

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

THIRTY-SIXTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Tuesday, June 23, 2009

The House of Representatives was called to order at 10:25 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:

PRESENT

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

Ellington	Ligi	Williams
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Foil	McVea	

Total - 104

ABSENT

Total - 0

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

Prayer

Prayer was offered by Rep. Richmond.

Pledge of Allegiance

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

Mr. Cory Stewart sang *The National Anthem*.

Mr. Kenneth Joseph Krefft recited *The Declaration of Independence*.

Reading of the Journal

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

On motion of Rep. Hines, the Journal of June 22, 2009, was adopted.

Petitions, Memorials and Communications

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 23, 2009

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 138, 139, 140, 141, 142, 143, 144, and 145

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Reconsideration

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

SENATE BILL NO. 5—

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

A JOINT RESOLUTION

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

Read by title.

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

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Ellington gave notice of his intention to call Senate Bill No. 5 from the calendar on Tuesday, June 23, 2009.

SENATE BILL NO. 172—
BY SENATOR QUINN

AN ACT

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

Read by title.

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

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Lopinto gave notice of his intention to call Senate Bill No. 172 from the calendar on Tuesday, June 23, 2009.

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.

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

Returned to the calendar under the rules.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Leger gave notice of his intention to call Senate Bill No. 338 from the calendar on Tuesday, June 23, 2009.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

SENATE BILL NO. 91—
BY SENATOR N. GAUTREAUX
AN ACT

To enact R.S. 47:6035, relative to tax credits for the individual or corporation income tax or corporation franchise tax; to provide a tax credit for certain qualified energy systems; to provide terms, conditions, and definitions; to provide for promulgation of rules and regulations; to provide an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Greene moved the House consider Senate Bill No. 91 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Champagne	Kleckley	Smiley
Cromer	Lambert	White
Hutter	Pearson	

Total - 8

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 113—

BY SENATORS MARIONNEAUX AND MURRAY
AN ACT

To amend and reenact R.S. 47:297.6(A)(1), relative to individual income tax credits; to provide for increases in tax credits for the rehabilitation of residential structures in certain areas; and to provide for related matters.

Read by title.

Motion

Rep. Greene moved the House consider Senate Bill No. 113 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 88

NAYS

Total - 0

ABSENT

Badon, B.	Lambert	Richard
Cromer	Landry	Ritchie
Geymann	Little	Smiley
Henry	Mills	White
Hutter	Morris	
Kleckley	Ponti	

Total - 16

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 139—

BY SENATORS RISER, ADLEY, DORSEY, DUPRE, ERDEY, GRAY
EVANS, KOSTELKA, LONG, MARIONNEAUX, MORRISH, THOMPSON
AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:305(D)(2), and to enact R.S. 47:302(R)(3), 321(H)(3), and 331(P)(4), relative to sales tax exemptions; to provide that the sales tax exemption for sales of meals furnished to the staff, faculty, and students of educational institutions shall be applicable, operative, and effective; to provide for the exemption of the meal plans of certain educational institutions; to provide for retroactivity; 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. 159—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 47:6007 (C)(2)(c)(iv), relative to tax credits; to provide for the kinds of expenditures which qualify an infrastructure project for initial certification on or before December 31, 2008; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Greene moved the House consider Senate Bill No. 159 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

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NAYS

Total - 0

ABSENT

Champagne Hazel Ponti
Chandler Hutter Ritchie
Cromer Jones, R. Smiley
Gallot Kleckley White
Geymann Lambert Williams
Hardy Peterson
Total - 17

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 194— BY SENATORS BROOME, DORSEY AND GRAY EVANS AN ACT

To enact R.S. 47:6035, relative to tax credits; to provide a credit against the corporate income tax and the corporation franchise tax for employers who allow parental involvement in schools during working hours; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Honey moved the House consider Senate Bill No. 194 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Monica
Abramson Franklin Montoucet
Anders Gallot Morris
Armes Gisclair Norton
Arnold Greene Nowlin
Aubert Guillory Pearson
Badon, B. Guinn Perry
Baldone Hardy Ponti
Barras Harrison Pope
Barrow Hazel Pugh
Billiot Henderson Richard
Brossett Henry Richardson
Burford Hill Richmond
Burns, H. Hines Ritchie
Burns, T. Hoffmann Robideaux
Burrell Honey Roy
Carmody Howard Schroder
Carter Hutter Simon
Chandler Jackson G. Smith, G.
Chaney Jackson M. Smith, J.
Connick Johnson Smith, P.
Cortez Jones, S. St. Germain
Danahay Kleckley Stiaes
Dixon LaFonta Talbot
Doerge LeBas Templet
Dove Leger Thibaut
Downs Ligi Waddell
Edwards Little Williams
Ellington Lopinto Willmott
Ernst McVea Wooton
Fannin Mills
Total - 92

NAYS

Total - 0

ABSENT

Badon, A. Jones, R. Landry
Champagne Katz Peterson
Cromer LaBruzzo Smiley
Geymann Lambert White
Total - 12

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 206— BY SENATORS ADLEY, DORSEY, DUPRE, ERDEY, LONG, MARIONNEAUX AND RISER AN ACT

To amend and reenact R.S. 47:305.59, 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; and to provide for related matters.

Read by title.

Motion

Rep. Ellington moved the House consider Senate Bill No. 206 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS		
Total - 0		
ABSENT		
Champagne	Jones, R.	Smith, P.
Connick	Lambert	White
Cromer	Smiley	Willmott
Geymann	Smith, J.	
Total - 11		
<p>The motion to consider, having received a two-thirds vote of the elected members, was adopted.</p>		
<p>SENATE BILL NO. 221— BY SENATORS BROOME AND DORSEY AN ACT</p>		
<p>To amend and reenact R.S. 47:2323(C) and to enact R.S. 47:2323(D) and 6035, relative to ad valorem taxation; to provide relative to valuation of property for ad valorem property tax purposes; to provide relative to exemption from state taxes; to establish a state housing tax credit program; to provide with respect to rules and regulations; to provide for an effective date; and to provide for related matters.</p>		
<p>Read by title.</p>		
Motion		
<p>Rep. Greene moved the House consider Senate Bill No. 221 on third reading and final passage after the fifty-seventh calendar day of the session.</p>		
ROLL CALL		
<p>The roll was called with the following result:</p>		
YEAS		
Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Anders	Gisclair	Morris
Armes	Greene	Norton
Arnold	Guillory	Nowlin
Aubert	Guinn	Pearson
Badon, B.	Harrison	Perry
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Chandler	Johnson	Smith, G.
Chaney	Jones, S.	Smith, P.
Connick	Kleckley	St. Germain
Cortez	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Downs	Ligi	Williams
Edwards	Little	Willmott
Ernst	Lopinto	Wooton
Fannin	McVea	
Foil	Mills	
Total - 88		
NAYS		
Total - 0		

ABSENT		
Badon, A.	Hardy	Richard
Baldone	Hines	Smiley
Champagne	Jones, R.	Smith, J.
Cromer	Katz	White
Ellington	Lambert	
Geymann	Peterson	
Total - 16		
<p>The motion to consider, having received a two-thirds vote of the elected members, was adopted.</p>		
<p>SENATE BILL NO. 228— BY SENATOR GRAY EVANS AN ACT</p>		
<p>To enact R.S. 47:297.13, relative to individual income tax; to provide certain tax credits against certain taxes for certain homeowners who are also residential lessees; to provide for definitions; to provide for effective dates; and to provide for related matters.</p>		
<p>Read by title.</p>		
Motion		
<p>Rep. Greene moved the House consider Senate Bill No. 228 on third reading and final passage after the fifty-seventh calendar day of the session.</p>		
ROLL CALL		
<p>The roll was called with the following result:</p>		
YEAS		
Mr. Speaker	Foil	Mills
Abramson	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Roy
Carter	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Waddell
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Fannin	McVea	
Total - 92		
NAYS		
Total - 0		

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ABSENT

Billiot Henry Peterson
Champagne Howard Smiley
Connick Katz Smith, J.
Geymann Lambert White
Total - 12

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 245— BY SENATORS ADLEY AND THOMPSON AN ACT

To amend and reenact the introductory paragraphs of R.S. 47:6007(C)(1)(b) and (c), and R.S. 47:6007(C)(1)(c)(i) and (ii), and (5), to enact R.S. 47:6007(D)(2)(e), and to repeal R.S. 47:6007(C)(1)(d), relative to tax credits; to increase the motion picture investor tax credit; to provide with respect to the submission to the Department of Economic Development of a notarized statement by the applicant which demonstrates conformity with certain provisions of law; to provide for transfers of certain credits; to provide for the amount of payroll credit; and to provide for related matters.

Read by title.

