items in Paragraph (B)(4) of this Section, the commissioner may issue a temporary license, which shall be valid for sixty days to allow the establishment to make such determination.

D.(1) The permit provided for in this Section shall be applied for annually.

(2) Both the original and renewal applications for such permit shall be in writing, be sworn to in front of a notary public, and shall contain all of the following:

(a) The full name of the applicant.

(b) A complete description and correct street address of the premises in which the restaurant is located.

(c) Proof of issuance of state Class "A" permit.

E. All applications shall be accompanied by an administrative fee, which shall be remitted to the office of alcohol and tobacco control, as follows:

(1) For administrative fees for new or renewal of permit - twenty-five dollars.

(2) For a temporary permit as provided for in Subsection C - ten dollars.

F. The permit shall be revoked whenever the establishment's Class A permit is revoked by the state or local Alcohol Beverage Control Board for failure to meet or maintain criteria required for the permit.

G. Notwithstanding the provisions of R.S. 26:81(B)(1) and (C), 273(A)(1), 281(B) and (C)(1), 582, and 595, and if all other pertinent qualifications and conditions of this Title are satisfied, the commissioner shall issue a Class A Retail Liquor Permit and a Class "R" restaurant permit and the municipal governing authority or parish governing authority shall issue any and all required local permits to serve high alcohol content beverages for a restaurant establishment, as defined in Subsection B of this Section, if the restaurant is located within a geographically definable area within any municipality which has been designated by the appropriate authority of the United States Department of the Interior as a national historic landmark district. The provisions of this Subsection shall be applicable only to an establishment that grosses sixty percent of its average monthly sales from the retail sale of food or food items that are prepared for service and consumption on the premises of the establishment.

AMENDMENT NO. 6

On page 4, line 15, after "fees" insert a semi-colon ";", and add exceptions.

AMENDMENT NO. 7

On page 7, between lines 13 and 14, insert the following:

"J. The provisions of this Section shall not apply to any restaurant located within a city or parish with coterminous boundaries."

§272.1. Restaurant "R" permit; application; fees; for any city or parish which has coterminous boundaries

A.(1) The commissioner shall issue, on proper application and payment of an administrative fee, a special Class "R" restaurant permit to any restaurant establishment as defined in Subsection B of this Section located within a city or parish which has coterminous boundaries which has been issued a "Retailers, Class A" state permit for the sale of beverages of low alcohol content.

(2) Municipal and parish governing authorities may issue "R" permits similar to those provided for in this Section; however, the requirements and fees for such permits shall not exceed that required by this Section. The provisions of this Paragraph shall not apply to those municipal and parish governing authorities that are issuing such permits on July 1, 1984.

B.(1) For purposes of this Section, "restaurant establishment" shall be defined as an establishment:

(a) Which operates a place of business whose purpose and primary function is to take orders for and serve food and food items.

(b) Which serves alcoholic beverages in conjunction with meals.

(c) Which serves food on all days of operation.

(d) Which maintains separate sales figures for alcoholic beverages.

(e) Which operates a fully equipped kitchen used for the preparation of uncooked foods for service and consumption of such foods on the premises.

(f) Which has a public habitable floor area of no less than five hundred square feet. This Subparagraph shall not apply to business locations that have applied to or have been licensed to sell or serve alcoholic beverages prior to August 1, 2006, and have not discontinued the sale and service of such beverages for more than six months.

(2) Sparkling or still wine sold or served by the bottle in conjunction with food service shall not be considered an alcoholic beverage by the commissioner when determining gross revenue for purposes of this Section only.

C. For new restaurant establishments without prior business experience on which to determine the gross revenue from the sale of the items in Paragraph (B)(4) of this Section, the commissioner may issue a temporary license, which shall be valid for sixty days to allow the establishment to make such determination.

D.(1) The permit provided for in this Section shall be applied for and issued annually as determined by the commissioner.

(2) Both the original and renewal applications for such permit shall be in writing, be sworn to in front of a notary public, and shall contain the following:

(a) The full name of the applicant.
Section 2. The provisions of this Act shall not have any affect upon the Louisiana Smokefree Air Act.

Rep. Hines moved the adoption of the amendments.


By a vote of 21 yeas and 69 nays, the amendments were rejected.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Geymann  Monica
Anders  Gisclair  Montoucet
Armes  Greene  Morris
Arnold  Guillory  Norton
Aubert  Hardy  Pearson
Badon, B.  Harrison  Poti
Baldone  Hazel  Pugh
Barras  Henderson  Ritchie
Burns, H.  Henry  Robideaux
Carmody  Jackson G.  Simon
Carter  Jackson M.  Smith, G.
Chandler  Johnson  Smith, J.
Chaney  Jones, R.  Smith, P.
Cortez  Jones, S.  St. Germain
Danahay  Kartz  Stiaes
Dixon  Kleckley  Talbot
Doerge  Landry  Templet
Dove  LeBas  Thibaut
Downs  Ligi  Waddell
Foil  Little  Williams
Franklin  Lopinto  Willmott
Gallot  Mills  Wooton

Total - 69

NAYS

Abramson  Fannin  Nowlin
Badon, A.  Guinn  Perry
Billiot  Hill  Peterson
Brossett  Hines  Pope
Burford  Hoffmann  Richard
Burns, T.  Honey  Richardson
Champagne  Howard  Richmond
Connick  LaBrazzo  Schroder
Ellington  Legger  Smiley
Ernst  McVea  White

Total - 30

ABSENT

Barrow  Edwards  Lambert
Cromer  LaFonta

Total - 5

The Chair declared the above bill was finally passed.

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

Consent to Correct a Vote Record

Rep. Roy requested the House consent to correct his vote on final passage of Senate Bill No. 136 from nay to yea, which consent was unanimously granted.

Speaker Tucker in the Chair

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.

Motion

On motion of Rep. Ellington, the bill was returned to the 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.
House Floor Amendments

Amendments proposed by Representative Ellington to Engrossed Senate Bill No. 195 by Senator Kostelka

AMENDMENT NO. 1

Delete the set of House Committee amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 18, 2009.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed Senate Bill No. 195 by Senator Kostelka

AMENDMENT NO. 1

Delete Amendment No. 1 proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 18, 2009

AMENDMENT NO. 2

On page 1, line 8, after "§1124.6.") delete the remainder of the line and delete lines 3 and 4 and insert the following:

"certain disclosures by certain elected officials; to provide for the content of and procedures for such disclosures; to provide for enforcement and penalties; and"

AMENDMENT NO. 3

On page 1, line 8, after "§1124.6.") delete the remainder of the line and delete lines 9 through 17 and delete page 2 and insert the following:

"Disclosure; certain elected officials

A. Each person holding a public office who represents a voting district having a population of five thousand or more persons shall disclose the information required by this Section.

B.(1) The official shall disclose the information described in Paragraph (2) of this Subsection for each person to whom both of the following apply:

(a) The person was directly hired by the official to serve as an agency head in the agency of the official.

(b) The person made contributions or loans totaling more than one thousand dollars to a campaign of the official during the time period beginning one year prior to the date the person was hired by the official and ending ninety days after the date the person was hired by the official.

(2) The official shall disclose:

(a) The name, address, job title, and date of employment of the person.

(b) The amount of contributions or loans made by the person to a campaign of the official during the time period described in Subparagraph (1)(b) of this Subsection.

C.(1) The official shall disclose the information described in Paragraph (2) of this Subsection for each person to whom both of the following apply:

(a) The person was appointed by the official to a board or commission.

(b) The person made contributions or loans totaling more than one thousand dollars to a campaign of the official during the time period beginning one year prior to the date the person was appointed by the official and ending ninety days after the date the person was appointed by the official.

(2) The official shall disclose:

(a) The name, address, position held, and date of appointment of the person.

(b) The amount of contributions or loans made by the person to a campaign of the official during the time period described in Subparagraph (1)(b) of this Subsection.

D. The information required to be disclosed by this Section shall be disclosed as part of the official's annual financial disclosure statement, as required by this Part, that covers the date the employment or appointment occurred.

E.(1) If the official, in his submission to the Board of Ethics, identifies each position the holder of which the official reasonably believes he is required to disclose pursuant to this Section and the board determines that information concerning a position not identified by the official is required to be disclosed pursuant to this Section, the official shall be given thirty days to submit the required information. The board shall notify the official in writing that additional information is required to be disclosed, and if the official submits the required information to the board no later than the thirtieth day after the date that written notification was sent by the board, the failure of the official to disclose the information as part of his annual financial disclosure statement shall not be considered a violation of this Section.

(2) This Subsection shall not apply if the official failed to accurately disclose in a timely manner the information required by this Section for each position identified in the submission to the board as part of his annual financial disclosure statement.

F. For purposes of this Section, the following words shall have the following meanings:

(1) "Board or commission" shall have the same meaning as provided in R.S. 42:1124.2.1.

(2) "Public office" shall have the same meaning as provided in R.S. 18:1483.

G. This Section shall be subject to the same provisions for enforcement and penalties for violations as those applicable to provisions for filing of the official's financial disclosure statement.

Section 2. The first filing under this Act shall be due in 2010 and shall be complete for calendar years 2008 and 2009. The failure of a person to disclose information pursuant to R.S. 42:1124.6 as enacted by this Act and as required by this Section shall subject the person to the same provisions for enforcement and penalties for violation as provided in R.S. 42:1124.6 as enacted by this Act.
Section 3. The Board of Ethics shall promulgate forms in accordance with the Administrative Procedure Act to allow for the disclosure of the information required by this Act in the manner provided by this Act."

Rep. Abramson moved the adoption of the amendments.


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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>38</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abramson</td>
<td>Gisclair</td>
</tr>
<tr>
<td>Anders</td>
<td>Hardy</td>
</tr>
<tr>
<td>Armes</td>
<td>Henderson</td>
</tr>
<tr>
<td>Arnold</td>
<td>Hill</td>
</tr>
<tr>
<td>Aubert</td>
<td>Hines</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Honey</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Jackson G.</td>
</tr>
<tr>
<td>Baldone</td>
<td>Jackson M.</td>
</tr>
<tr>
<td>Brossett</td>
<td>Johnson</td>
</tr>
<tr>
<td>Burrell</td>
<td>Jones, R.</td>
</tr>
<tr>
<td>Doerge</td>
<td>Jones, S.</td>
</tr>
<tr>
<td>Edwards</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Gallot</td>
<td>LeBas</td>
</tr>
<tr>
<td><strong>Total - 38</strong></td>
<td><strong>NAYS</strong></td>
</tr>
<tr>
<td>Mr. Speaker</td>
<td>Foil</td>
</tr>
<tr>
<td>Barras</td>
<td>Geymann</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Greene</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Guinn</td>
</tr>
<tr>
<td>Carmody</td>
<td>Harrison</td>
</tr>
<tr>
<td>Carter</td>
<td>Hazel</td>
</tr>
<tr>
<td>Chapman</td>
<td>Henry</td>
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<tr>
<td>Chandler</td>
<td>Hoffmann</td>
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<tr>
<td>Chaney</td>
<td>Howard</td>
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<tr>
<td>Connick</td>
<td>Hutter</td>
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<tr>
<td>Cortez</td>
<td>Katz</td>
</tr>
<tr>
<td>Cromer</td>
<td>Kleckley</td>
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<tr>
<td>Danahay</td>
<td>LaBruzzo</td>
</tr>
<tr>
<td>Dove</td>
<td>Landry</td>
</tr>
<tr>
<td>Downs</td>
<td>Ligi</td>
</tr>
<tr>
<td>Ellington</td>
<td>Little</td>
</tr>
<tr>
<td>Ernst</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Fannin</td>
<td>McVea</td>
</tr>
<tr>
<td><strong>Total - 72</strong></td>
<td><strong>NAYS</strong></td>
</tr>
<tr>
<td>Abramson</td>
<td>Edwards</td>
</tr>
<tr>
<td>Armes</td>
<td>Hines</td>
</tr>
<tr>
<td>Aubert</td>
<td>Honey</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Jackson M.</td>
</tr>
<tr>
<td>Brossett</td>
<td>LaFonta</td>
</tr>
<tr>
<td><strong>Total - 14</strong></td>
<td><strong>ABSENT</strong></td>
</tr>
<tr>
<td>Barrow</td>
<td>Franklin</td>
</tr>
<tr>
<td>Billiot</td>
<td>Guillery</td>
</tr>
<tr>
<td>Dixon</td>
<td>Lambert</td>
</tr>
<tr>
<td><strong>Total - 9</strong></td>
<td><strong>ABSENT</strong></td>
</tr>
</tbody>
</table>

The amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ellington to Engrossed Senate Bill No. 195 by Senator Kostelka

<table>
<thead>
<tr>
<th>AMENDMENT NO. 1</th>
</tr>
</thead>
<tbody>
<tr>
<td>On page 1, line 13, change &quot;a candidate&quot; to &quot;a campaign of the official who employed him&quot;</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>AMENDMENT NO. 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>On page 2, at the end of line 3, delete &quot;a&quot; and at the beginning of line 4, delete &quot;candidate,&quot; and insert &quot;a campaign of the official who appointed him&quot;</td>
</tr>
</tbody>
</table>

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

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

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>72</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Foil</td>
</tr>
<tr>
<td>Anders</td>
<td>Gallot</td>
</tr>
<tr>
<td>Armes</td>
<td>Geymann</td>
</tr>
<tr>
<td>Arnold</td>
<td>Giraud</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Greene</td>
</tr>
<tr>
<td>Barras</td>
<td>Guinn</td>
</tr>
<tr>
<td>Billiot</td>
<td>Hazel</td>
</tr>
<tr>
<td>Burford</td>
<td>Henderson</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Hill</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Hoffmann</td>
</tr>
<tr>
<td>Carter</td>
<td>Howard</td>
</tr>
<tr>
<td>Champagne</td>
<td>Hutter</td>
</tr>
<tr>
<td>Chaney</td>
<td>Jackson G.</td>
</tr>
<tr>
<td>Connick</td>
<td>Johnson</td>
</tr>
<tr>
<td>Cortez</td>
<td>Jones, R.</td>
</tr>
<tr>
<td>Cromer</td>
<td>Katz</td>
</tr>
<tr>
<td>Danahay</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Doerge</td>
<td>LaBruzzo</td>
</tr>
<tr>
<td>Dove</td>
<td>LeBas</td>
</tr>
<tr>
<td>Downs</td>
<td>Ligi</td>
</tr>
<tr>
<td>Ellington</td>
<td>Little</td>
</tr>
<tr>
<td>Ernst</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Fannin</td>
<td>McVea</td>
</tr>
<tr>
<td><strong>Total - 72</strong></td>
<td><strong>NAYS</strong></td>
</tr>
<tr>
<td>Abramson</td>
<td>Edwards</td>
</tr>
<tr>
<td>Armes</td>
<td>Hines</td>
</tr>
<tr>
<td>Aubert</td>
<td>Honey</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Jackson M.</td>
</tr>
<tr>
<td>Brossett</td>
<td>LaFonta</td>
</tr>
<tr>
<td><strong>Total - 14</strong></td>
<td><strong>ABSENT</strong></td>
</tr>
<tr>
<td>Barrow</td>
<td>Hardy</td>
</tr>
<tr>
<td>Burrell</td>
<td>Harrison</td>
</tr>
<tr>
<td>Carmody</td>
<td>Henry</td>
</tr>
<tr>
<td>Dixon</td>
<td>Jones, S.</td>
</tr>
<tr>
<td>Franklin</td>
<td>Lambert</td>
</tr>
<tr>
<td>Guinn</td>
<td>Leger</td>
</tr>
<tr>
<td><strong>Total - 18</strong></td>
<td><strong>ABSENT</strong></td>
</tr>
</tbody>
</table>

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. 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.
Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Mills to Reengrossed
Senate Bill No. 51 by Senator Heitmeier

AMENDMENT NO. 1
Delete Amendments Nos. 1 through 3 proposed by the House
Committee on Appropriations and adopted by the House on June 10,
2009.

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Williams to Reengrossed
Senate Bill No. 51 by Senator Heitmeier

AMENDMENT NO. 1
On page 1, line 2, after "To enact" and before "Part" insert "Subpart
Q-1, to be composed of R.S. 39:100.121, and Q-2, to be composed
of R.S. 39:100.125, of Part II-A of Chapter 1 of Subtitle 1 of Title
39 of the Louisiana Revised Statutes of 1950 and"

AMENDMENT NO. 2
On page 1, line 3, after "relative to" and before "intergovernmental"
insert the following:
"state funds; to establish the Center of Excellence for Autism
Spectrum Disorder Fund as a special treasury fund; to provide for
deposit, use, and investment of monies in the fund; to establish the
Walking the Walk for Our Kids Fund as a special treasury fund; to
provide for deposit, use, and investment of monies in the fund; to
provide for an effective date; to provide relative to"

AMENDMENT NO. 3
On page 1, between lines 6 and 7, insert the following:
"Section 1. Subpart Q-1, comprised of R.S. 39:100.121, and Q-2,
comprised of R.S. 39:100.125, of Part II-A of Chapter 1 of Subtitle
1 of Title 39 of the Louisiana Revised Statutes of 1950, are hereby
enacted to read as follows:

SUBPART Q-1. CENTER OF EXCELLENCE FOR AUTISM
SPECTRUM DISORDER FUND
§100.121. Center of Excellence for Autism Spectrum Disorder Fund

A. There is hereby established in the state treasury, as a special
fund, the Center of Excellence for Autism Spectrum Disorder Fund,
hereinafter referred to as the "fund".

B. The source of monies deposited into the fund shall be any
monies appropriated annually by the legislature including donations,
gifts, grants, or any other monies which may be provided by law. All
unexpended and unencumbered monies in the fund at the end of the
fiscal year shall remain in the fund. The monies in the fund shall be
invested by the state treasurer in the same manner as monies in the
state general fund, and interest earned on the investment of monies
shall be credited to the fund.

C. The monies in the fund shall be appropriated and used solely
to support programs and activities associated with the establishment
of a center of excellence for autism spectrum disorder.

AMENDMENT NO. 4
On page 1, line 7, change "Section 1." to "Section 2."

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

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

ROLL CALL
The roll was called with the following result:

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

1474
The Chair declared the above bill was finally passed.

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

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.

Called from the calendar.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Mills
Abramson Gallot Monica
Anders Geymann Montoucet
Armes Guisclair Morris
Arnold Guilory Norton
Aubert Guinn Nowlin
Badon, A. Hardy Pearson
Badon, B. Harrison Perry
Baldone Hazel Peterson
Barras Henderson Ponti
Billiot Henry Pope
Brossett Hill Pugh
Burford Hines Richard
Burns, H. Hoffmann Richardson
Burns, T. Honey Richmond
Burrell Howard Ritchie
Carmody Hutter Robideaux
Carter Jackson G. Schroeder
Champagne Jackson M. Simon
Chandler Johnson Smiley
Chaney Jones, R. Smith, G.
Connick Katz Smith, J.
Cromer Kleckley Smith, P.
Danahay LaBruzzi St. Germain
Dixon LaFonta Stiaes
Doerge Landry Templet
Dove LeBas Waddell
Downs Leger White
Edwards Ligi Williams
Fannin Lopinto Willmott
Foil McVea Wooton
Franklin Mills

Total - 98

NAYS

Total - 0

ABSENT

Barrow Ellington Lambert Stiaes
Champagne Greene Talbot
Ernst Ligi

Total - 8

The Chair declared the above bill was finally passed.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1

Delete House Committee Amendment Nos. 1, 6, and 11 proposed by the House Committee on Commerce and adopted by the House of Representatives on June 8, 2009.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Little to Reengrossed Senate Bill No. 272 by Senator Heitmeier

AMENDMENT NO. 1

On page 2, line 19, after “gasoline” and before “of” insert “or diesel fuel”
AMENDMENT NO. 2

On page 2, line 23, after "gasoline" and before "at" insert "or diesel fuel"

AMENDMENT NO. 3

In Amendment No. 12 proposed by the House Committee on Commerce and adopted by the House on June 8, 2009, on page 2, line 2, after "gasoline" and before "of" insert "or diesel fuel"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil McVea
Abramson Franklin Mills
Anders Gallot Monica
Armes Geymann Montoucet
Arnold Gisclair Morris
Badon, A. Henderson
Badon, B. Norton
Baldone Boss
Billiot Ponti
Brossett Henry
Burns, H. Rich
Burns, T. Richard
Burns, T. Reed
Burns, T. Richardson
Burrell Honey
Carmody Honey
Carter Hutter
Champagne Jackson G.
Champagne Jackson M.
Connick Jones, R.
Connick Jones, S.
Cortez Katz
Dahay Kieckley
Dixon LaBruzzo
Doerge LaFonta
Dove Landry
Downs LeBas
Edwards LeG ery
Ellington Little
Ernst Lopinto
Fannin

Total - 98

NAYS

Greene Peterson
Hazel Simon
LaFonta Schroder

Total - 7

ABSENT

Mr. Speaker Lambert
Barrow Morris
Hardy Perry

Total - 8

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. 284—

BY SENATOR HEBERT

AN ACT

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

Called from the calendar.

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abrahamson Ernst Little
Anders Fannin Lopinto
Armes Foil McVea
Arnold Franklin Mills
Badon, A. Geymann Montoucet
Badon, B. Gisclair Norton
Baldone Guillot Nowlin
Barras Guinn Pearson
Barras Guinn
Barras, A. Dickerson
Barras, B. Hoffmann Boubin
Barras, H. Hines Johnson
Barras, T. Hoffmann Richmond
Billiot Honey
Bossett Pizza
Burns, H. Hill
Burns, H. Hines
Burns, T. Rich
Burns, T. Richard
Burns, T. St. Germain
Burns, T. St. Germain
Carmody Honey
Carter Hutter
Champagne Jackson G.
Champagne Jackson M.
Champagne Johnson
Connick Jones, R.
Connick Jones, S.
Cortez Katz
Dahay Kieckley
Dixon LaBruzzo
Doerge LaFonta
Dove Landry
Downs LeBas
Edwards LeG ery
Ellington Little
Ernst Lopinto
Fannin

Total - 89

NAYS

Greene Peterson
Hazel Simon
LaFonta Schroder

Total - 7

ABSENT

Mr. Speaker Lambert
Barrow Morris
Hardy Perry

Total - 8

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.
Recess

On motion of Rep. Peterson, the Speaker declared the House at recess until 1:30 P.M.

After Recess

Speaker Tucker called the House to order at 1:45 P.M.

ROLL CALL

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

PRESENT

Mr. Speaker         Greene Norton
Armes              Guilory Nowlin
Aubert             Guinn Pearson
Badon, B.          Hardy Perry
Baldone            Henderson Pope
Barras             Henry Pugh
Billiot            Hill Richard
Brossett           Hoffmann Richardson
Burford            Howard Richmon
Burns, H.          Jackson G. Robideaux
Burrell             Jackson M. Roy
Carmond            Johnson Schroder
Champaign          Jones, R. Simon
Chanler            Jones, S. Smiley
Chantry             Katz Smith, G.
Cortez              Kleckley Smith, J.
Danahey            LaFonta Smith, P.
Dixon              Lambert St. Germain
Dove               Landry Stiaes
Downs              LeBas Talbot
Edwars             Leger Templet
Ellington          Ligi Thibaut
Fannin             Little Waddell
Foill              Lopinto White
Franklin           Mills Williams
Gallot             Monica Willmott
Geymann             Montoucet Wooton
Gisclair           Monica Willmott
Morris

Total - 83

ABSENT

Abramson            Connick Honey
Anders              Cromer Henry
Arnold             Cromer Hutter
Badon, A.          Doerge LaBruzoo
Barrow             Ernst McVea
Burns, H.          Harrison Peterson
Burns, T.          Hazel Ponti
Carter             Hines Ritchie

Total - 21

The Speaker announced there were 83 members present and a quorum.