Motion

Rep. Henry moved the House consider Senate Bill No. 245 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Monica
Anders Gisclair Montoucet
Armes Greene Morris
Arnold Guillory Norton
Aubert Guinn Nowlin
Badon, B. Hardy Perry
Baldone Harrison Peterson
Barras Henderson Pugh
Barrow Henry Richard
Billiot Hill Richardson
Brossett Hines Richmond
Burford Hoffmann Ritchie
Burns, H. Honey Robideaux
Burns, T. Hutter Roy
Carmody Jackson G. Simon
Carter Jackson M. Smith, G.
Champagne Johnson Smith, J.
Chaney Jones, R. Smith, P.
Connick Jones, S. St. Germain
Cortez Katz Stiaes
Danahay Kleckley Talbot
Dixon LaBruzzo Templet
Doerge LaFonta Thibaut
Dove Landry Waddell
Downs LeBas White
Edwards Leger Williams
Ellington Ligi Willmott
Foil Little Wooton
Franklin Mills
Total - 86

NAYS

Total - 0

ABSENT

Abramson Fannin McVea
Badon, A. Geymann Pearson
Burrell Hazel Ponti
Chandler Howard Pope
Cromer Lambert Schroder
Ernst Lopinto Smiley
Total - 18

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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

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

Read by title.

Motion

Rep. Ellington moved the House consider Senate Bill No. 246 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Abramson	Cromer	Ponti
Arnold	Lambert	Schroder
Badon, A.	Pearson	Smiley
Barras	Peterson	

Total - 11

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 252—
BY SENATORS WALSWORTH AND NEVERS
AN ACT

To enact Chapter 39-C of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:2399.1 through 2399.6, relative to economic development; to provide definitions for words and terms; to provide for a modernization tax credit; to provide the process for approval of the modernization tax credit; to provide for the promulgation of rules and regulations; to provide for penalties for false or fraudulent applications; and to provide for related matters.

Read by title.

Motion

Rep. Hoffmann moved the House consider Senate Bill No. 252 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Abramson	Edwards	Montoucet
Anders	Guinn	Peterson
Arnold	Jones, S.	Smiley
Badon, A.	Lambert	
Barras	Leger	

Total - 13

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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

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

Read by title.

Motion

Rep. Robideaux moved the House consider Senate Bill No. 267 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

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NAYS

Total - 0

ABSENT

Abramson Geymann Pearson
Anders Guinn Peterson
Arnold Lambert Schroder
Badon, A. Ligi Smiley
Cromer Little St. Germain
Ernst McVea
Total - 17

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 287—

BY SENATORS MARTINY, ALARIO, APPEL, MORRELL AND QUINN AND REPRESENTATIVES LABRUZZO, TEMPLET AND TUCKER AN ACT

To enact R.S. 47:6034(B)(11) and (C)(1)(e), relative to the musical and theatrical production income tax credit; to provide relative to certain definitions; to authorize a tax credit for limited state-certified musical or theatrical productions; to provide for the amount of the credit; to provide for a sunset of the issuance of such credit; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Greene moved the House consider Senate Bill No. 287 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Montoucet
Armes Greene Morris
Aubert Hardy Norton
Badon, B. Harrison Nowlin
Baldone Hazel Perry
Billiot Henderson Ponti
Brossett Henry Pope
Burford Hill Pugh
Burns, H. Hoffmann Richard
Burns, T. Honey Richardson
Burrell Howard Richmond
Carmody Hutter Ritchie
Carter Jackson M. Robideaux
Champagne Johnson Roy
Chandler Jones, R. Simon
Chaney Katz Smith, G.
Connick Kleckley Smith, J.
Cortez LaBruzzo Smith, P.
Danahay LaFonta Stiaes
Dixon Lambert Talbot
Doerge Landry Thibaut
Dove LeBas Waddell
Downs Leger White
Edwards Little Williams
Ellington Lopinto Wooton
Foil Mills
Franklin Monica

Total - 79

NAYS

Total - 0

ABSENT

Abramson Geymann Pearson
Anders Gisclair Peterson
Arnold Guillory Schroder
Badon, A. Guinn Smiley
Barras Hines St. Germain
Barrow Jackson G. Templet
Cromer Jones, S. Willmott
Ernst Ligi
Fannin McVea
Total - 25

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 316—

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

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

Read by title.

Motion

Rep. Hoffmann moved the House consider Senate Bill No. 316 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Mills
Armes Gallot Monica
Arnold Gisclair Montoucet
Aubert Greene Morris
Badon, B. Guillory Norton
Baldone Hardy Perry
Barras Harrison Ponti
Billiot Hazel Pope
Brossett Henderson Richard
Burford Hill Richardson
Burns, H. Hoffmann Richmond
Burns, T. Honey Ritchie

Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	Smith, P.
Connick	Jones, S.	St. Germain
Cortez	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Thibaut
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Little	Wooton
Fannin	Lopinto	
Foil	McVea	
Total - 85		

NAYS

Total - 0

ABSENT

Abramson	Guinn	Peterson
Anders	Henry	Pugh
Badon, A.	Hines	Schroder
Barrow	Katz	Smiley
Cromer	Ligi	Willmott
Ernst	Nowlin	
Geymann	Pearson	
Total - 19		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 150—
BY SENATOR MURRAY

AN ACT

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

Read by title.

Motion

Rep. Ernst moved the House consider Senate Bill No. 150 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Monica
Armes	Franklin	Morris
Aubert	Gallot	Norton
Badon, A.	Gisclair	Nowlin
Badon, B.	Hardy	Perry
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Roy

Carmody	Jackson G.	Simon
Carter	Jackson M.	Smith, G.
Champagne	Johnson	Smith, J.
Chaney	Jones, S.	Smith, P.
Connick	LaBruzzo	Stiaes
Cortez	LaFonta	Templet
Cromer	Lambert	Thibaut
Danahay	Landry	Waddell
Dixon	LeBas	White
Doerge	Ligi	Williams
Dove	Little	Willmott
Edwards	Lopinto	Wooton
Ellington	McVea	
Ernst	Mills	
Total - 82		

NAYS

Total - 0

ABSENT

Abramson	Guillory	Pearson
Anders	Guinn	Peterson
Arnold	Henry	Schroder
Chandler	Jones, R.	Smiley
Downs	Katz	St. Germain
Fannin	Kleckley	Talbot
Geymann	Leger	
Greene	Montoucet	
Total - 22		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 34—

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

AN ACT

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

Read by title.

Motion

Rep. Schroder moved the House consider Senate Bill No. 34 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Monica
Armes	Foil	Morris
Aubert	Franklin	Norton
Badon, B.	Gallot	Nowlin
Baldone	Gisclair	Pearson

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Barras	Greene	Perry
Billiot	Hardy	Ponti
Brossett	Hazel	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Howard	Schroder
Carter	Hutter	Simon
Champagne	Johnson	Smith, J.
Chaney	Jones, S.	Stiaes
Connick	LaFonta	Talbot
Cromer	Landry	Templet
Danahay	LeBas	Thibaut
Dixon	Leger	Waddell
Doerge	Ligi	White
Dove	Little	Williams
Edwards	Lopinto	Willmott
Ellington	McVea	Wooton

Total - 72

NAYS

Total - 0

ABSENT

Abramson	Guinn	Mills
Anders	Harrison	Montoucet
Arnold	Henderson	Peterson
Badon, A.	Honey	Pope
Barrow	Jackson G.	Richmond
Chandler	Jackson M.	Roy
Cortez	Jones, R.	Smiley
Downs	Katz	Smith, G.
Fannin	Kleckley	Smith, P.
Geymann	LaBruzzo	St. Germain
Guillory	Lambert	

Total - 32

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 52—
BY SENATOR MARIONNEAUX
AN ACT

To enact R.S. 47:305.62, relative to the state and local sales and use tax; to enact the Annual Second Amendment Weekend Holiday; to provide that the state and local sales and use tax shall not apply to consumer purchases of firearms, ammunition, and hunting supplies each year for a certain period; to provide for a penalty; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

Rep. Henry moved the House consider Senate Bill No. 52 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Mills
Armes	Ernst	Monica
Arnold	Fannin	Morris
Aubert	Foil	Norton
Badon, A.	Gisclair	Pearson

Badon, B.	Guillory	Perry
Baldone	Guinn	Ponti
Barras	Harrison	Pugh
Barrow	Hazel	Richard
Billiot	Henry	Richardson
Burford	Hill	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Howard	Simon
Carmody	Hutter	Smith, G.
Carter	Jackson G.	Smith, J.
Champagne	Johnson	Smith, P.
Chandler	Jones, R.	St. Germain
Chaney	Jones, S.	Stiaes
Connick	LaBruzzo	Talbot
Cortez	LaFonta	Templet
Cromer	Lambert	Thibaut
Danahay	LeBas	Waddell
Dixon	Ligi	White
Doerge	Little	Willmott
Dove	Lopinto	Wooton
Edwards	McVea	

Total - 77

NAYS

Total - 0

ABSENT

Abramson	Hardy	Montoucet
Anders	Henderson	Nowlin
Brossett	Hines	Peterson
Burrell	Honey	Pope
Downs	Jackson M.	Robideaux
Franklin	Katz	Roy
Gallot	Kleckley	Schroder
Geymann	Landry	Smiley
Greene	Leger	Williams

Total - 27

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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

Rep. Richmond moved the House consider Senate Bill No. 75 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Perry
Anders	Guinn	Peterson
Arnold	Hardy	Ponti
Aubert	Harrison	Pope
Badon, B.	Hazel	Pugh