Acting Speaker Lopinto in the Chair

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.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson            Gisclair Norton
Anders              Guilory Nowlin
Arnold             Harrison Pearson
Aubert             Hazel Perry
Badon, B.          Henderson Pope
Baldone            Hill Pugh
Barras             Hines Richard
Billiot            Hoffmann Richardson
Burford            Howard Richmon
Carommond           Jackson G. Robideaux
Champaign          Jones, R. Schroder
Chanley            Katz Simon
Connick            Kleckley Smiley
Cortez             Lambert Smith, G.
Danahey            Landry Smith, J.
Doerge             LeBas Smith, P.
Dove               Ligi Templet
Edwards             Leger Thibaut
Ellington          Lopinto Waddell
Ernst              McVea White
Fannin             Monica Willmott
Geymann             Morris Wooton

Total - 72

NAYS

Brossett           Johnson Roy
Burrell             LaFonta Stiaes
Dixon              Montoucet Williams
Honey              Peterson

Total - 11

ABSENT

Mr. Speaker         Cromer Henry
Armes              Foil Jackson M.
Badon, A.          Franklin Jones, S.
Barrow             Gallo LaBruzoo
Burns, H.          Greene Mills
Burns, T.          Guinn Ponti
Carter             Hines Ritchie

Total - 21

The chair declared the above bill, having received a two-thirds vote of the elected members, 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.

Speaker Pro Tempore Peterson in the Chair

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.

Rep. Thibaut moved the final passage of the bill.
ROLL CALL

The roll was called with the following result:

YEAS
Abramson
Anders
Armstrong
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barbier
Billiot
Brossett
Burford
Burns, T.
Burrell
Champlin
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
Dixon
Doerge
Dove
Downs
Edwards
Ellington
Ernst
Total - 84

NAYS
Burns, H.
Carmody
Total - 5

ABSENT
Mr. Speaker
Barrow
Carter
Franklin
Greene
Total - 15

The Chair declared the above bill was finally passed.

Rep. Thibaut 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. Guinn requested the House consent to record his vote on final passage of Senate Bill No. 231 as yea, which consent was unanimously granted.

Explanation of Vote

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

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.

Rep. Montoucet moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Anders
Armstrong
Aubert
Badon, A.
Badon, B.
Baldone
Barbier
Billiot
Brossett
Burford
Burns, T.
Burrell
Champlin
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
Dixon
Doerge
Dove
Downs
Edwards
Ellington
Ernst
Total - 98

NAYS

Total - 0

ABSENT

Arnold
Barrow
Franklin
Greene
Total - 6

The Chair declared the above bill was finally passed.

Rep. Montoucet 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cromer to Reengrossed Senate Bill No. 261 by Senator Donahue

AMENDMENT NO. 1

On page 4, between lines 28 and 29, insert the following:

"(1) The names of the persons who are to serve on the commission shall be submitted to the president of the Senate on or before July 15, 2009.

(2) The president of the Senate shall call the first meeting of the commission which shall be held on or before July 30, 2009.

(3) At the first meeting, the members of the commission shall elect from their membership a chairman and vice chairman and such other officers as the commission may deem advisable. The president of the Senate or his designee shall preside over the commission until a chairman is elected by the commission.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Reengrossed Senate Bill No. 261 by Senator Donahue

AMENDMENT NO. 1

On page 2, between lines 11 and 12, insert the following:

"C. While many agencies are facing staff reductions in the fiscal year 2009 budget, the Department of Economic Development has maintained its existing staff levels. The Department of Economic Development is hereby prohibited from increasing its staff through the use of contract labor.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  
Abramson  
Anders  
Armens  
Arnold  
Aubert  
Badon, A.  
Badon, B.  
Baldone  
Barras  
Billiot  
Brossett  
Burford  
Burns, H.  
Burns, T.  
Carmody  
Carter  
Champagne  
Chandler  
Chaney  
Connick  
Cortez  
Cromer  
Dahay  
Dixon  
Doerge  
Dove  
Downs  
Edwards  
Ellington  
Ernst  
Fannin  
Foil  
Total - 99

NAYS

Total - 0

ABSENT

Barrow  
Burrell  
Total - 5

The Chair declared the above bill was finally passed.

Rep. Cromer 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. 278—

BY SENATORS AMEDEE, ALARIO, APPEL, CHEEK, CROWE, DONAHUE, DUPLESSIS, DUPRE, ERDEY, N. GAUTREAUX, HEBERT, HEITMEIER, LAFFLUR, 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell to Reengrossed Senate Bill No. 278 by Senator Amedee

AMENDMENT NO. 1

Delete the set of House Committee Amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 18, 2009
AMENDMENT NO. 2

On page 1, delete lines 7 through 17 and delete page 2 and insert the following:

"A. This Chapter shall not apply to any of the books, records, writings, accounts, letters, letter books, photographs, or copies thereof, ordinarily kept in the custody or control of or handled by or through the governor or the office of the governor or the control of or handled by or through the governor or the office of the governor in the usual course of the duties and business of his office or to those having been used, being in use, or prepared, possessed, or retained for use by or on behalf of the governor in the usual course of the duties and business of his office.

B. The provisions of this Section shall not apply to any agency transferred or placed within the office of the governor. Records of the office of the governor shall be public records and shall be subject to the provisions of this Chapter.

1. (1)(a) Notwithstanding the provisions of Subsection A of this Section, any record of the office of the governor which reflects any form of pre-decisional advice to the governor for use in the usual course of his duties, including advisory opinions, recommendations, and deliberations, shall be confidential for a period of time established by the governor not to exceed ten years.

(b) Notwithstanding the provisions of Subsection A of this Section, any record of the office of the governor pertaining to the schedule of the governor, his spouse, or his child which contains security details which if public may impair the safety of the governor, his spouse, or his child, shall be confidential for a period of time established by the governor not to exceed ten years. However, nothing in this Subparagraph shall be interpreted or construed in a manner to make all details concerning the schedule of the governor or his mode of transportation confidential.

2. (2) When the office of the governor receives a request for a record made confidential pursuant to Paragraph (1) of this Subsection, the office shall include in the response to the request the length of time established by the governor for the record to remain confidential.

3. (3)(a) The office of the governor shall preserve all records made confidential pursuant to Paragraph (1) of this Subsection. At the conclusion of the term of office of the governor, the governor shall transfer all such records either to the custody of the Department of State or to the custody of a public postsecondary educational institution in this state selected by the governor.

(b) A record that is transferred as provided by Subparagraph (a) of this Paragraph shall remain confidential until the lapse of the time period established by the governor pursuant to Paragraph (1) of this Subsection. After the lapse of the time period, the record shall be public and subject to inspection, examination, copying, and reproduction in the manner provided in this Chapter.

C. The provisions of Subsection B of this Section shall not prevent any person otherwise herein authorized so to do from inspecting, examining, copying, or obtaining a reproduction of any books, records, papers, accounts, or other documents or record pertaining to any money or monies or any financial transactions in the control of or handled by or through the governor or the office of the governor."

Rep. Waddell moved the adoption of the amendments.

Rep. Ligi objected.

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

ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abrams</td>
<td>Greene</td>
</tr>
<tr>
<td>Armes</td>
<td>Henderson</td>
</tr>
<tr>
<td>Arnold</td>
<td>Hines</td>
</tr>
<tr>
<td>Aubert</td>
<td>Honey</td>
</tr>
<tr>
<td>Baldone</td>
<td>Hutter</td>
</tr>
<tr>
<td>Barrow</td>
<td>Jackson M.</td>
</tr>
<tr>
<td>Brossett</td>
<td>Johnson</td>
</tr>
<tr>
<td>Dixon</td>
<td>Jones, R.</td>
</tr>
<tr>
<td>Doerge</td>
<td>Jones, S.</td>
</tr>
<tr>
<td>Edwards</td>
<td>LaFonta</td>
</tr>
<tr>
<td>Franklin</td>
<td>LaWortley</td>
</tr>
<tr>
<td>Gallot</td>
<td>LeBas</td>
</tr>
<tr>
<td>Total - 35</td>
<td></td>
</tr>
<tr>
<td>Mr. Speaker</td>
<td>Fannin</td>
</tr>
<tr>
<td>Anders</td>
<td>Foil</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Geymann</td>
</tr>
<tr>
<td>Barras</td>
<td>Gisclair</td>
</tr>
<tr>
<td>Billiot</td>
<td>Guinn</td>
</tr>
<tr>
<td>Burford</td>
<td>Hardy</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Harrisson</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Hazel</td>
</tr>
<tr>
<td>Carvajal</td>
<td>Henry</td>
</tr>
<tr>
<td>Carter</td>
<td>Hoffmann</td>
</tr>
<tr>
<td>Champagne</td>
<td>Howard</td>
</tr>
<tr>
<td>Chandler</td>
<td>Katz</td>
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<tr>
<td>Chaney</td>
<td>Kleckley</td>
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<tr>
<td>Connick</td>
<td>Landry</td>
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<tr>
<td>Cortez</td>
<td>Ligi</td>
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<tr>
<td>Cromer</td>
<td>Little</td>
</tr>
<tr>
<td>Danahay</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Dove</td>
<td>McVea</td>
</tr>
<tr>
<td>Downs</td>
<td>Mills</td>
</tr>
<tr>
<td>Ellington</td>
<td>Monica</td>
</tr>
<tr>
<td>Ernst</td>
<td>Montoucet</td>
</tr>
<tr>
<td>Total - 61</td>
<td></td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Jackson G.</td>
</tr>
<tr>
<td>Burrell</td>
<td>LaBreaux</td>
</tr>
<tr>
<td>Guillory</td>
<td>Lambert</td>
</tr>
<tr>
<td>Total - 8</td>
<td></td>
</tr>
</tbody>
</table>

The amendments were rejected.

Acting Speaker Arnold in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Tucker and Gallot to Reengrossed Senate Bill No. 278 by Senator Amedee

AMENDMENT NO. 1

Delete the set of House Committee Amendments proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 18, 2009

AMENDMENT NO. 2

On page 1, delete lines 7 through 17 and delete page 2 and insert the following:

"A. This Chapter shall not apply to any of the books, records, writings, accounts, letters, letter books, photographs, or copies
thereof ordinarily kept in the custody or control of the governor in the usual course of the duties and business of his office, or to those having been used, being in use, or prepared, possessed, or retained for use by or on behalf of the governor in the usual course of the duties and business of his office. Records of the office of the governor shall be public records and shall be subject to the provisions of this Chapter.

B.(1) Notwithstanding the provisions of Subsection A of this Section, a record of the office of the governor that reflects pre-decisional mental impressions, advice, proposals, or opinions created for the purpose of assisting the governor in the formulation of a decision in the usual course of the duties and business of his office shall be privileged from disclosure.

(b) Nothing in Subparagraph (a) of this Paragraph shall be interpreted or construed in a manner to make all records concerning a meeting or event the governor attends and transportation related thereto confidential, however the governor may keep a record concerning a meeting or event the governor attends and transportation related thereto privileged for a period not to exceed seven days after the occurrence of the meeting or event.

(3) The provisions of Paragraph (1) of this Section shall not apply to the records of any agency transferred or placed within the office of the governor or to the records of any other executive branch agency.

C. The provisions of Subsection B of this Section shall not prevent any person otherwise herein authorized so to do, from inspecting, examining, and copying, or obtaining a reproduction of any books, records, papers, accounts or other documents record pertaining to any money or monies or any financial transactions in the control of or handled by or through the governor or the office of the governor."

Rep. Gallot moved the adoption of the amendments.

Rep. Ligi objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders
Badon, B.
Barras
Billiot
Burns, H.
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
Dove
Ellington
Ernst
Fannin
Total - 47

NAYS

Anders
Badon, B.
Barras
Billiot
Burns, H.
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
Dove
Ellington
Ernst
Fannin
Total - 50

The amendments were rejected.

Speaker Tucker in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell to Reengrossed Senate Bill No. 278 by Senator Amedee

AMENDMENT NO. 1

In Committee Amendment No. 6 proposed by the House Committee on House and Governmental Affairs and adopted by the House on June 18, 2009, on page 1, line 22, change "six months" to "sixty days"

Motion

Rep. Greene moved that the bill be returned to the calendar.

Rep. Ligi objected.

By a vote of 46 yeas and 54 nays, the House refused to return the bill to the calendar.

Rep. Waddell moved the adoption of the amendments.

Rep. Ligi objected.

By a vote of 48 yeas and 54 nays, the amendments were rejected.

Rep. Ligi moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders
Badon, B.
Barras
Billiot
Burns, H.
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
Dove
Ellington
Ernst
Fannin
Total - 47

NAYS

Anders
Badon, B.
Barras
Billiot
Burns, H.
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
Dove
Ellington
Ernst
Fannin
Total - 50

ABSENT

Badon, A.
Carnody
Downs
Total - 7

The amendments were rejected.
The Chair declared the above bill was finally passed.

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

Motion

On motion of Rep. Greene, the vote to reconsider the vote by which Senate Bill No. 51 finally passed was called from the table.

Reconsideration

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

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.

On motion of Rep. Greene, the vote by which the above Senate Bill finally passed was reconsidered.

Returned to the calendar under the rules.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harrison to Reengrossed Senate Bill No. 279 by Senator Walsworth

AMENDMENT NO. 1

On page 1, line 12, after "B.", change "Public" to "The director of the parish office of homeland security and emergency preparedness may request the use of public"

AMENDMENT NO. 2

On page 1, line 15, after " shelters" add a period ".", and delete the remainder of the line and delete line 16 in its entirety.

AMENDMENT NO. 3

On page 1, at the beginning of line 17, insert "The director"

Rep. Harrison moved the adoption of the amendments.


By a vote of 53 yeas and 41 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson Franklin Mills
Anders Gallot Monica
Armé Geymann Morris
Arnold Gisclair Norton
Aubert Greene Nowlin
Badon, B. Guinn Pearson
Barras Hardy Perry
Barrow Harrison Peterson
Billiot Hazel Pope
Brossett Henderson Pugh
Burford Henry Richard
Burns, H. Hill Richardson
Burns, T. Hines Richmon
Burrell Hoffmann Ritchie
Carmody Honey Robideaux
Carter Howard Roy
Champagne Hutter Schroder
Chandler Jackson G. Simon
Chaney Jackson M. Smiley
Connick Johnson Smith, G.
Cortez Jones, R. Smith, J.
Cromer Jones, S. Smith, P.
"Section 6. R.S. 44:45 is hereby amended and reenacted to read as follows:

§ 5. Records in custody of governor

A. This Section shall not apply to any of the books, records, writings, accounts, letters, letter books, photographs, or copies thereof ordinarily kept in the custody or control of the governor in the usual course of the duties and business of his office, or to those having been used, being in use, or prepared, possessed, or retained for use by or on behalf of the governor in the usual course of the duties and business of his office. Records of the office of the governor shall be public records and shall be subject to the provisions of this chapter.

B.(1) Notwithstanding the provisions of Subsection A of this Section, any record of the office of the governor pertaining to the schedule of the governor, his spouse, or his child which contains security details which if public may impair the safety of the governor, his spouse, or his child shall be confidential.

(2)(a) Notwithstanding the provisions of Subsection A of this Section, any record of the office of the governor that reflects pre-decisional mental impressions, advice, proposals, or opinions created for the purpose of assisting the governor in the formulation of a decision in the usual course of the duties and business of his office shall be privileged from disclosure.

(b) Nothing in Subparagraph (a) of this Paragraph shall be interpreted or construed in a manner to make all records concerning a meeting or event the governor attends and transportation related thereto privileged for a period not to exceed seven days after the occurrence of the meeting or event.

(3) The provisions of Paragraph (1) of this Section shall not apply to the records of any agency transferred or placed within the office of the governor or to the records of any other executive branch agency.

C. The provisions of Subsection B of this Section shall not prevent any person otherwise herein authorized so to do from inspecting, examining, and copying, or obtaining a reproduction of any book, records, papers, accounts or other documents record pertaining to any money or monies or any financial transactions in the control of or handled by or through the governor or the office of the governor.

Point of Order

Rep. Dove 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. Peterson moved the adoption of the amendments.


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

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker Greene Nowlin
Abramson Guillory Peterson
Anders Hardy Pugh
Armes Hill Richmond
Arnold Hines Roy
Aubert Honey Ritchie
Baldone Jackson G. Smith, G.
Barrow Jackson M. Smith, P.
Brossett Johnson St. Germain
Burrell Jones, R. St. Germain
Dixon Jones, S. Stiæs
Doerge LaFonta Talbot
Edwards Lambert Waddell
Franklin LeBas Williams
Gallot Leger Wooton
Gisclair Norton

Total - 47

NAYS

Badon, B. Ellington McVea
Barras Ernst Mills
Billiot Fannin Monica
Burford Foil Morris
Burns, H. Guynn Pearson
Burns, T. Guynn Perry
Carmody Hazel Ponti
Carter Henderson Pope
Champagne Hoffmann Richardson
Chandler Howard Robideaux
Chaney Katz Schroder
Connick Kleckley Simon
Cortez LaBruzzi Smiley
Cromer Lanery Stiæs
Danahay Ligi White
Dove Little Willmott
Downs Lopinto

Total - 50

ABSENT

Badon, A. Hutter Thibaut
Harrison Montoucet
Henry Templet

Total - 7

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ernst to Reengrossed Senate Bill No. 320 by Senator Alario

AMENDMENT NO. 1

In Amendment No. 4 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 1, at the end of line 10, delete “R.S. 38:330.12(A) through (D),”

AMENDMENT NO. 2

In Amendment No. 13 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 2, delete lines 34 through 35 in their entirety and on page 3, delete lines 1 through 37 in their entirety

AMENDMENT NO. 3

On page 8, at the beginning of line 6, change “Section 5.” to “Section 4.”

AMENDMENT NO. 4

On page 9, at the beginning of line 18, change “Section 6.” to “Section 5.”

AMENDMENT NO. 5

On page 10, at the beginning of line 24, change “Section 7.” to “Section 6.”

AMENDMENT NO. 6

On page 12, at the beginning of line 11, change “Section 8.” to “Section 7.”

AMENDMENT NO. 7

In Amendment No. 15 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 3, at the beginning of line 42, change “Section 9.” to “Section 8.”

AMENDMENT NO. 8

In Amendment No. 15 proposed by the House Committee on House and Governmental Affairs and adopted by the House of Representatives on June 16, 2009, on page 3, at the beginning of line 47, change “Section 10.” to “Section 9.”

Rep. Ernst moved the adoption of the amendments.


By a vote of 64 yeas and 32 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Fannin McVea
Abramson Foil Mills
Anders Franklin Monica
Armes Gallot Montoucet
Arnold Geymann Morris
Aubert Guynn Norton
Badon, A. Greene Nowlin
Badon, B. Guynn Ponti
Baldone Guynn Pugh
Barras Harrison Pope
Barrow Hazel Pugh
Billiot Henry Richard
Brossett Hill Richardson
Burford Hines Rich mond
Burns, H. Hoffmann Richie
Burns, T. Howard Robideaux
Burrell Hutter Schroder
Carmody Jackson G. Simon
Carter Johnson Smith, G.
Champagne Jones, R. Smith, J.
Chandler Jones, S. Stiæs
Chaney Katz Stiæs

Total - 64

NAYS

Badon, B. Ellington McVea
Barras Ernst Mills
Billiot Fannin Monica
Burford Foil Morris
Burns, H. Guynn Pearson
Burns, T. Guynn Perry
Carmody Hazel Ponti
Carter Henderson Pope
Champagne Hoffmann Richardson
Chandler Howard Robideaux
Chaney Katz Schroder
Connick Kleckley Simon
Cortez LaBruzzi Smiley
Cromer Lanery Stiæs
Danahay Ligi White
Dove Little Willmott
Downs Lopinto

Total - 32

ABSENT

Badon, A. Hutter Thibaut
Harrison Montoucet
Henry Templet

Total - 7

The amendments were rejected.
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.

Rep. LeBas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Total - 93

NAYS

Total - 2

ABSENT

Total - 9

The Chair declared the above bill was finally passed.

Rep. LeBas 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. 1—
BY SENATORS CHAISSON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAUX, JACKSON, LAFLEUR, MICHOT, MURRAY, SMITH, THOMPSON AND WALSWORTH
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10(F)(2)(a) and (b) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 1 by Senator Chaisson

AMENDMENT NO. 1
On page 3, delete lines 26 through 29 in their entirety and on page 4, delete lines 1 through 7 in their entirety and insert the following:

“...To increase from 5% to 10% the amount of reductions of appropriations or allocations from state funds in any fiscal year in which a deficit is projected; to require that any adjustment in excess of 5% shall only be effective if approved by a majority of the elected members of each house of the legislature; to provide that any adjustment in excess of 5% shall not be applicable to any fund to the extent the dedication or appropriation is derived from a fee; to provide that any adjustment in excess of 5% shall not exceed 5% for any line item appropriation from any fund; to authorize the inclusion of federal funds from the American Recovery and Reinvestment Act of 2009 in the official forecast; to prohibit adjustments of allocations and appropriations from the Transportation Trust Fund. (Amends Article VII, Section 10(F)(2)(a) and (b); Adds Article VII, Section 10(F)(4)(g))”

AMENDMENT NO. 2
Delete House Committee Amendments Nos. 11 and 12 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009.
On motion of Rep. Tim Burns, the amendments were adopted.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Reengrossed Senate Bill No. 1 by Senator Chaisson

#### AMENDMENT NO. 1

On page House Committee Amendment No. 1 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, delete line 3 and insert "10(F)(4)(g) and (h)"

#### AMENDMENT NO. 2

In House Committee Amendment No. 3 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, delete line 9 and insert "10(F)(4)(g) and (h)"

#### AMENDMENT NO. 3

In House Committee Amendment No. 10 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 2, between lines 19 and 20, insert the following:

"(h) The Conservation Fund as provided in Article VII, Section 10-A of this constitution."

#### AMENDMENT NO. 4

In House Floor Amendment No. 1 proposed by Representative Tim Burns and adopted by the House of Representatives on June 22, 2009, on page 1, line 14, after "Fund" and before the period "." insert "and Conservation Fund"

#### AMENDMENT NO. 5

In House Floor Amendment No. 1 proposed by Representative Tim Burns and adopted by the House of Representatives on June 22, 2009, on page 1, line 15, delete "(10)(F)(4)(g)" and insert "10(F)(4)(g) and (h)"

---

### Motion

Rep. White moved the previous question be ordered on the amendments.

As a substitute motion, Rep. Richmond moved that the House recess until 6:01 p.m., on Monday, June 22, 2009.


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

#### ROLL CALL

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abramson</td>
</tr>
<tr>
<td>Anders</td>
</tr>
<tr>
<td>Armes</td>
</tr>
<tr>
<td>Badon, A.</td>
</tr>
<tr>
<td>Barrow</td>
</tr>
<tr>
<td>Brossett</td>
</tr>
<tr>
<td>Burrell</td>
</tr>
<tr>
<td>Dixon</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>NAYS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
</tr>
<tr>
<td>Aubert</td>
</tr>
<tr>
<td>Badon, B.</td>
</tr>
<tr>
<td>Baldone</td>
</tr>
<tr>
<td>Barras</td>
</tr>
<tr>
<td>Billiot</td>
</tr>
<tr>
<td>Burford</td>
</tr>
<tr>
<td>Burns, H.</td>
</tr>
<tr>
<td>Burns, T.</td>
</tr>
<tr>
<td>Carmody</td>
</tr>
<tr>
<td>Carter</td>
</tr>
<tr>
<td>Champagne</td>
</tr>
<tr>
<td>Chandler</td>
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<tr>
<td>Chaney</td>
</tr>
<tr>
<td>Connick</td>
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<tr>
<td>Cortez</td>
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<tr>
<td>Danahay</td>
</tr>
<tr>
<td>Doerge</td>
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<tr>
<td>Dove</td>
</tr>
<tr>
<td>Downs</td>
</tr>
<tr>
<td>Edwards</td>
</tr>
<tr>
<td>Ellington</td>
</tr>
<tr>
<td>Ernst</td>
</tr>
<tr>
<td>Fannin</td>
</tr>
<tr>
<td>Foul</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Arnold</td>
</tr>
<tr>
<td>Cromer</td>
</tr>
<tr>
<td>Henderson</td>
</tr>
<tr>
<td>Total - 7</td>
</tr>
</tbody>
</table>

The House refused to recess.