Barrow	Henry	Richardson
Billiot	Hoffmann	Richmond
Brossett	Howard	Ritchie
Burford	Hutter	Robideaux
Burns, H.	Jackson G.	Roy
Burns, T.	Jackson M.	Schroder
Burrell	Johnson	Simon
Carmody	Jones, R.	Smith, G.
Champagne	Jones, S.	Smith, J.
Chandler	Katz	Smith, P.
Chaney	LaFonta	St. Germain
Cortez	Lambert	Stiaes
Dixon	LeBas	Talbot
Dove	Ligi	Templet
Edwards	Little	Thibaut
Ellington	McVea	Waddell
Fannin	Mills	White
Gallot	Morris	Williams
Gisclair	Norton	Willmott
Greene	Pearson	Wooton

Total - 75

NAYS

Total - 0

ABSENT

Abramson	Downs	LaBruzzo
Armes	Ernst	Landry
Badon, A.	Foil	Leger
Baldone	Franklin	Lopinto
Barras	Geymann	Monica
Carter	Henderson	Montoucet
Connick	Hill	Nowlin
Cromer	Hines	Richard
Danahay	Honey	Smiley
Doerge	Kleckley	

Total - 29

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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

Rep. Greene moved the House consider Senate Bill No. 108 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Mills
Anders	Gallot	Monica
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guinn	Pearson

Badon, A.	Hardy	Perry
Badon, B.	Harrison	Pugh
Barras	Hazel	Richardson
Barrow	Henderson	Ritchie
Billiot	Henry	Robideaux
Brossett	Hill	Schroder
Burford	Hoffmann	Simon
Burns, H.	Howard	Smith, G.
Carmody	Hutter	Smith, J.
Carter	Jackson G.	Smith, P.
Champagne	Jackson M.	St. Germain
Chandler	Johnson	Stiaes
Chaney	Jones, R.	Talbot
Cortez	Jones, S.	Templet
Danahay	Katz	Thibaut
Doerge	Kleckley	Waddell
Dove	LeBas	White
Downs	Leger	Williams
Edwards	Ligi	Willmott
Ellington	Little	Wooton
Ernst	McVea	

Total - 77

NAYS

Total - 0

ABSENT

Abramson	Geymann	Montoucet
Baldone	Guillory	Nowlin
Burns, T.	Hines	Peterson
Burrell	Honey	Ponti
Connick	LaBruzzo	Pope
Cromer	LaFonta	Richard
Dixon	Lambert	Richmond
Foil	Landry	Roy
Franklin	Lopinto	Smiley

Total - 27

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 109—

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

AN ACT

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

Read by title.

Motion

Rep. Greene moved the House consider Senate Bill No. 109 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Greene	Norton
Anders	Guillory	Pearson
Armes	Guinn	Perry
Arnold	Hardy	Peterson
Aubert	Harrison	Ponti
Badon, A.	Hazel	Pope
Badon, B.	Henderson	Pugh
Barras	Henry	Richard
Barrow	Hill	Richardson
Brossett	Hoffmann	Richmond
Burford	Hutter	Ritchie
Burns, H.	Jackson G.	Robideaux
Carmody	Jackson M.	Roy
Carter	Johnson	Simon
Champagne	Jones, R.	Smith, G.
Chandler	Jones, S.	Smith, J.
Chaney	Katz	Smith, P.
Connick	Kleckley	St. Germain
Cortez	LaFonta	Stiaes
Cromer	Lambert	Talbot
Danahay	LeBas	Templet
Dixon	Leger	Thibaut
Doerge	Ligi	Waddell
Dove	Little	White
Downs	Lopinto	Williams
Edwards	McVea	Willmott
Ellington	Mills	Wooton
Gallot	Monica	
Gisclair	Montoucet	
Total - 85		

NAYS

Total - 0

ABSENT

Abramson	Foil	Landry
Baldone	Franklin	Morris
Billiot	Geymann	Nowlin
Burns, T.	Hines	Schroder
Burrell	Honey	Smiley
Ernst	Howard	
Fannin	LaBruzzo	
Total - 19		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 123—
BY SENATOR MICHOT

AN ACT

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

Read by title.

Motion

Rep. Greene moved the House consider Senate Bill No. 123 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory	Pearson
Aubert	Hardy	Perry
Badon, A.	Harrison	Peterson
Badon, B.	Hazel	Ponti
Barras	Henderson	Pugh
Barrow	Henry	Richardson
Billiot	Hill	Ritchie
Burford	Hines	Robideaux
Burrell	Hoffmann	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smith, G.
Chaney	Johnson	Smith, P.
Connick	Jones, R.	St. Germain
Cortez	Jones, S.	Stiaes
Cromer	LaFonta	Talbot
Danahay	Lambert	Templet
Dixon	LeBas	Thibaut
Doerge	Leger	Waddell
Dove	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Ellington	McVea	Wooton
Total - 78		

NAYS

Total - 0

ABSENT

Abramson	Franklin	Morris
Baldone	Geymann	Norton
Brossett	Guinn	Nowlin
Burns, H.	Honey	Pope
Burns, T.	Howard	Richard
Chandler	Katz	Richmond
Ernst	Kleckley	Smiley
Fannin	LaBruzzo	Smith, J.
Foil	Landry	
Total - 26		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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

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

Read by title.

Motion

Rep. Greene moved the House consider Senate Bill No. 163 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Mills
Anders	Gallot	Monica

Armes	Gisclair	Montoucet
Arnold	Greene	Norton
Aubert	Guillory	Perry
Badon, A.	Guinn	Pope
Badon, B.	Hardy	Pugh
Barras	Harrison	Richard
Barrow	Hazel	Richardson
Billiot	Hill	Richmond
Brossett	Hoffmann	Ritchie
Burford	Howard	Robideaux
Burns, H.	Hutter	Roy
Burrell	Jackson G.	Simon
Carmody	Jackson M.	Smith, G.
Champagne	Johnson	Smith, P.
Chandler	Jones, R.	St. Germain
Chaney	Jones, S.	Stiaes
Connick	Katz	Talbot
Cortez	LaFonta	Templet
Cromer	Lambert	Thibaut
Danahay	LeBas	Waddell
Dixon	Leger	White
Doerge	Ligi	Williams
Dove	Little	Willmott
Downs	Lopinto	Wooton
Edwards	McVea	
Total - 80		

NAYS

Total - 0

ABSENT

Abramson	Geymann	Morris
Baldone	Henderson	Nowlin
Burns, T.	Henry	Pearson
Carter	Hines	Peterson
Ellington	Honey	Ponti
Ernst	Kleckley	Schroder
Foil	LaBruzzo	Smiley
Franklin	Landry	Smith, J.
Total - 24		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 167—
BY SENATOR GRAY EVANS

AN ACT

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

Read by title.

Motion

Rep. Leger moved the House consider Senate Bill No. 167 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Mills
Abramson	Gallot	Monica
Anders	Gisclair	Montoucet

Armes	Greene	Norton
Arnold	Guillory	Perry
Aubert	Guinn	Ponti
Badon, B.	Hardy	Pugh
Barras	Harrison	Richardson
Barrow	Hazel	Richmond
Billiot	Hill	Ritchie
Brossett	Hines	Robideaux
Burford	Hoffmann	Roy
Burns, H.	Honey	Simon
Carmody	Jackson G.	Smith, G.
Carter	Johnson	Smith, J.
Chandler	Jones, R.	St. Germain
Chaney	Jones, S.	Stiaes
Connick	Katz	Talbot
Cortez	LaFonta	Templet
Cromer	Lambert	Thibaut
Danahay	LeBas	White
Dixon	Leger	Williams
Doerge	Ligi	Willmott
Dove	Little	Wooton
Downs	Lopinto	
Edwards	McVea	
Total - 76		

NAYS

Total - 0

ABSENT

Badon, A.	Henderson	Pearson
Baldone	Henry	Peterson
Burns, T.	Howard	Pope
Burrell	Hutter	Richard
Champagne	Jackson M.	Schroder
Ellington	Kleckley	Smiley
Ernst	LaBruzzo	Smith, P.
Foil	Landry	Waddell
Franklin	Morris	
Geymann	Nowlin	
Total - 28		

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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

Rep. Greene moved the House consider Senate Bill No. 199 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Nowlin
Abramson	Guillory	Pearson
Armes	Harrison	Perry

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Aubert	Hazel	Peterson
Badon, B.	Henry	Ponti
Baldone	Hines	Pugh
Barrow	Hoffmann	Richard
Billiot	Honey	Richardson
Brossett	Howard	Richmond
Burrell	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Chandler	Johnson	Roy
Chaney	Jones, R.	Simon
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Dove	Leger	Templet
Downs	Ligi	Thibaut
Edwards	Little	Waddell
Fannin	Lopinto	White
Gallot	McVea	Williams
Geymann	Mills	Willmott
Gisclair	Monica	Wooton

Total - 75

NAYS

Total - 0

ABSENT

Anders	Ellington	Landry
Arnold	Ernst	LeBas
Badon, A.	Foil	Montoucet
Barras	Franklin	Morris
Burford	Guinn	Norton
Burns, H.	Hardy	Pope
Burns, T.	Henderson	Schroder
Carter	Hill	Smiley
Champagne	Jackson M.	Smith, J.
Cromer	LaBruzzo	

Total - 29

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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

Rep. Hazel moved the House consider Senate Bill No. 313 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Little
Abramson	Gallot	Lopinto
Armes	Geymann	McVea
Aubert	Gisclair	Mills
Badon, A.	Greene	Monica
Badon, B.	Guillory	Morris

Baldone	Hardy	Perry
Barras	Harrison	Peterson
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Brossett	Henry	Richard
Burford	Hill	Richardson
Burrell	Hines	Richmond
Carmody	Hoffmann	Ritchie
Chandler	Honey	Robideaux
Chaney	Howard	Roy
Connick	Hutter	Smith, G.
Cortez	Jackson G.	Smith, P.
Cromer	Jackson M.	St. Germain
Danahay	Johnson	Stiaes
Dixon	Jones, S.	Talbot
Doerge	Katz	Templet
Dove	LaFonta	Thibaut
Downs	Lambert	Waddell
Edwards	LeBas	White
Ellington	Leger	Williams
Ernst	Ligi	Willmott

Total - 81

NAYS

Total - 0

ABSENT

Anders	Guinn	Pearson
Arnold	Jones, R.	Pugh
Burns, H.	Kleckley	Schroder
Burns, T.	LaBruzzo	Simon
Carter	Landry	Smiley
Champagne	Montoucet	Smith, J.
Foil	Norton	Wooton
Franklin	Nowlin	

Total - 23

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 5—

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

A JOINT RESOLUTION

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

Read by title.