Rep. White insisted on his motion that the previous question be ordered on the amendments.


By a vote of 62 yeas and 29 nays, the motion was agreed to.

Rep. Lambert moved the adoption of the amendments.


By a vote of 54 yeas and 47 nays, the amendments were adopted.

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

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lambert to Reengrossed Senate Bill No. 1 by Senator Chaisson

#### AMENDMENT NO. 1

On page 2, line 26, change "one" to "five"

#### AMENDMENT NO. 2

On page 4, line 2, change "one" to "five"
AMENDMENT NO. 3

In House Floor Amendment No. 1 proposed by Representative Tim Burns and adopted by the House of Representatives on June 22, 2009, on page 1, at the beginning of line 4, delete “To" and insert "To increase from one to five percent the decrease in revenues needed to reduce appropriations or allocations from dedicated funds in the next fiscal year; to;"

Motion

Rep. Arnold moved to suspend the rules to limit all subsequent speakers to two minutes.

As a substitute motion, Rep. Peterson moved to limit each speaker on the amendment to two minutes.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Abramson</th>
<th>Hines</th>
<th>Richmond</th>
</tr>
</thead>
<tbody>
<tr>
<td>Aubert</td>
<td>Honey</td>
<td>Roy</td>
</tr>
<tr>
<td>Brossett</td>
<td>Jackson G.</td>
<td>Smith, G.</td>
</tr>
<tr>
<td>Burrell</td>
<td>Jones, R.</td>
<td>St. Germain</td>
</tr>
<tr>
<td>Dixon</td>
<td>Jones, S.</td>
<td>Stiaes</td>
</tr>
<tr>
<td>Edwards</td>
<td>LaFonta</td>
<td>Thibaut</td>
</tr>
<tr>
<td>Franklin</td>
<td>Leger</td>
<td>Waddell</td>
</tr>
<tr>
<td>Gallot</td>
<td>Montoucet</td>
<td>Williams</td>
</tr>
<tr>
<td>Hardy</td>
<td>Nowlin</td>
<td>Wooton</td>
</tr>
<tr>
<td>Henderson</td>
<td>Peterson</td>
<td></td>
</tr>
<tr>
<td>Total</td>
<td>29</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Dove</th>
<th>McVea</th>
</tr>
</thead>
<tbody>
<tr>
<td>Armes</td>
<td>Downs</td>
<td>Morris</td>
</tr>
<tr>
<td>Arnold</td>
<td>Ernst</td>
<td>Norton</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Fannin</td>
<td>Pearson</td>
</tr>
<tr>
<td>Badon, B.</td>
<td>Foil</td>
<td>Perry</td>
</tr>
<tr>
<td>Baldone</td>
<td>Geiymann</td>
<td>Ponti</td>
</tr>
<tr>
<td>Barras</td>
<td>Girclair</td>
<td>Pope</td>
</tr>
<tr>
<td>Burrow</td>
<td>Greene</td>
<td>Pugh</td>
</tr>
<tr>
<td>Billiot</td>
<td>Hazle</td>
<td>Richard</td>
</tr>
<tr>
<td>Burford</td>
<td>Hill</td>
<td>Richardson</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Hoffmann</td>
<td>Ritchie</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Howard</td>
<td>Robideaux</td>
</tr>
<tr>
<td>Carmody</td>
<td>Jackson M.</td>
<td>Schroder</td>
</tr>
<tr>
<td>Carter</td>
<td>Johnson</td>
<td>Simon</td>
</tr>
<tr>
<td>Champagne</td>
<td>Kreckley</td>
<td>Smiley</td>
</tr>
<tr>
<td>Chaney</td>
<td>LaBruzso</td>
<td>Smith, J.</td>
</tr>
<tr>
<td>Connick</td>
<td>Lambert</td>
<td>Smith, P.</td>
</tr>
<tr>
<td>Cortez</td>
<td>Landry</td>
<td>Talbot</td>
</tr>
<tr>
<td>Cromer</td>
<td>Ligi</td>
<td>Templet</td>
</tr>
<tr>
<td>Danahay</td>
<td>Little</td>
<td>White</td>
</tr>
<tr>
<td>Doerge</td>
<td>Lopinto</td>
<td>Willmot</td>
</tr>
<tr>
<td>Total</td>
<td>66</td>
<td></td>
</tr>
</tbody>
</table>

ABSENT

<table>
<thead>
<tr>
<th>Anders</th>
<th>Harrison</th>
<th>Katz</th>
</tr>
</thead>
<tbody>
<tr>
<td>Guillory</td>
<td>Henry</td>
<td>LeBas</td>
</tr>
<tr>
<td>Guinn</td>
<td>Hutter</td>
<td>Mills</td>
</tr>
<tr>
<td>Total</td>
<td>9</td>
<td></td>
</tr>
</tbody>
</table>

The House refused to suspend the rules to limit each speaker on the amendment to two minutes.

Rep. Arnold insisted on his motion to limit all subsequent speakers to two minutes.

By a vote of 65 yeas and 31 nays, the motion having received two-thirds of the members present and voting, the House agreed to suspend the rules to limit all subsequent speakers to two minutes.

Rep. Lambert moved the adoption of the amendments.


By a vote of 37 yeas and 60 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Reengrossed Senate Bill No. 1 by Senator Chaisson

AMENDMENT NO. 1

In House Committee Amendment No. 6 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, line 17, delete "which are in excess of five percent"

AMENDMENT NO. 2

In House Committee Amendment No. 9 proposed by the House Committee on Appropriations and adopted by the House of Representatives on June 21, 2009, on page 1, line 32, delete "which are in excess of five percent"

AMENDMENT NO. 3

In House Floor Amendment No. 1 proposed by Representative Tim Burns and adopted by the House of Representatives on June 22, 2009, on page 1, line 8, delete "in excess of 5%"

Motion

Rep. Lopinto moved to end consideration of amendments.

As a substitute motion, Rep. Richmond moved that the previous question be ordered on the amendments.


The vote recurred on the substitute motion.

By a vote of 37 yeas and 60 nays, the House refused to order the previous question on the amendments.

Rep. Lopinto insisted on his motion to end consideration of amendments.

By a vote of 61 yeas and 39 nays, the motion was agreed to.

Rep. Montoucet moved the adoption of the amendments.


By a vote of 65 yeas and 29 nays, the amendments were adopted.

Suspension of the Rules

Rep. Richmond moved for a suspension of the rules in order to call the roll viva voce.

By a vote of 23 yeas and 77 nays, the House refused to suspend the rules.

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

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Fannin</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anders</td>
<td>Foil</td>
</tr>
<tr>
<td>Arnold</td>
<td>Geymann</td>
</tr>
<tr>
<td>Badon, A.</td>
<td>Girasclair</td>
</tr>
<tr>
<td>Baldone</td>
<td>Greene</td>
</tr>
<tr>
<td>Barras</td>
<td>Guinn</td>
</tr>
<tr>
<td>Billiot</td>
<td>Harrison</td>
</tr>
<tr>
<td>Burford</td>
<td>Hazel</td>
</tr>
<tr>
<td>Burns, H.</td>
<td>Henry</td>
</tr>
<tr>
<td>Burns, T.</td>
<td>Hill</td>
</tr>
<tr>
<td>Carmody</td>
<td>Hines</td>
</tr>
<tr>
<td>Carter</td>
<td>Hoffmann</td>
</tr>
<tr>
<td>Champagne</td>
<td>Howard</td>
</tr>
<tr>
<td>Chandler</td>
<td>Hutter</td>
</tr>
<tr>
<td>Chaney</td>
<td>Johnson</td>
</tr>
<tr>
<td>Connick</td>
<td>Katz</td>
</tr>
<tr>
<td>Cortez</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Cromer</td>
<td>LaBruzzo</td>
</tr>
<tr>
<td>Dunahay</td>
<td>Landry</td>
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<tr>
<td>Doerge</td>
<td>LeBas</td>
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<td>Dove</td>
<td>Ligi</td>
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<tr>
<td>Downs</td>
<td>Little</td>
</tr>
<tr>
<td>Ellington</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Ernst</td>
<td>Mills</td>
</tr>
<tr>
<td>Total - 70</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

| Armes       | Hardy |
| Aubert      | Henderson |
| Badon, B.   | Honey |
| Barrow      | Jackson G. |
| Brossett    | Jackson M. |
| Burrell     | Jones, R. |
| Dixon       | Jones, S. |
| Edwards     | LaFonta |
| Franklin    | Lambert |
| Gallot      | Leger |
| Total - 30  |        |

ABSENT

| Abramson    | McVea |
| Guillery    | Ritchie |
| Total - 5   |        |

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

Rep. Schroder 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. 2—

BY SENATORS CHAISSON, ALARIO, BROOME, CHEEK, DONAHUE, N. GAUTREAUX, JACKSON, LAFLEUR, MICHT, MURRAY, SMITH, THOMPSON AND WALSWORTH AND REPRESENTATIVE BALDONE

To repeal R.S. 39:75(F), relative to the avoidance of budget deficits; to repeal the limitation on the cumulative percentage reduction in constitutionally or statutorily protected or mandated appropriations, allocations, or expenditures; and to provide for an effective date.

Read by title.

Rep. Schroder moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Fannin</th>
</tr>
</thead>
<tbody>
<tr>
<td>Anders</td>
<td>Foil</td>
</tr>
<tr>
<td>Arnold</td>
<td>Geymann</td>
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<tr>
<td>Badon, B.</td>
<td>Gisclair</td>
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<td>Baldone</td>
<td>Greene</td>
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<tr>
<td>Barras</td>
<td>Guillory</td>
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<tr>
<td>Burford</td>
<td>Gunn</td>
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<td>Burns, H.</td>
<td>Hazel</td>
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<tr>
<td>Burns, T.</td>
<td>Henry</td>
</tr>
<tr>
<td>Carmody</td>
<td>Hill</td>
</tr>
<tr>
<td>Carter</td>
<td>Hoffmann</td>
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<tr>
<td>Champagne</td>
<td>Howard</td>
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<tr>
<td>Chandler</td>
<td>Hutter</td>
</tr>
<tr>
<td>Connick</td>
<td>Katz</td>
</tr>
<tr>
<td>Cortez</td>
<td>Kleckley</td>
</tr>
<tr>
<td>Cromer</td>
<td>LaBruzzo</td>
</tr>
<tr>
<td>Dunahay</td>
<td>Landry</td>
</tr>
<tr>
<td>Doerge</td>
<td>LeBas</td>
</tr>
<tr>
<td>Dove</td>
<td>Ligi</td>
</tr>
<tr>
<td>Downs</td>
<td>Little</td>
</tr>
<tr>
<td>Ellington</td>
<td>Lopinto</td>
</tr>
<tr>
<td>Ernst</td>
<td>McVea</td>
</tr>
<tr>
<td>Total - 70</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

| Armes       | Henderson |
| Aubert      | Honey |
| Barrow      | Jackson G. |
| Brossett    | Jackson M. |
| Burrell     | Jones, R. |
| Dixon       | Jones, S. |
| Edwards     | LaFonta |
| Franklin    | Lambert |
| Gallot      | Leger |
| Total - 30  |        |

ABSENT

| Abramson    | Harrison |
| Badon, A.   | Smith, G. |
| Total - 4   |        |

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

Rep. Schroder 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. 26—

BY SENATORS N. GAUTREAUX, ADLEY, ALARIO, CHEEK, DUPRE, HEBERT, KOSTELKA, LONG, MARIONNEAUX, MARTIN, MICHT, MORRISH, MURRAY, RISER, SHAW, SMITH AND WALSWORTH AND REPRESENTATIVES JANE SMITH, BILLIOT, BURFORD, HENRY BURNS, CHAMPAGNE, ELLINGTON, GISCCLAIR, GUINN, MONTOUCET AND SIMON