Motion

Rep. St. Germain moved the House consider Senate Bill No. 5 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Abramson	Franklin	Mills
Arnold	Gallot	Monica
Aubert	Geymann	Montoucet
Badon, A.	Gisclair	Nowlin

Badon, B.	Guillory	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richardson
Burrell	Hoffmann	Ritchie
Carmody	Howard	Robideaux
Chandler	Hutter	Simon
Chaney	Jackson G.	Smith, G.
Connick	Johnson	Smith, P.
Cortez	Jones, R.	St. Germain
Cromer	Jones, S.	Stiaes
Danahay	Katz	Talbot
Dixon	LaFonta	Templett
Doerge	Lambert	Thibaut
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton

Total - 81

NAYS

Total - 0

ABSENT

Anders	Guinn	Norton
Armes	Hardy	Pearson
Burns, H.	Honey	Ponti
Burns, T.	Jackson M.	Roy
Carter	Kleckley	Schroder
Champagne	LaBruzzo	Smiley
Foil	Landry	Smith, J.
Greene	Morris	

Total - 23

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

SENATE BILL NO. 172—
BY SENATOR QUINN

AN ACT

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

Read by title.

Motion

Rep. Lopinto moved the House consider Senate Bill No. 172 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Armes	Gisclair	Monica
Aubert	Guillory	Morris
Badon, A.	Harrison	Norton
Badon, B.	Hazel	Perry

Baldone	Henderson	Peterson
Barras	Hill	Pugh
Barrow	Hines	Richard
Billiot	Honey	Richardson
Brossett	Howard	Richmond
Burrell	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Chandler	Jackson M.	Simon
Cortez	Johnson	Smith, G.
Cromer	Jones, R.	Smith, P.
Danahay	Jones, S.	St. Germain
Dixon	Katz	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templett
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott

Total - 75

NAYS

Total - 0

ABSENT

Anders	Geymann	Nowlin
Arnold	Greene	Pearson
Burford	Guinn	Ponti
Burns, H.	Hardy	Pope
Burns, T.	Henry	Roy
Carter	Hoffmann	Schroder
Champagne	Kleckley	Smiley
Chaney	LaBruzzo	Smith, J.
Connick	Landry	Wooton
Foil	Montoucet	

Total - 29

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

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.

Motion

Rep. Leger moved the House consider Senate Bill No. 338 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Mills
Anders	Gallot	Monica
Armes	Geymann	Morris
Arnold	Gisclair	Nowlin
Aubert	Greene	Perry
Badon, A.	Guillory	Peterson
Badon, B.	Harrison	Ponti
Baldone	Hazel	Pope

Barras	Henderson	Pugh
Barrow	Henry	Richard
Billiot	Hill	Richardson
Brossett	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Carter	Honey	Robideaux
Champagne	Howard	Roy
Chaney	Hutter	Simon
Connick	Jackson G.	Smith, G.
Cortez	Johnson	Smith, J.
Cromer	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Doerge	LaFonta	Talbot
Dove	Lambert	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Waddell
Ellington	Ligi	White
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	

Total - 83

NAYS

Total - 0

ABSENT

Mr. Speaker	Guinn	Montoucet
Burford	Hardy	Norton
Burns, T.	Jackson M.	Pearson
Burrell	Jones, R.	Schroder
Carmody	Kleckley	Smiley
Chandler	LaBruzzo	Smith, P.
Dixon	Landry	Wooton

Total - 21

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Fannin, the Committee on Appropriations was discharged from further consideration of Senate Bill No. 268.

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.

Motion

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

Motion

Rep. Fannin moved the House consider Senate Bill No. 268 on third reading and final passage after the fifty-seventh calendar day of the session.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Monica
Anders	Foil	Montoucet
Armes	Franklin	Norton
Arnold	Gallot	Perry
Aubert	Geymann	Peterson
Badon, A.	Gisclair	Ponti
Badon, B.	Guillory	Pugh
Baldone	Harrison	Richard
Barras	Hazel	Richardson
Barrow	Henderson	Richmond
Billiot	Hill	Ritchie
Brossett	Hines	Robideaux
Burford	Hoffmann	Roy
Burns, H.	Hutter	Simon
Burrell	Jackson G.	Smith, G.
Carmody	Jackson M.	Smith, J.
Carter	Johnson	Smith, P.
Chaney	Jones, S.	Stiaes
Connick	Katz	Talbot
Cortez	LaFonta	Templet
Danahay	LeBas	Thibaut
Dixon	Leger	Waddell
Doerge	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Ellington	McVea	
Ernst	Mills	

Total - 79

NAYS

Total - 0

ABSENT

Abramson	Henry	Nowlin
Burns, T.	Honey	Pearson
Champagne	Howard	Pope
Chandler	Jones, R.	Schroder
Cromer	Kleckley	Smiley
Dove	LaBruzzo	St. Germain
Greene	Lambert	Wooton
Guinn	Landry	
Hardy	Morris	

Total - 25

The motion to consider, having received a two-thirds vote of the elected members, was adopted.

Suspension of the Rules

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

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

Acting Speaker Greene in the Chair

HOUSE BILL NO. 36—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 14:34.1, relative to second degree battery; to amend the definition of second degree battery; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 36 by Representative Ponti

AMENDMENT NO. 1

On page 1, at the end of line 8, delete the period "." and insert:

": however, this provision shall not apply to a medical provider who has obtained the consent of a patient."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Mills
Anders	Franklin	Monica
Arnold	Gallot	Morris
Aubert	Geymann	Norton
Badon, A.	Gisclair	Nowlin
Badon, B.	Greene	Perry
Baldone	Guillory	Peterson
Barras	Harrison	Ponti
Barrow	Hazel	Pope
Billiot	Henderson	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Robideaux
Carter	Jackson G.	Simon
Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Katz	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Lambert	Stiaes
Doerge	LeBas	Talbot
Downs	Leger	Templet
Edwards	Ligi	Waddell
Ellington	Little	White
Ernst	Lopinto	Williams
Fannin	McVea	Willmott
Total - 84		

NAYS

Total - 0

ABSENT

Mr. Speaker	Hardy	Montoucet
Armes	Henry	Pearson

Burns, T.	Honey	Roy
Champagne	Jones, S.	Schroder
Cromer	Kleckley	Thibaut
Dove	LaBruzzo	Wooton
Guinn	Landry	

Total - 20

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

HOUSE BILL NO. 43—

BY REPRESENTATIVES GEYMAN AND KATZ

AN ACT

To enact R.S. 40:991 and Code of Criminal Procedure Article 532(10), relative to controlled dangerous substances; to provide for proof of a valid prescription as a defense against a violation of the Uniform Controlled Dangerous Substances Act; to provide for a time period for claiming the prescription as a defense; to provide that a valid prescription is a ground for a motion to quash in criminal prosecution; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 43 by Representative Geymann

AMENDMENT NO. 1

On page 1, line 2, after "532(10)" insert " and 535(A)(7)"

AMENDMENT NO. 2

On page 1, line 15, after "to the" delete the remainder of the line and insert "district attorney's office."

AMENDMENT NO. 3

On page 1 between lines 15 and 16 insert the following:

"Production of the original prescription bottle with the defendant's name, the pharmacist's name, and prescription number shall be sufficient proof of a valid prescription as provided for in this Section."

AMENDMENT NO. 4

On page 1, delete lines 16 through 20 in their entirety

AMENDMENT NO. 5

On page 2, at the beginning of line 1, delete "(2)" and insert "B."

AMENDMENT NO. 6

On page 2, line 5, after "defense" delete "pretrial" and insert "before commencement of the trial"

AMENDMENT NO. 7

On page 2, line 6, after "quash" insert a period "." and delete the remainder of the line and delete lines 7 and 8 in their entirety

AMENDMENT NO. 8

On page 2, line 9, after "532(10)" delete "is" and insert "and 535(A)(7) are"

AMENDMENT NO. 9

On page 2, after line 15, insert the following:

"* * *

Art. 535. Time to file motion to quash

A. A motion to quash may be filed of right at any time before commencement of the trial, when based on the ground that:

* * *

(7) The individual charged with a violation of the Uniform Controlled Dangerous Substances Law has a valid prescription for that substance.

* * *

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey to Reengrossed House Bill No. 43 by Representative Geymann

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 10, 2009, on lines 4 and 5 thereof, change "district attorney's office" to "appropriate prosecuting office"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burrell, Carmody, Carter, Chandler, Chaney, Connick, Cortez, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Ernst, Fannin, Total - 88; Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Johnson, Jones, R., Jones, S., Katz, LaFonta, LeBas, Leger, Ligi, Little, Lopinto, McVea, Mills; Monica, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Schroder, Simon, Smiley, Smith, G., Smith, J., St. Germain, Stiaes, Talbot, Waddell, White, Williams, Willmott

NAYS

Total - 0

ABSENT

Table listing names of members who were absent: Mr. Speaker, Burns, T., Champagne, Cromer, Guinn, Hardy, Total - 16; Jackson M., Kleckley, LaBruzzo, Lambert, Landry, Roy; Smith, P., Templet, Thibaut, Wooton

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

HOUSE BILL NO. 145—

BY REPRESENTATIVE ARNOLD AN ACT

To amend and reenact R.S. 6:314(A), 653.1(A), and 766.1(A), to enact R.S. 6:1255(D), and to repeal R.S. 6:314(C), 653.1(C), and 766.1(C), relative to accounts payable on death; to provide for one or more beneficiaries to collect funds upon a depositor's death; to provide for savings banks to offer payment on death accounts; to repeal definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 155—

BY REPRESENTATIVE HARDY AN ACT

To amend and reenact R.S. 14:32(A) and 39 and to enact R.S. 14:32(C)(3), (D), and (E), relative to certain crimes involving criminal negligence; to amend the definition of negligent homicide to include the killing of a human being by a dog or other animal; to amend the definition of negligent criminal injuring to include an injury caused by a dog or other animal; to provide for exceptions; to provide for definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 186—

BY REPRESENTATIVE WOOTON AN ACT

To amend and reenact R.S. 15:587(D), (E), and (F) and to enact R.S. 15:587(G), relative to criminal history information; to provide for the remission of fees charged for providing this information; to provide for the use of some of those fees; to authorize the sheriff to conduct screening functions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 264—

BY REPRESENTATIVE EDWARDS AN ACT

To amend and reenact R.S. 44:9(A)(3)(a) and to enact R.S. 44:9(A)(4) and (K), relative to expungement of arrest records in misdemeanor and felony cases; to increase the fee that the Bureau of Criminal Identification and Information may charge

for processing an expungement when ordered to do so by the court; to provide that no fee shall be charged in certain cases; to require the expungement fees to be imposed in all other cases; to authorize the sheriff and the district attorney to charge a processing fee for expungement of arrest records when ordered to do so by the court; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 264 by Representative Edwards

AMENDMENT NO. 1

On page 2, delete lines 5 through 16 in their entirety and insert the following:

"K. The following applicants for expungement shall not be required to pay any fee to the clerk of court, the Bureau of Criminal Identification and Information, sheriff, the district attorney, or any other agency to obtain or execute an order of a court of competent jurisdiction to expunge the following arrest from the individual's arrest record if a certification obtained from the district attorney is presented to the clerk of court which verifies that the applicant has no felony convictions and no pending felony charges under a bill of information or indictment and at least one of the following applies:

(1) The applicant was acquitted, after trial, of all charges derived from the arrest, including any lesser and included offense.

(2) The applicant was arrested and was never prosecuted within the time limitations prescribed in Chapter 1 of Title XVII of the Code of Criminal Procedure and did not participate in a pretrial diversion program."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 264 by Representative Edwards

AMENDMENT NO. 1

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Judiciary B, and adopted by the Senate on June 10, 2009, on line 6, delete the word "following"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Monica
Anders	Gallot	Montoucet
Arnes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guinn	Nowlin
Badon, A.	Hardy	Pearson
Badon, B.	Harrison	Perry
Barras	Hazel	Peterson
Barrow	Henderson	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard

Burford	Hoffmann	Richmond
Burrell	Honey	Ritchie
Carmody	Howard	Robideaux
Champagne	Hutter	Smith, G.
Chaney	Jackson G.	Smith, P.
Connick	Jackson M.	St. Germain
Cortez	Johnson	Stiaes
Cromer	Jones, R.	Talbot
Danahay	Jones, S.	Templet
Dixon	LaFonta	Waddell
Doerge	Leger	White
Dove	Ligi	Williams
Downs	Little	Willmott
Ellington	Lopinto	Wooton
Fannin	McVea	
Foil	Mills	

Total - 79

NAYS

Total - 0

ABSENT

Mr. Speaker	Guillory	Richardson
Baldone	Henry	Roy
Burns, H.	Katz	Schroder
Burns, T.	Kleckley	Simon
Carter	LaBruzzo	Smiley
Chandler	Lambert	Smith, J.
Edwards	Landry	Thibaut
Ernst	LeBas	
Geymann	Ponti	

Total - 25

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

HOUSE BILL NO. 279—
BY REPRESENTATIVES RICHARDSON AND WHITE
AN ACT

To amend and reenact R.S. 13:910, relative to clerks of court; to provide for the appointment of certain deputy clerks of court in East Baton Rouge Parish; to provide relative to the powers and authority of the deputy clerks of court; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 279 by Representative Richardson

AMENDMENT NO. 1

On page 1, delete line 19 and insert the following:

"B. The clerk of"

AMENDMENT NO. 2

On page 2, at the beginning of line 1, after "clerks" delete the remainder of the line and delete lines 2 and 3 in their entirety and insert the following:

"who are not employees of the clerk of court, and who shall be authorized to issue subpoenas, affix the seal of the clerk of court, administer oaths, make affidavits, and exercise such powers and

authority granted to deputy clerks only to the extent to fulfill the duties required by law of the clerk of court and only after the deputy clerk completes training provided by the office of the clerk of court."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 279 by Representative Richardson

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 10, 2009, on page 1, line 9, after "extent" insert "necessary"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 86

NAYS

Total - 0

ABSENT

Mr. Speaker	Katz	Roy
Barrow	Kleckley	Schroder
Burns, H.	LaBruzzo	Smith, J.
Burns, T.	LaFonta	Talbot
Geymann	Norton	Templett
Henry	Ponti	Thibaut

Total - 18

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

Acting Speaker Arnold in the Chair

HOUSE BILL NO. 381—

BY REPRESENTATIVE HOFFMANN

AN ACT

To amend and reenact R.S. 37:3393(H)(5), (6), and (7) and to enact R.S. 37:3393(H)(8), relative to real estate appraisers; to provide for exemptions to the licensing requirement; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 381 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, at the end of line 2, delete the comma "," and add the following:

"and Chapter 51-B of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3415.1 through 3415.21,"

AMENDMENT NO. 2

On page 1, line 4, after "requirement;" and before "and to" insert the following:

"to provide for appraisal management company licensing and regulation;"

AMENDMENT NO. 3

On page 1, line 7, after "R.S. 37:3393(H)(8)" delete "is" and insert the following:

"and Chapter 51-B of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:3415.1 through 3415.21 are"

AMENDMENT NO. 4

On page 2, after line 5, add the following:

"CHAPTER 51-B. APPRAISAL MANAGEMENT COMPANY LICENSING AND REGULATION ACT"

§3415.1. Short title

This Chapter shall be known as the Louisiana Appraisal Management Company Licensing and Regulation Act.

§3415.2. Definitions

As used in this Chapter, the following words have the meaning ascribed to them in this Section unless the context clearly indicates otherwise:

(1) "Appraisal" means an analysis, opinion, or conclusion relating to the nature, quality, value, or utility of specified interests in, or aspects of, identified real estate, for or in expectation of compensation.

(2) "Appraisal management company" means any corporation, partnership, sole proprietorship, subsidiary, unit, or other business entity that engages in any of the following activity:

(a) For a management fee paid by a lender or other client, administers a network of contract appraisers to perform real estate appraisal services for lenders and other clients.

(b) Receives requests for residential real estate appraisal services from clients and, for a fee paid by the client, enters into an agreement with one or more independent appraisers to perform the real estate appraisal services contained in the request.

(c) Otherwise serves as a third-party broker of appraisal management services between clients and appraisers.

(3) "Appraisal management services" means the process of receiving a request for the performance of real estate appraisal services from a client, and for a fee paid by the client, entering into an agreement with one or more independent appraisers to perform the real estate appraisal services contained in the request.

(4) "Appraiser" is defined as one who is expected to perform valuation services competently and in a manner that is independent, impartial and objective.

(5) "Appraisal fee" is the fee paid to the certified residential appraiser who performs the real estate appraisal service. The appraisal fee shall not be bundled with the fee charged by the appraisal management company to manage appraisers who perform real estate appraisal services on behalf of its client. This appraisal fee shall be disclosed in all loan application documents, "good faith" closing cost estimates, closing documents, and to the client, borrower, applicant, and any other intended users relying on the appraisal report.

(6) "Appraiser panel" means a group of appraisers that have been selected by an appraisal management company to perform real estate appraisal services for the appraisal management company on behalf of lenders or other clients.

(7) "Board" means the Louisiana Real Estate Appraisers Board established pursuant to the provisions of this Chapter.

(8) "Client" means any person or entity that contracts with, or otherwise enters into an agreement for the performance of residential real estate appraisal services.