AN ACT

To enact R.S. 47:6035 and to repeal R.S. 47:38 and 287.757 and R.S. 51:2458(2), relative to individual income and corporate income tax credits; to increase the tax credit for the cost of qualified clean-burning motor vehicle fuel property; to increase the tax credit for the purchase of a motor vehicle with qualified clean-
burning motor vehicle property installed by the vehicle's manufacturer; to provide relative to certain definitions; to provide for the refund of the tax credit under certain circumstances; to authorize the promulgation of rules and regulations under certain circumstances; to authorize a qualified employer who receives a rebate in the Louisiana Quality Jobs Program to also claim the tax credit for the conversion of vehicles to alternative fuel usage; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Engrossed Senate Bill No. 26 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, delete lines 2 through 11 and insert the following:

"To amend and reenact R.S. 51:2453(4), relative to the Louisiana Quality Jobs Program Act; to expand the definition of "new direct job" to include employees of a contract labor provider in certain instances; to provide for definitions; to provide for an effective date; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete lines 13 through 17 and delete pages 2 through 4 and insert the following:

"Section 1. R.S. 51:2453(4) is hereby amended and reenacted to read as follows:

§2453. Definitions

The following words or terms as used in this Chapter shall have the following meaning, unless a different meaning appears from the context:

* * * *

(4)(a) "New direct job" means employment in this state of an employee working at the average hours per week provided for in R.S. 51:2455(E)(2), who was not previously on an employer's payroll in Louisiana, nor previously on the payroll of such employer's parent entity, subsidiary, or affiliate in Louisiana, or previously on the payroll of any business whose physical plant and employees are substantially the same as those of the employer in Louisiana. Such job shall be with an employer that has qualified to receive a rebate pursuant to the provisions of this Chapter, which job did not exist in this state prior to the effective date the application was filed by the employer with the Department of Economic Development pursuant to the provisions of R.S. 51:2455 and which job is filled by an individual domiciled in the state of Louisiana.

(b) "New direct job" may also mean employment in the state of Louisiana of an employee under contract at an eligible company to perform duties in connection with the operation of the employer for the average hours per week provided for in R.S. 51:2455(E)(2).

(i) New direct jobs under this definition shall fulfill all obligations for incentives under the Quality Jobs Program if all of the following criteria are met:

(a) The eligible company's wages and benefits are consistent with Paragraphs (1) and (3) of this Section and is not an exempted profession or service industry in those Paragraphs.

(b) The employer under this Section is classified as a manufacturer as specified by Item (2)(b)(ii) of this Section.

(ii) Any new direct job filled by a contract laborer shall be counted towards fulfilling the employer's direct job and salary requirement provisions of any contractual obligation between the employer and the state of Louisiana provided the wages and benefits paid to the contract laborer meet the requirements defined under the Quality Jobs Program consistent with Paragraphs (1) and (3) of this Section. Provisions for this Item shall apply to all contracts in effect as of July 1, 2009, and any contracts thereafter.

(iii) Beginning July 1, 2010, employers may claim eighty percent of the total amount paid to the contracting company for wages and benefits for contract laborers for rebates under the provision defined in this Section, provided the wages and benefits paid to the contract laborer are consistent with Paragraphs (1) and (2) of this Section.

(iv) The provisions of this Subparagraph shall be effective through June 30, 2014, at which time they shall become null and void. An employer which prior to June 30, 2014, has been approved by the Department of Economic Development to receive incentive tax rebates under the provisions of this Subparagraph shall continue to receive tax rebates pursuant to the terms of its agreement with the state of Louisiana provided the employer retains eligibility.

(c) "New direct job" shall not mean any job that is a result of job shifts due to the gain or loss of an in-state contract to supply goods and services.

(d) "New direct job" shall not mean any employees who were retained following the acquisition of all or part of an in-state business by an employer.

* * * *

Section 2. This Act shall become effective on 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."

Point of Order

Rep. Richmond 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.

On motion of Rep. White, 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
Abramson
Anders
Armes
Arnold
Aubert

Fannin
Foil
Franklin
Gallot
Geymann
Gisclair

Lopinto
McVea
Mills
Monica
Montoucet
Morris

ABSTAIN

Armes
Arnold

Mills
Montoucet
Morris

ROLL CALL continued...
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. 52—**

**SUSPENSION OF THE RULES**

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

**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 CONCURRENT RESOLUTION NO. 236—**

To authorize the Revenue Estimating Conference to incorporate certain monies available for appropriation from the Budget Stabilization Fund into the official forecast for Fiscal Year 2009-2010.

Read by title.

Rep. Fannin moved to suspend the rules to consider the adoption of the resolution.

Rep. LaFonta objected.

By a vote of 88 yeas and 8 nays, the House agreed to suspend the rules.

**Acting Speaker Arnold in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Sam Jones to Original House Concurrent Resolution No. 236 by Representative Fannin

**AMENDMENT NO. 1**

On page 2, delete lines 20 through 28 in their entirety and insert in lieu thereof the following:
"WHEREAS, the official forecasts of recurring money for Fiscal Years 2010-2011 and 2011-2012 have also been reduced since the initial forecasts of those fiscal years by the Revenue Estimating Conference; and

WHEREAS, it is expected that it will be at least three years before the official forecast of recurring money will return to the levels which were estimated prior to the beginning of the financial crisis and economic downturn.

THEREFORE, BE IT RESOLVED that the Legislature of Louisiana does hereby consent to and authorize the Revenue Estimating Conference to incorporate one-third of the balance of the Budget Stabilization Fund into the official forecast for Fiscal Year 2009-2010.

BE IT FURTHER RESOLVED that the Legislature of Louisiana does hereby declare its intention to use the funds made available for appropriation as a result of the incorporation of one-third of the balance of the Budget Stabilization Fund into the official forecast for Fiscal Year 2009-2010, over a three-year period."

Rep. Sam Jones moved the adoption of the amendments.

Rep. Fannin objected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Aubert Henderson Peterson
Badon, B. Honey Richard
Baldone Jackson G. Ritchie
Barrow Jackson M. Roy
Brossett Johnson Smith, G.
Burrell Jones, R. Smith, P.
Dixon Jones, S. St. Germain
Edwards LaFonta Stiaes
Foil Landry Thibaut
Franklin Leger Williams
Gisclair Mills
Guinn Montoucet
Hardy Norton
Total - 37

NAYS

Mr. Speaker Downs Lopinto
Abramson Ellington McVea
Anders Ernsf Monica
Armies Fannin Morris
Arnold Geymann Norlin
Barras Greene Pearson
Burns, H. Harrison Ponti
Burns, T. Hazel Pugh
Carmody Hines Pope
Carter Hoffmann Richmon
Champagne Hammond Schroder
Chandler Howard Simon
Chaney Hutter Smith, J.
Connick Katz Smiley
Cortez LaBruso Talbot
Cromer Lambert Templet
Danahay LaBas White
Dorger Ligi Willmott
Dove Little Wooton
Total - 63

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Sam Jones to Original House Concurrent Resolution No. 236 by Representative Fannin

AMENDMENT NO. 1

On page 2, after line 28, add the following:

"BE IT FURTHER RESOLVED, that the Legislature of Louisiana does hereby declare its intention that any portion of the Budget Stabilization Fund made available for appropriation pursuant to this Concurrent Resolution shall not be available for appropriation for member amendments."

Rep. Sam Jones moved the adoption of the amendments.


By a vote of 83 yeas and 17 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Monica
Abramson Gallot Montoucet
Anders Geymann Morris
Armies Gisclair Norton
Arnold Greene Nowlin
Aubert Guillory Pearson
Badon, A. Hardy Peterson
Badon, B. Harrison Ponti
Barras Hazel Pope
Barrow Henderson Pugh
Billiot Henry Richmon
Bossett Hill Richardson
Burns, H. Hoffmann Ritche
Burns, H. Hines Robideaux
Burrell Hutter Roy
Carmody Jackson G. Schroder
Carter Jackson M. Simon
Champagne Johnson Smith, G.
Chandler Jones, R. Smith, J.
Chaney Katz Smith, P.
Connick Katz St. Germain
Cortez Kleycke Stiaes
Cromer LaBruso Talbot
Danahay LaFonta Templet
Dixon Lambert Thibaut
Dorger Landry Waddell
Dove LeBas
Downs LeBas
Total - 63
On motion of Rep. Richmond, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

HOUSE RESOLUTION NO. 111—
BY REPRESENTATIVE MONTOUCET
A RESOLUTION
To urge and request the House Committee on Municipal, Parochial and Cultural Affairs to study and make recommendations relative to restrictions on the political activities of employees of the municipal fire and police civil service in certain municipalities, parishes, and fire protection districts, including the constitutional and statutory prohibitions on the political activities of such employees and to report its findings to the House of Representatives prior to the 2010 Regular Session of the Legislature.

Read by title.

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

HOUSE RESOLUTION NO. 112—
BY REPRESENTATIVE TIM BURNS
A RESOLUTION
To urge and request the Louisiana State Law Institute to study and make recommendations relative to the implementation of safeguards for elderly persons executing powers of attorney and to report its findings to the legislature.

Read by title.

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

HOUSE RESOLUTION NO. 113—
BY REPRESENTATIVE BURFORD
A RESOLUTION
To commend the village of Grand Cane in DeSoto Parish upon the celebration of its one hundred tenth anniversary.

Read by title.

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

HOUSE RESOLUTION NO. 114—
BY REPRESENTATIVE CONNICK
A RESOLUTION
To urge and request the legislative auditor to conduct an audit on the Crescent City Connection Division within the Louisiana Department of Transportation and Development.

Read by title.

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

HOUSE RESOLUTION NO. 115—
BY REPRESENTATIVE TEMPLET
A RESOLUTION
To urge and request the Department of Transportation and Development Crescent City Connection Division to redesignate the Gretna-Jackson Avenue Ferry route to operate from the city of Gretna to the Canal Street Ferry Landing.

Read by title.

On motion of Rep. Templet, and under a suspension of the rules, the resolution was adopted.
HOUSE RESOLUTION NO. 116—
BY REPRESENTATIVE BALDONE
A RESOLUTION
To urge and request that each state correctional facility, local jail, or private correctional facility provide suitable space where inmates may receive substance abuse counseling.

Read by title.

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

HOUSE RESOLUTION NO. 117
BY REPRESENTATIVES TUCKER, ABRAMSON, ANDERS, ARMES, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMDY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GREEENE, MICKEY GUILLORY, GUIGN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LERAS, LERGER, LIGI, LITTLE, LOPINTO, MCEVA, MILLS, MONICA, MONTUCA, MORIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STAES, TALBOT, TEMPLET, THIBAUT, WADDELL, WHITE, WILLIAMS, WILMOTT, AND WOOTON
A RESOLUTION
To express sincere and heartfelt condolences upon the death of Andre Marcel Lebeuf, assistant clerk of the Louisiana House of Representatives.