(9) "Controlling person" means any of the following:

(a) An owner, officer or director of a corporation, partnership or other business entity seeking to offer appraisal management services in this state.

(b) An individual employed, appointed, or authorized by an appraisal management company who has the authority to enter into a contractual relationship with clients to contract for the performance of appraisal management services and has the authority to enter into agreements with independent appraisers for the performance of real estate appraisal services.

(c) An individual who possesses, directly or indirectly, the power to direct or cause the direction of the management or policies of an appraisal management company.

(10) "Real estate appraisal services" means residential valuation services performed by an individual acting as an appraiser, including but not limited to appraisal, appraisal review, or appraisal consulting, as these services are defined under the Uniform Standards for Professional Appraisal Practice.

§3415.3. License required

A. It shall be unlawful for a person, corporation, partnership, sole proprietorship, subsidiary, unit or any other business entity to

directly or indirectly engage or attempt to engage in business as an appraisal management company, to directly or indirectly engage or attempt to perform appraisal management services, or to advertise or hold itself out as engaging in or conducting business as an appraisal management company without first obtaining a license issued by the board under the provisions of this chapter, regardless of the entities' use of the term "appraisal management company," "national valuations solutions provider," "mortgage technology company," or any other name.

B. The license required by Subsection A of this Section shall, at a minimum, include the following information:

(1) The name of the entity seeking a license.

(2) The business address of the entity seeking a license.

(3) The phone contact information of the entity seeking a license.

(4) If the entity is not a corporation that is domiciled in this state, the name and contact information for the company's agent for service of process in this state.

(5) The name, address, and contact information of any individual, corporation, partnership, or other business entity that has any ownership interest in the appraisal management company.

(6) The name, address, and contact information for a controlling person, as defined in this Chapter.

(7) Certification that the entity has a system and process in place to verify that a person being added to the appraiser panel of the appraisal management company holds an appraisal license in good standing in this state pursuant to this Chapter

(8) Certification that the entity has a system in place to review the work on a periodic basis of all independent appraisers that are performing real estate appraisal services for the appraisal management company to ensure that the real estate appraisal services are being conducted in accordance with Uniform Standards of Professional Appraisal Practice, pursuant to this Chapter.

(9) Certification that the entity maintains a detailed record for five years of each real estate appraisal service request that it receives and an itemized list of all fees contracted with each appraiser who performs real estate appraisal services for the appraisal management company, pursuant to this Chapter.

(10) An irrevocable Uniform Consent to Service of Process, pursuant to this Chapter.

(11) Any other information required by the board.

§3415.4. Exemptions

A. This Chapter shall not be applicable to any of the following:

(1) Any corporation, partnership, sole proprietorship, subsidiary, unit, or other business entity that exclusively employs persons on an employer/employee basis for the performance of real estate appraisal services in the normal course of its business and such entity is responsible for ensuring that the real estate appraisal services being performed by its employees are being performed in accordance with Uniform Standards of Professional Appraisal Practice.

(2) Any individual, corporation, partnership, sole proprietorship, subsidiary, unit, or other business entity engaged in real estate appraisal services who, in the normal course of business, enters into an agreement, whether written or otherwise, with another independent appraiser for the performance of real estate appraisal

services that the hiring or contracting appraiser is unable to complete for any reason, including but not limited to competency, work load, schedule, or geographic location.

(3) Any individual, corporation, partnership, sole proprietorship, subsidiary, unit, or other business entity engaged in real estate appraisal services who, in the normal course of business, enters into an agreement, whether written or otherwise, with an independent contractor appraiser for the performance of real estate appraisal services and upon the completion of the appraisal, the report of the appraiser performing the real estate appraisal services is cosigned by the appraiser who subcontracted with the independent appraiser for the performance of the real estate appraisal services.

B. The Louisiana Real Estate Appraisal Board may issue special exemptions, if deemed acceptable by the board, upon special application and review.

§3415.5. Forms

An applicant for a license as an appraisal management company in this State shall submit to the board an application on a form prescribed by the board.

§3415.6. Expiration of license

A license granted by the board pursuant to this Chapter shall be valid for one year from the date on which it is issued.

§3415.7. Consent to service of process

Each entity applying for a license as an appraisal management company in this state shall complete an irrevocable Uniform Consent to Service of Process as prescribed by the board.

§3415.8. Owner requirements

A. An appraisal management company applying for a license in this state may not be owned by any person who has had a license or certificate to act as an appraiser, real estate broker or agent, mortgage broker, or mortgage originator, which combined are considered herein to be "real estate or lending-related licenses," refused, denied, suspended, canceled, or revoked in the past in any state without specific approval by the board.

B. Any licensed appraisal management company with an owner or employee who is subsequently refused or denied a real estate or lending-related license in any state, must notify the board in writing within ten days of such action.

C. Any licensed appraisal management company with an owner or employee whose real estate or lending-related license has been suspended, revoked, or cancelled subsequent to being registered must notify the board in writing within ten days of such action.

D. Either refusal or revocation of any real estate or lending-related license in any state shall be grounds for denying renewal of the appraisal management company's license. However, failure to notify the board of refusal, suspension, revocation or cancellation of said licenses within ten days of such action shall be cause for revocation of an appraisal management company's license.

E. Each person that has any ownership interest in an appraisal management company in this state shall comply with all of the following:

(1) Be of good moral character, as determined by the board.

(2) Submit to a background investigation, as determined by the board.

(3) Certify to the board that the person has never had a license to act as an appraiser refused, denied, cancelled, suspended or revoked in this state or in any other state.

§3415.9. Controlling person; requirements

A. Each appraisal management company applying to the board for a license in this state shall designate one controlling person that will be the main contact for all communication between the board and the appraisal management company.

B. In order to serve as a controlling person of an appraisal management company, a person must comply with all of the following:

(1) Certify to the board that he has never had a certificate or license issued by the board of this state, or the board of any other state, to act as an appraiser refused, denied, canceled, suspended or revoked.

(2) Be of good moral character, as determined by the board.

(3) Submit to a background investigation, as determined by the board.

§3415.10. Employee requirements

Any employee of the appraisal management company, or any person working on behalf of the appraisal management company, that has the responsibility to review completed appraisals must be a licensed appraiser in one or more states.

§3415.11. Limitations

An appraisal management company licensed in this state pursuant to this Chapter shall not enter into contracts or agreements with an independent appraiser for the performance of real estate appraisal services unless that person is licensed and in good standing pursuant to the Louisiana Real Estate Appraisers Law.

§3415.12. Pre-engagement certification

Each appraisal management company seeking to be licensed in this state shall certify to the board, on an annual basis, on a form prescribed by the board, that the appraisal management company has a system and process in place to verify that a person being added to the appraiser panel of the appraisal management company holds a license in good standing in this state pursuant to the Louisiana Real Estate Appraisers Law.

§3415.13. Adherence to standards

Each appraisal management company seeking to be licensed in this state shall certify to the board on an annual basis that it has a system in place to review on a periodic basis the work of all appraisers that are performing real estate appraisal services for the appraisal management company to ensure that the real estate appraisal services are being conducted in accordance with Uniform Standards of Professional Appraisal Practice.

§3415.14. Record keeping

Each appraisal management company seeking to be licensed in this state shall certify to the board on an annual basis that it maintains a detailed record for five years of each real estate appraisal service request that it receives including the fee paid by the lenders to all appraisers for all real estate appraisal services and the names of all appraisers or entities that perform all real estate appraisal services for the appraisal management company.

§3415.15. Appraisal fee schedule

A. Appraisal fees shall be paid by the lender or financial institution directly to the real estate appraiser and shall not be paid by the appraisal management company. The appraisal management company shall charge a management fee directly to the lender for services provided without any fee splits with the appraiser.

B. The establishment of fees must be in compliance with the Uniform Standards of Professional Appraisal Practice (USPAP). Actual appraisal fees paid for real estate appraisal services must not be misrepresented, hidden or bundled with other settlement services. The actual appraisal fee represented in any closing documents shall not be more than the fee paid to the appraisers or entities for the real estate appraisal service.

C. The actual fee paid to the appraisers or entities that perform the real estate appraisal service must be disclosed in all loan application documents, "good faith" closing cost estimates, closing documents, and to the client, borrower, applicant, and any other intended users relying on the appraisal report.

D. The appraiser must display the amount of the appraisal fee within the body of the real estate appraisal services report.

§3415.16. Appraiser independence: prohibitions

A. It shall be unlawful for any employee, director, officer, or agent of an appraisal management company licensed in this state pursuant to this Chapter to influence or attempt to influence the development, reporting, or review of an appraisal through coercion, extortion, collusion, compensation, instruction, inducement, intimidation, bribery or in any other manner, including but not limited to the following:

(1) Withholding or threatening to withhold timely payment for an appraisal.

(2) Withholding or threatening to withhold future business for an independent appraiser, or demoting or terminating or threatening to demote or terminate an independent appraiser.

(3) Expressly or impliedly promising future business, promotions, or increased compensation for an independent appraiser.

(4) Conditioning the request for a real estate appraisal service or the payment of an appraisal fee or salary or bonus on the opinion, conclusion, or valuation to be reached, or on a preliminary estimate or opinion requested from an independent appraiser.

(5) Requesting that an independent appraiser provide an estimated, predetermined, or desired valuation in an appraisal report, or provide estimated values or comparable sales at any time prior to the independent appraiser's completion of a real estate appraisal service.

(6) Providing to an independent appraiser an anticipated, estimated, encouraged, or desired value for a subject property or a proposed or target amount to be loaned to the borrower, except that a copy of the sales contract for purchase transactions may be provided.

(7) Providing to an independent appraiser, or any entity or person related to the appraiser, stock or other financial or non-financial benefits, allowing the removal of an independent appraiser from an appraiser panel, without prior written notice to such appraiser.

(8) Obtaining, using, or paying for a second or subsequent appraisal or ordering an automated valuation model in connection with a mortgage financing transaction unless a USPAP Standard 3 Review is completed which concludes that the initial real estate appraisal service was flawed or tainted and such basis is clearly and

appropriately noted in the loan file, or unless such appraisal or automated valuation model is done pursuant to a bona fide pre- or post-funding appraisal review or quality control process.

(9) Requiring delivery times for real estate appraisal services that are so short that they force the appraiser to render a misleading appraisal report.

(10) Any other act or practice that impairs or attempts to impair an appraiser's independence, objectivity, or impartiality.

B. Nothing in Subsection A of this Section shall be construed as prohibiting the appraisal management company from requesting that an independent appraiser do either of the following:

(1) Provide additional information about the basis for a valuation.

(2) Correct objective factual errors in an appraisal report.

§3415.17. Alteration of appraisal reports

An appraisal management company shall not alter, modify, or otherwise change a completed real estate appraisal service report submitted by an appraiser.

§3415.18. Adjudication of disputes between an appraisal management company and an appraiser

A. Except within the first thirty days after an independent appraiser is first added to the appraiser panel of an appraisal management company, an appraisal management company may not remove an appraiser from its appraiser panel, or otherwise refuse to assign requests for real estate appraisal services to an independent appraiser without doing all of the following:

(1) Notifying the appraiser in writing of the reasons why the appraiser is being removed from the appraiser panel of the appraisal management company. If the appraiser is being removed from the panel for illegal conduct, violation of the Uniform Standards of Professional Appraisal Practice, or a violation of state licensing standards, the nature of the alleged conduct or violation must be identified.

(2) Providing an opportunity for the appraiser to respond to the notification of the appraisal management company.

B. An appraiser that is removed from the appraiser panel of an appraisal management company for alleged illegal conduct, violation of the Uniform Standards of Professional Appraisal Practice, or violation of state licensing standards, may file a complaint with the board for a review of the decision of the appraisal management company, except that in no case shall the board make any determination regarding the nature of the business relationship between the appraiser and the appraisal management company which is unrelated to the actions specified in Subsection A of this Section.

C. If an appraiser files a complaint against an appraisal management company pursuant to Subsection B of this Section, the board shall adjudicate the complaint.

D. If after opportunity for hearing and review, the board determines that an appraiser did not commit a violation of law, a violation of the Uniform Standards of Professional Appraisal Practice, or a violation of state licensing standards, the board shall order that an appraiser be reinstated to the appraiser panel of the appraisal management company that was the subject of the complaint without prejudice.

E. Following the adjudication of a complaint to the board by an appraiser against an appraisal management company, an appraisal management company may not refuse to make assignments for real

estate appraisal services to an appraiser, or reduce the number of assignments, or otherwise penalize the appraiser, if the board has found that the appraisal management company acted improperly in removing the appraiser from the appraiser panel.

§3415.18. Enforcement

A. The board may censure an appraisal management company, conditionally or unconditionally suspend, or revoke any license issued under this Chapter, levy fines or impose civil penalties not to exceed fifty thousand dollars, if in the opinion of the board, an appraisal management company is attempting to perform, has performed, or has attempted to perform any of the following acts:

(1) Committing any act in violation of this Chapter.

(2) Violating any rule or regulation adopted by the board in the interest of the public and consistent with the provisions of this Chapter.

(3) Procuring a license by fraud, misrepresentation, or deceit.

B.(1) In addition to any other civil remedy or civil penalty provided for in this Chapter, the board may issue a subpoena to any person or persons who the board has probable cause to believe has engaged in real estate appraisal activity without a currently valid license.

(2) Subpoenas issued by the board shall comply with the notice requirements of R.S. 49:955. These subpoenas shall be served upon the unlicensed individual personally or by any type of mailing requiring a return receipt and shall include a statement of the manner in which the unlicensed person shall be required to respond to the commission.

C. The board may impose a civil penalty of no more than five thousand dollars upon any unlicensed person who, after a hearing or informal resolution in accordance with all provisions of this Chapter and the Administrative Procedure Act, is found to have engaged in real estate appraisal activity without the benefit of a currently valid license, having been issued by the board pursuant to the provisions of this Chapter. In addition, the board may assess costs and attorney fees against the unlicensed person found to have been engaged in real estate appraisal activity without a current license.

D. No person engaged in real estate appraisal activity without a currently valid license shall have the right to receive any compensation for services so rendered. In addition to any other penalties imposed under this Chapter, the board may require that any person engaged in real estate appraisal activity without a license return any fees collected for engaging in real estate appraisal activity.

§3415.19. Disciplinary hearings

A. The conduct of adjudicatory proceedings in accordance with the Administrative Procedure Act for violations of this Chapter is vested in the board, subject to the following provisions:

(1) Before censuring, suspending, or revoking any registration, the board shall notify the licensee in writing of any charges made, at least twenty days prior to the date set for the hearing and shall afford the licensee an opportunity to be heard in person or by counsel.

(2) The written notice shall be satisfied by personal service on the controlling person of the licensee, or the licensee's agent for service of process in this state, or by sending the notice by certified mail, return receipt requested to the controlling person of the licensee to the licensee's address on file with the board, or by board personnel hand delivering a copy of the charges to the licensee.

(3) The board shall have the power to subpoena and issue subpoenas duces tecum and to bring before it any person in this state, or take testimony by deposition, in the same manner prescribed by law in judicial proceedings in the courts of this state, or to require production of any records relevant to an inquiry or hearing by the board. Any final decision or determination of the board shall be reviewable by the Nineteenth Judicial District Court in the Parish of East Baton Rouge.

(4) The hearing on the charges shall be at a time and place prescribed by the board and in accordance with the provisions of Chapter 13 of Title 49 of the Louisiana Revised Statutes of 1950.

(5) The board may make findings of fact and shall deliver or mail such findings to the licensee charged with an offense under this Chapter. Any finding of fact by the board pursuant to the provisions of this Section shall be conclusive.

B. (1)The Nineteenth Judicial District Court of the state may review questions of law involved in any final decision of the board. Any application for review made by an aggrieved party shall be filed within thirty days after the final decision of the board.

(2) If the court finds that the Louisiana Real Estate Appraiser Board has regularly pursued its authority and has not acted arbitrarily, it shall affirm the decision, order, or ruling of the board. If a petition to review the final decision of the board is filed, the case shall be specifically fixed for trial within thirty days from the filing of an answer by the board.

C. Administrative proceedings under this Chapter before the board are not exclusive remedies. Criminal action under the terms of this Chapter may be simultaneously instituted and maintained against the accused for any violation of this Chapter. The board may also separately or simultaneously bring and carry on an action by injunction to restrain a licensed or unlicensed individual from further violation of any of the provisions of this Chapter, during the pendency of the criminal proceeding or proceedings before the board and against any unlawful practice thereafter

§3415.20. Rulemaking authority

The board shall have the power to adopt any rules and regulations in accordance with the Administrative Procedure Act necessary for the enforcement of this Chapter.

Section 2. If any provision or item of this Act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the act which can be given effect without the invalid provision, item, or application and to this end the provisions of this Act are hereby declared severable."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 381 by Representative Hoffmann

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Commerce, and adopted by the Senate on June 11, 2009, page 2, line 35, change "entities" to "entity's"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Commerce, and adopted by the Senate on June 11, 2009, page 3, line 24, change "Appraisal" to "Appraiser"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 381 by Representative Hoffmann

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Commerce, and adopted by the Senate on June 11, 2009, page 7, at the beginning of line 30, add "A."