WHEREAS, on Monday, June 15, 2009, the Louisiana House of Representatives family lost one of its own, Andre Marcel Lebeuf, assistant House clerk, a dear friend and colleague who left us at the age of fifty-two, and it was a very great loss, the loss of a man who spent most of his adult life serving the House, and a man who had a way with words and was always ready to lend a hand with whatever project might benefit from his vast experience; and

WHEREAS, Andre began his exemplary career with the Louisiana House of Representatives in February of 1981 as a student messenger, quickly being promoted to a full-time employee position in September of that year as a docket clerk; in 1983, he was promoted to assistant supervisor of administrative services and continued in that position until October of 1996, when he joined the staff of the office of the clerk; and

WHEREAS, in January of 2004, Andre became an assistant House clerk, and he served with great productivity and effectiveness in that position until the time of his death; his cheerful countenance and clever comments were a fixture on the front desk in the House chamber, as was his proficiency in preparing the House Journal; and

WHEREAS, for more than twenty-eight years, Andre was a true resource for all House members and staff because of his wide expertise and professional ability, and his long-term knowledge of the legislative process was of invaluable assistance; and

WHEREAS, Andre was a true believer in public service to the state of Louisiana, and he dedicated his entire professional career to the work of the House of Representatives; and

WHEREAS, a native of New Orleans and a longtime resident of Baton Rouge, Andre revered in the culture of Louisiana, his own Louisiana heritage, and his lifelong experiences in this great state; indeed, he was a true New Orleans Yat, educated at De La Salle High School and LSU, and he remained a dedicated LSU fan; and

WHEREAS, Andre and reared his family in Baton Rouge, where he cultivated many friendships that lasted throughout his lifetime, many of which were formed at the state capitol, his second home during long hours at work; and

WHEREAS, Andre had a kind and loving heart and loved and supported his family, friends, and colleagues in their trials as well as in their triumphs, often effectively using his remarkable wit and unique smile to lift spirits; and

WHEREAS, Andre's consummate friendship, good humor, patience, and tolerance toward everybody he met were returned with love by his colleagues and the members of the legislature, especially those in the House of Representatives; and

WHEREAS, with the death of Andre Lebeuf, one of Louisiana's most gifted and loyal sons has been taken from us, one whose contributions to the House of Representatives were closely tied to some of the most important times in its history; and

WHEREAS, Andre will be missed greatly by the members and staff of the House of Representatives, many of whom were blessed to know him as a longtime friend, and he will always be remembered for the genuine interest and regard he exhibited for those with whom he worked and for the courage, humor, and grace with which he faced his illness; and

WHEREAS, Andre is survived by his daughter, Erin Nicole Lebeuf; his son, Christopher Andrew Lebeuf; his father, George Louis Lebeuf, and mother, Marilyn Tassin Lebeuf; his brothers, Paul Lebeuf and Charles Lebeuf; his sisters, Marie Lebeuf; his son, Christopher Andrew Lebeuf; his father, George Louis Lebeuf, and mother, Marilyn Tassin Lebeuf; his brothers, Paul Lebeuf and Charles Lebeuf; he was preceded in death by his wife, Kathi Manchester Lebeuf; and

WHEREAS, the debt of the people of Louisiana to Andre Lebeuf is indeed great, for through his mastery of his profession and particularly through his dedication to the Louisiana House of Representatives, he left an indelible mark on not only those fortunate enough to know him but for all those who will walk the halls of the state capitol after him and feel the lasting impact of his wonderful legacy.

THEREFORE, BE IT RESOLVED that the members of the House of Representatives of the Legislature of Louisiana, for themselves and for the staff of the House, hereby express their most sincere and heartfelt condolences upon the death of Andre Marcel Lebeuf, assistant clerk and twenty-eight-year member of the staff of the Louisiana House of Representatives, hereby recognize and record the contributions he made within the church and to his community and country.

HOUSE RESOLUTION NO. 118—
BY REPRESENTATIVE ROY
A RESOLUTION
To express the condolences of the House of Representatives upon the death of Father Ken Roy of Alexandria and to recognize and record the contributions he made within the church and to his community and country.

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

**Suspension of the Rules**

On motion of Rep. Roy, 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:

**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 Senate Bill No. 143: Reps. Lambert, Wooton, and White.

**Message from the Senate**

**APPOINTMENT OF CONFERENCE COMMITTEE**

June 22, 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 appointed the following committee to serve with a like committee from the House to confer on the disagreement to Senate Bill No. 143: Senators Amedee, Martiny, and Chaisson.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 22, 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. 2
  Returned with amendments
- House Bill No. 3
  Returned without amendments
- House Bill No. 5
  Returned without amendments
- House Bill No. 9
  Returned without amendments
- House Bill No. 62
  Returned with amendments
- House Bill No. 70
  Returned without amendments
- House Bill No. 83
  Returned with amendments
- House Bill No. 106
  Returned without amendments
- House Bill No. 118
  Returned with amendments
- House Bill No. 123
  Returned without amendments
- House Bill No. 128
  Returned with amendments
- House Bill No. 171
  Returned with amendments
- House Bill No. 189
  Returned with amendments
- House Bill No. 215
  Returned with amendments
- House Bill No. 261
  Returned without amendments
- House Bill No. 276
  Returned with amendments
- House Bill No. 338
  Returned without amendments
- House Bill No. 363
  Returned without amendments
- House Bill No. 365
  Returned with amendments
- House Bill No. 367
  Returned with amendments
- House Bill No. 369
  Returned without amendments
- House Bill No. 420
  Returned with amendments
- House Bill No. 446
  Returned with amendments
- House Bill No. 447
  Returned without amendments
- House Bill No. 453
  Returned with amendments
- House Bill No. 458
  Returned with amendments
- House Bill No. 495
  Returned without adjustments
- House Bill No. 517
  Returned with amendments
House Bill No. 523
Returned with amendments

House Bill No. 563
Returned with amendments

House Bill No. 564
Returned with amendments

House Bill No. 578
Returned with amendments

House Bill No. 595
Returned with amendments

House Bill No. 604
Returned without amendments

House Bill No. 618
Returned with amendments

House Bill No. 620
Returned with amendments

House Bill No. 628
Returned with amendments

House Bill No. 630
Returned without amendments

House Bill No. 658
Returned without amendments

House Bill No. 667
Returned with amendments

House Bill No. 682
Returned without amendments

House Bill No. 687
Returned with amendments

House Bill No. 693
Returned with amendments

House Bill No. 720
Returned with amendments

House Bill No. 733
Returned with amendments

House Bill No. 734
Returned with amendments

House Bill No. 761
Returned without amendments

House Bill No. 765
Returned with amendments

House Bill No. 771
Returned with amendments

House Bill No. 790
Returned without amendments

House Bill No. 798
Returned without amendments

House Bill No. 801
Returned without amendments

House Bill No. 810
Returned with amendments

House Bill No. 818
Returned with amendments

House Bill No. 821
Returned with amendments

House Bill No. 827
Returned with amendments

House Bill No. 858
Returned with amendments

House Bill No. 863
Returned with amendments

House Bill No. 869
Returned without amendments

House Bill No. 870
Returned with amendments

House Bill No. 872
Returned with amendments

House Bill No. 879
Returned without amendments

House Bill No. 880
Returned without amendments

House Bill No. 881
Returned with amendments

House Bill No. 885
Returned with amendments

House Bill No. 896
Returned without amendments

House Bill No. 898
Returned with amendments

House Bill No. 902
Returned with amendments

House Bill No. 903
Returned with amendments

House Bill No. 904
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Talbot gave notice of his intention to call House Bill No. 617 from the calendar in Regular Order No. 4 on Tuesday, June 23, 2009.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Peterson gave notice of her intention to call Senate Bill No. 34 from the calendar on Tuesday, June 23, 2009.
Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Henry gave notice of his intention to call Senate Bill No. 52 from the calendar on Tuesday, June 23, 2009.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Peterson gave notice of her intention to call Senate Bill No. 75 from the calendar on Tuesday, June 23, 2009.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call Senate Bill No. 108 from the calendar on Tuesday, June 23, 2009.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call Senate Bill No. 109 from the calendar on Tuesday, June 23, 2009.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call Senate Bill No. 123 from the calendar on Tuesday, June 23, 2009.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call Senate Bill No. 163 from the calendar on Tuesday, June 23, 2009.

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. 167 from the calendar on Tuesday, June 23, 2009.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Henry gave notice of his intention to call Senate Bill No. 199 from the calendar on Tuesday, June 23, 2009.

Message from the Senate
SIGNED SENATE CONCURRENT RESOLUTIONS
June 22, 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 No. 90

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 22, 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. 23, 93, 105, 129, 162, 212, 251, 284, 285, 289, 292, 321, and 348

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.

Privileged Report of the Committee on Enrollment
June 22, 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. 5—
BY REPRESENTATIVES GUINN, BALDONE, BARRAS, GISCLAIR, HARRISON, HENDERSON, HENRY, JOHNSON, MILLS, MONTOCET, PERRY, RICHARD, RITCHIE, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, AND WOOTON AND SENATORS GUILLORY AND HEBERT
AN ACT
To amend and reenact R.S. 47:305(A)(5) and to enact R.S. 47:302(T), 321(J), and 331(R), relative to exemptions to sales and use tax; to provide with respect to exemptions for crawfish bait and feed; and to provide for related matters.

HOUSE BILL NO. 9—
BY REPRESENTATIVES BALDONE AND LEGER
AN ACT
To enact R.S. 47:301(6)(c), relative to sales and use tax; to exclude from the definition of "hotel" certain temporary lodging services provided by a nonprofit corporation to a homeless person; to authorize rulemaking; to provide an effective date; and to provide for related matters.
HOUSE BILL NO. 34—
BY REPRESENTATIVES FANNIN, CHANDLER, HARDY, ROY, AND SIMON AND SENATOR SHAW
AN ACT
To amend and reenact R.S. 33:1448(G) and to enact R.S. 33:1448(U), relative to the premium costs of group hospital and health insurance for retired sheriffs and retired deputy sheriffs in Bienville Parish; to provide for eligibility for payment of premium costs; and to provide for related matters.

HOUSE BILL NO. 66—
BY REPRESENTATIVE QUINN
AN ACT
To repeal R.S. 37:3112(B)(2) and 3115.1, relative to continuing education of auctioneers; to repeal the requirement that licensed auctioneers take six hours of continuing education annually.

HOUSE BILL NO. 70—
BY REPRESENTATIVE HARDY
AN ACT
To enact R.S. 13:10.4, relative to witness protection; to provide for the assessment of court costs to be used for the witness protection program; to provide for the collection and disbursement of monies; to provide for an annual audit; to provide for a contingent effective date; and to provide for related matters.

HOUSE BILL NO. 88—
BY REPRESENTATIVE MCVEA
AN ACT
To amend and reenact R.S. 42:63(A)(3), relative to dual officeholding and dual employment; to authorize an employee of the United States government to serve as a part-time elected official; to provide for definitions; to provide exceptions; and to provide for related matters.

HOUSE BILL NO. 90—
BY REPRESENTATIVES LIGI AND LEGER
AN ACT
To amend and reenact R.S. 14:102.1(A)(1)(h) and (2)(b) and (B)(5) and to enact R.S. 14:102.1(A)(2)(c) and (d) and (3) and (B)(6), relative to the crime of cruelty to animals; to revise certain elements constituting the crime of aggravated cruelty to animals and revise penalties for violations thereof; to revise certain elements constituting the crime of simple cruelty to animals and revise penalties for violations thereof; and to provide for related matters.

HOUSE BILL NO. 106—
BY REPRESENTATIVES GREENE, BALDONE, BARRAS, CARTER, HENRY, HOFFMANN, CIROJ JACKSON, NOWLIN, RICHARD, RITCHIE, ROBIDEAUX, AND JANE SMITH AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHEEK, DONAHUE, DORSEY, DUPLESSIS, DUPRE, ERDEY, GUILLOIR, HEBERT, LONG, MARTIN, MCPHERSON, MICHOT, MORRELL, MURRAY, NEVERS, QUINN, SHAW, SMITH, AND THOMPSON
AN ACT
To amend and reenact R.S. 47:293(10) and to enact R.S. 47:293(11), relative to the individual income tax; to provide for a deduction for net capital gains; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 111—
BY REPRESENTATIVE LAMBERT
AN ACT
To enact R.S. 13:2583.4, relative to the appointment of a deputy constable in Ascension Parish; to authorize a constable of a justice of the peace court in Ascension Parish to appoint a deputy; to provide for compensation; to provide for qualifications of office; to provide for residency requirements; to provide for prohibitions; and to provide for related matters.

HOUSE BILL NO. 218—
BY REPRESENTATIVE HARDY
AN ACT
To enact R.S. 18:2458, relative to the registration of voters; to provide relative to the close of registration records; to provide relative to application for registration and changes in a registration; to provide for definitions; and to provide for related matters.

HOUSE BILL NO. 223—
BY REPRESENTATIVE ARMS
AN ACT
To enact R.S. 17:81(Q) and 3996(B)(21), relative to fire safety and prevention equipment at public elementary and secondary schools; to require the governing authority of a public elementary or secondary school to adopt and implement policies relative to the inspection and operation of all fire safety and prevention equipment at a school, including but not limited to fire alarm and smoke detection devices; to provide policy guidelines; to provide for the duties of the office of the state fire marshal; to provide an effective date; and to provide for related matters.

HOUSE BILL NO. 228—
BY REPRESENTATIVE ROY
AN ACT
To enact R.S. 15:574.4.1 and 574.4.2, relative to the premium costs of group hospital and noncomplex health procedures performed by certain school employees; to change all references to "outside tracheostomy suctioning" to "tracheostomy suctioning"; and to provide for related matters.

HOUSE BILL NO. 244—
BY REPRESENTATIVE ROY
AN ACT
To amend and reenact R.S. 13:5304(B)(3)(f), R.S. 15:574.4.1(B) and Code of Criminal Procedure Article 900(A)(6)(a) and (b) and to enact R.S. 15:574.4.1(A)(6) and (J) and Code of Criminal Procedure Article 900(A)(6)(c), relative to the drug division probation program; to authorize the court to order that a defendant who has been placed on probation by the drug division probation program, and who has had his probation revoked for a technical violation, be committed to the custody of the Department of Public Safety and Corrections and be required to serve in the intensive incarceration program; to provide for the period of time the defendant may be sentenced
to intensive incarceration; to provide that upon successful completion of intensive incarceration the defendant shall return to active, supervised probation with the drug division probation program; to provide for applicability; to provide for resentencing when a defendant is denied entry into the intensive incarceration program; and to provide for related matters.

HOUSE BILL NO. 261—
BY REPRESENTATIVE CONNICK AND SENATOR THOMPSON
AN ACT
To amend and reenact R.S. 20:1(A)(2) and to enact R.S. 13:3851.1, relative to the exemption from seizure and sale of a homestead; to provide for an increase in the amount of the homestead exemption; to provide relative to the seizure and sale of a homestead in the execution of a judgment for credit card charges; to provide relative to judicial mortgages; to provide for exceptions; to provide for prescription; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 307—
BY REPRESENTATIVE GREGGNE AND SENATOR THOMPSON
AN ACT
To amend and reenact Section 2 of Act No. 15 of the 1996 Regular Session of the Legislature; to delete the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 389—
BY REPRESENTATIVES GREENE, BALDONE, BARRAS, CARTER, HENRY, NOWLIN, RICHARD, AND ROBIDEAUX AND SENATOR THOMPSON
AN ACT
To amend and reenact Section 3 of Act No. 15 of the 1996 Regular Session of the Legislature, as amended by Act No. 47 of the 1998 Regular Session of the Legislature, Act No. 33 of the 2000 Regular Session of the Legislature, Act No. 141 of the 2003 Regular Session of the Legislature, and Act No. 357 of the 2005 Regular Session of the Legislature; to delete the termination date regarding certain transactions involving certain private and parochial elementary and secondary schools; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 451—
BY REPRESENTATIVE FOIL
AN ACT
To amend and reenact R.S. 56:1856(B) and to enact R.S. 56:1855(M), relative to historic and scenic rivers; to include certain waters within the state historic and scenic rivers system; to provide for exceptions; and to provide for related matters.

HOUSE BILL NO. 475—
BY REPRESENTATIVES LITTLE, BALDONE, HENRY, HOFFMANN, HONEY, NOWLIN, PERRY, RICHARD, RICHMOND, RITCHIE, AND JANE SMITH
AN ACT
To enact R.S. 47:305.6 and 321(H)(3), relative to the sales and use tax; to authorize a state sales and use tax exemption for certain commercial farm irrigation equipment; to provide for the effectiveness and applicability of the state sales and use tax exemption; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 495—
BY REPRESENTATIVE DIXON AND SENATOR DORSEY
AN ACT
To amend and reenact R.S. 17:10.5(A)(1), to enact R.S. 17:10.5(F), and to repeal R.S. 17:10.5(F), relative to school and district accountability; to exempt a school that meets specified criteria from being transferred to the Recovery School District; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 507—
BY REPRESENTATIVE PUGH AND SENATOR THOMPSON
AN ACT
To amend and reenact R.S. 3:3010 and R.S. 18:3(C), 107(B), (C), and (D); R.S. 3:110(A)(3), (112. 151(A) and (C), 152(A)(1)(introductory paragraph), (a), and (b), (B), and (D), 151.2, 176(A)(3)(b), (B), and (C), 198(C), and 564(D)(1)(b) and to repeal R.S. 18:152(A)(2), relative to records of registrars of voters; to provide for the maintenance of records of the registrars of voters; to provide for the form of the records; to provide relative to the retention of the records; to provide relative to changes to the records; to provide for the procedures of registrars relative to the use of the records; and to provide for related matters.

HOUSE BILL NO. 518—
BY REPRESENTATIVE AUSTIN BADON
AN ACT
To amend and reenact R.S. 48:756(C) and to enact R.S. 48:756(G), relative to the Parish Transportation Fund; to provide for definitions of certain terms relative to the distribution formula; to exempt certain transit systems with a limited number of bus waivers from certain reporting requirements; and to provide for related matters.

HOUSE BILL NO. 520—
BY REPRESENTATIVE CROMER
AN ACT
To amend and reenact R.S. 18:103(A), 104(A)(15), and 105(A) and to enact R.S. 18:115.1, relative to registration of voters; to provide for electronic registration of voters; to provide relative to changes in registration; to provide relative to the powers and duties of the secretary of state; to provide relative to the powers and duties of registrars of voters; and to provide for related matters.

HOUSE BILL NO. 541—
BY REPRESENTATIVES MICKY GULLORY AND WOOTON
AN ACT
To amend and reenact R.S. 21:52, relative to guide dogs; to provide for the access of guide dogs in training to public areas; to provide for trainers of guide dogs; and to provide for related matters.

HOUSE BILL NO. 574—
BY REPRESENTATIVES RICHMOND AND HARDY
AN ACT
To enact R.S. 13:387.4 and 1344, relative to specialized divisions or sections of state district courts; to authorize any district court by vote of the judges to adopt specialized divisions or sections having specified subject matter jurisdiction; to authorize a division or section to provide for an expedited docket for violent crimes involving a dangerous weapon or homicides; to create a homicide section in the Criminal District Court for the parish of Orleans; to authorize the district attorney’s office to request an expedited docket for cases involving crimes of violence committed with a dangerous weapon and homicides; to provide for assignment of a judge to a Homicide Section of the Criminal District Court for the parish of Orleans; to provide for cases to be assigned to a homicide section; to authorize the judges en banc to assign other crimes committed using a firearm to the homicide section; to provide for transfer of cases; to provide for expedited handling of pretrial writs and appeals from the homicide section; and to provide for related matters.

HOUSE BILL NO. 626—
BY REPRESENTATIVE DOWNS
AN ACT
To enact R.S. 32:266, relative to traffic regulation; to provide for the disposition of fines for certain traffic tickets; and to provide for related matters.
HOUSE BILL NO. 630—
BY REPRESENTATIVES HONEY, RICHMOND, AND LEGER
AN ACT
To enact R.S. 15:574.4(A)(4) and R.S. 40:966(H), relative to parole eligibility; to provide with respect to eligibility for parole consideration for certain offenders convicted of certain controlled dangerous substances violations involving heroin; and to provide for related matters.

HOUSE BILL NO. 645—
BY REPRESENTATIVE ELLINGTON AND SENATOR APPEL
AN ACT
To amend and reenact R.S. 18:192(A)(1)(a), relative to the annual canvass of persons registered to vote; to provide for when the canvass shall be conducted; to provide relative to the duties of registrars of voters and the Department of State; and to provide for related matters.

HOUSE BILL NO. 658—
BY REPRESENTATIVE ROY
AN ACT
To amend and reenact R.S. 23:1209(A)(3), relative to the prescriptive period for claiming workers' compensation benefits; to provide for an interruption of prescription for developmental injuries; and to provide for related matters.

HOUSE BILL NO. 685—
BY REPRESENTATIVE DIXON
AN ACT
To enact R.S. 46:1414.1, relative to child care facilities; to mandate the disclosure of recordation on the state central registry for controlled dangerous substances violations involving heroin; and to provide for related matters.

HOUSE BILL NO. 696—
BY REPRESENTATIVE DANAHAY
AN ACT
To enact R.S. 38:2212(A)(1)(O)(v) and 2212.1(B)(4)(e), relative to public contracts through the receipt of electronic bids; to exempt any special service district created by a parish with a police jury form of government from the requirements relating to the receipt of bids via high-speed Internet access; and to provide for related matters.

HOUSE BILL NO. 823—
BY REPRESENTATIVE LOPINTO
AN ACT
To amend and reenact R.S. 33:2740.67(B), relative to the Greenwell Springs-Airline Economic Development District in East Baton Rouge Parish; to change the boundaries of the district; and to provide for related matters.

HOUSE BILL NO. 896 (Substitute for House Bill No. 49 by Representative Richard)—
BY REPRESENTATIVE RICHARD
AN ACT
To amend and reenact R.S. 42:1124.3(A) and to enact R.S. 42:1124.2(G)(4) and (J) and 1124.3(D)(3), relative to financial disclosure; to require certain disclosures by certain public servants; to provide for the content of such disclosures; to provide for effectiveness; and to provide for related matters.

HOUSE BILL NO. 899 (Substitute for House Bill No. 656 by Representative Chaney)—
BY REPRESENTATIVES CHANEY, BALDONE, BURRELL, CARMODY, CONNICK, GISCLAIR, HINES, HOFFMANN, AND GARY SMITH
AN ACT
To amend and reenact R.S. 40:1851(E), relative to the Liquefied Petroleum Gas Commission; to provide for collection, receipt, and use of funds by the Liquefied Petroleum Gas Commission; and to provide for related matters.

HOUSE BILL NO. 901 (Substitute for House Bill No. 206 by Representative Lopinto)—
BY REPRESENTATIVE LOPINTO
AN ACT
To amend and reenact R.S. 33:2002(B), relative to state supplemental pay for fire protection officers; to provide for qualifications of individuals eligible for such supplemental pay; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 905 (Substitute for House Bill No. 838 by Representative Landry)—
BY REPRESENTATIVE LANDRY
AN ACT
To enact R.S. 46:1414.1, relative to child care facilities; to mandate the disclosure of recordation on the state central registry for owners, operators, current or prospective employees, and volunteers in child care facilities licensed by the department; to require any such persons to sign certain statements prior to and during employment, volunteering, ownership, or operation of or in a child care facility licensed by the department; to provide that falsification of such statements shall be a misdemeanor offense; to provide for penalties; to provide for a process of appeal; and to provide for related matters.

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.

Privileged Report of the Committee on Enrollment
June 22, 2009

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

The following House Resolutions have been properly enrolled:

**HOUSE RESOLUTION NO. 109** —
**BY REPRESENTATIVES JOHNSON AND ROY**
**A RESOLUTION**
To express the sincere and heartfelt condolences of the House of Representatives upon the death of Father Kenneth Jude Roy.

**HOUSE RESOLUTION NO. 110** —
**BY REPRESENTATIVES HONEY AND GALLOT**
**A RESOLUTION**
To commend the Southern University Dancing Dolls upon the celebration of their fortieth anniversary.

Respectfully submitted,
WAYNE WADDELL
Chairman

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

**Privileged Report of the Committee on Enrollment**

June 22, 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. 37** —
**BY REPRESENTATIVE PATRICIA SMITH AND SENATOR DORSEY**
**A CONCURRENT RESOLUTION**
To urge and request each city, parish, and other local public school board to select a high school student from its school district to serve as a student representative on the school board in an informative, advisory, and nonvoting capacity.

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

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

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.

**Adjudgement**

On motion of Rep. Brossett, at 7:45 p.m., the House agreed to adjourn until Tuesday, June 23, 2009, at 10:00 a.m.

The Acting Speaker of the House declared the House adjourned until 10:00 a.m., Tuesday, June 23, 2009.

ALFRED W. SPEER
Clerk of the House