AMENDMENT NO. 2

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Commerce, and adopted by the Senate on June 11, 2009, page 7, between lines 31 and 32, insert the following:

"B. Prior to adoption, these rules shall be approved by the House of Representatives Committee on Commerce and the Senate Committee on Commerce, Consumer Protection and International Affairs."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Abramson	Foil	Mills
Anders	Franklin	Monica
Arnes	Gallot	Morris
Arnold	Gisclair	Nowlin
Aubert	Guinn	Perry
Badon, B.	Hardy	Peterson
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, T.	Hoffmann	Ritchie
Burrell	Honey	Robideaux
Carmody	Howard	Simon
Carter	Hutter	Smiley
Champagne	Jackson G.	Smith, G.
Chandler	Jackson M.	Smith, J.
Chaney	Johnson	Smith, P.
Connick	Jones, R.	St. Germain
Cortez	Jones, S.	Stiaes
Cromer	Kleckley	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Waddell
Doerge	Landry	White
Dove	Leger	Williams
Downs	Ligi	Willmott
Edwards	Little	Wooton
Ernst	Lopinto	
Total - 89		

NAYS

Total - 0

ABSENT

Badon, A.	Guillory	Norton
Burns, H.	Katz	Pearson
Ellington	LaBruzzo	Roy
Geymann	LeBas	Schroder
Greene	Montoucet	Thibaut
Total - 15		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 476—

BY REPRESENTATIVES CONNICK, HENRY BURNS, CARTER, CHAMPAGNE, FOIL, LEGER, LIGI, LITTLE, MILLS, PERRY, POPE, PUGH, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TALBOT, TEMPLET, THIBAUT, AND WILLMOTT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH

AN ACT

To amend and reenact R.S. 14:81.4(A), (B)(2) and (4), and (E)(1), 91.1(A)(2), 91.2(A)(3) and (4), and R.S. 15:538(A), (D)(1)(b) and (c), and (6)(b) and (c), and to enact R.S. 14:91.3 and 91.4, relative to the protection of children; to amend the crime of prohibited sexual conduct between educator and student; to amend the crime of unlawful presence of a sexually violent predator to apply to child care facilities and family child day care homes; to amend the crime of unlawful presence of a sex offender to apply to certain locations; to create the crime of unlawful participation in a child-related business and to provide for criminal penalties; to create the crime of contributing to the endangerment of a minor and to provide for criminal penalties; to provide relative to conditions of probation, parole, or suspension of sentence for convicted sex offenders with respect to volunteer work activities; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Engrossed House Bill No. 476 by Representative Connick

AMENDMENT NO. 1

On page 1, at the end of line 2, change "91.2(A)(3)" to "91.2(B), (C), and (D)"

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "and (4),"

AMENDMENT NO. 3

On page 1, at the beginning of line 4, change "91.3" to "91.2(E), 91.3,"

AMENDMENT NO. 4

On page 1, at the end of line 15, change "91.2(A)(3) and" to "91.2(B), (C), and (D),"

AMENDMENT NO. 5

On page 1, at the beginning of line 16, delete "(4)" and change "R.S. 14:91.3" to "R.S. 14:91.2(E), 91.3,"

AMENDMENT NO. 6

On page 3, delete lines 20 through 29 in their entirety and on page 4, delete lines 1 through 3 in their entirety and insert the following:

* * *

B. The following acts, when committed by a person convicted of an aggravated offense as defined in R.S. 15:541(2) when the victim is under the age of thirteen years, shall constitute the crime of unlawful residence or presence of a sex offender:

(1) The physical presence of the offender in, on, or within one thousand feet of a day care center, group home, residential home, or child care facility as defined in R.S. 46:1403, or a family child day care home as defined in R.S. 46:1441.1.

(2) The establishment of a residence within one thousand feet of any day care center, group home, residential home, or child care facility as defined in R.S. 46:1403, a family child day care home as defined in R.S. 46:1441.1, playground, public or private youth center, public swimming pool, or free standing video arcade facility.

B: C.(1) It shall not be a violation of the provisions of this Section if the offender has permission to be present on school premises from the superintendent of the school board in the case of a public school or the principal or headmaster in the case of a private school.

(2) If permission is granted to an offender to be present on public school property by the superintendent for that public school pursuant to this Subsection, then the superintendent shall notify the principal at least twenty-four hours in advance of the visit by the offender. This notification shall include the nature of the visit and the date and time in which the sex offender will be present in the school. The offender shall notify the office of the principal upon arrival on the school property and upon departing from the school. If the offender is to be present in the vicinity of children, the offender shall remain under the direct supervision of a school official.

(3) Any superintendent, principal, or school master who acts in good faith in compliance with this Subsection shall be immune from civil or criminal liability for his actions in connection with any injury or claim arising from an offender being present on school property pursuant to permission granted by that superintendent, principal, or school master.

C: D. For purposes of this Section:

* * *

D: E. Whoever violates the provisions of this Section shall be fined not more than one thousand dollars, imprisoned with or without hard labor for not more than one year, or both."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 476 by Representative Connick
AMENDMENT NO. 1

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 10, 2009, on page 2, between lines 4 and 5, insert "(1) "School property" means any property used for school purposes, including but not limited to school buildings, playgrounds, and parking lots.

2) "Public park or recreational facility" means any building or area owned by the state or by a political subdivision which is open to the public and used or operated as a park or recreational facility and shall include all parks and recreational areas administered by the office of state parks in the Department of Culture, Recreation and Tourism."

AMENDMENT NO. 2

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Judiciary C and adopted by the Senate on June 10, 2009, on page 2, line 5, delete " * * * "

AMENDMENT NO. 3

On page 4, line 4, delete " * * * "

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Total - 0

ABSENT

Badon, A.	Hardy	Pearson
Burns, H.	Katz	Roy
Burns, T.	Kleckley	Schroder
Greene	Landry	Thibaut
Guillory	McVea	

Total - 14

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

HOUSE BILL NO. 591—
BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 24:55(D)(2) and (E)(2), R.S. 42:1115.1(F), and R.S. 49:76(D)(2) and (E)(2), relative to laws within the jurisdiction of the Board of Ethics; to provide relative to the meaning of certain terms and phrases within such laws; to provide relative to the reporting of certain expenditures; to provide for application and effectiveness; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 591 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 42:1115.1(F)" to "R.S. 42:1115.1(E)(1) and (F) and 1123(13)(a)(i),"

AMENDMENT NO. 2

On page 1, at the end of line 4, after "to provide" insert "certain restrictions on an exemption to the limitation on food, drink, and refreshments; to provide"

AMENDMENT NO. 3

On page 2, line 20, change "R.S. 42:1115.1(F), is" to "R.S. 42:1115.1(E)(1) and (F) and 1123(13)(a)(i) are"

AMENDMENT NO. 4

On page 2, between lines 22 and 23, insert the following:

"E. The provisions of this Section shall not apply to any of the following:

(1) A gathering held in conjunction with a meeting related to a national or regional organization or a meeting of a statewide organization of governmental officials or employees provided that at least ten persons associated with the organization are invited to the gathering.

* * *

AMENDMENT NO. 5

On page 3, between lines 5 and 6, insert the following:

"§1123. Exceptions

This Part shall not preclude:

* * *

(13)(a)(i) The acceptance by a public servant of complimentary admission to a civic, non-profit, educational, or political event when the public servant is:

(aa) ~~a~~ A program honoree;

(bb) ~~is giving~~ Giving a speech at the event; ~~or~~

(cc) ~~is a~~ A panel member for a discussion occurring at the event.

(dd) Attending the event to assist an elected official who meets the provisions of this Subparagraph when the public servant is under the supervision of the elected official and such assistance is within the ordinary employment duties of the public servant.

* * *

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 591 by Representative Ellington

AMENDMENT NO. 1

In Senate Committee Amendment No. 5, proposed by the Senate Committee on Senate and Governmental Affairs, and adopted by the Senate on June 11, 2009, between lines 19 and 20, insert " * * * "

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	McVea
Anders	Fannin	Mills
Armes	Foil	Monica
Arnold	Franklin	Montoucet
Aubert	Gallot	Morris
Badon, B.	Geymann	Nowlin
Baldone	Gisclair	Perry
Barras	Guinn	Pope
Billiot	Harrison	Pugh
Burford	Hazel	Richard
Burns, H.	Henderson	Richardson
Burns, T.	Henry	Ritchie
Burrell	Hill	Robideaux
Carmody	Hoffmann	Schroder
Charter	Howard	Smith, G.
Chandler	Hutter	Smith, J.
Chaney	Jackson G.	Smith, P.
Cortez	Jackson M.	St. Germain
Cromer	Johnson	Stiaes
Danahay	Jones, S.	Talbot
Dixon	LaBruzzo	Templet
Doerge	LaFonta	Waddell
Dove	Lambert	White
Downs	LeBas	Williams
Edwards	Little	Willmott
Total - 75		

NAYS

Abramson	Jones, R.	Peterson
Barrow	Landry	Richmond
Brossett	Leger	Simon
Hines	Ligi	Smiley
Honey	Lopinto	
Total - 14		

ABSENT

Badon, A.	Guillory	Pearson
Champagne	Hardy	Ponti
Connick	Katz	Roy
Ernst	Kleckley	Thibaut
Greene	Norton	Wooton
Total - 15		

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

Speaker Tucker in the Chair

HOUSE BILL NO. 688—
BY REPRESENTATIVE MONTOUCKET
AN ACT

To enact R.S. 14:40.6, relative to the unlawful disruption of the operation of a school; to create the crime of the unlawful disruption of the operation of a school; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 688 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 6, following "R.S." and before "40.6" insert "14:"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Morris
Aubert	Guinn	Nowlin
Badon, B.	Harrison	Perry
Baldone	Hazel	Peterson
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Honey	Richmond
Burns, T.	Howard	Ritchie
Burrell	Hutter	Schroder
Carmody	Jackson G.	Simon
Carter	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	LaBruzza	Stiaes
Danahay	LaFonta	Talbot
Dixon	Lambert	Temple
Doerge	Landry	Waddell
Dove	LeBas	White
Downs	Leger	Williams
Edwards	Ligi	Willmott
Ellington	Little	Wooton
Fannin	Lopinto	
Foil	McVea	

Total - 88

NAYS

Total - 0

ABSENT

Anders	Guillory	Robideaux
Badon, A.	Hardy	Roy
Champagne	Katz	St. Germain
Connick	Kleckley	Thibaut
Ernst	Norton	
Geymann	Pearson	

Total - 16

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

HOUSE BILL NO. 695—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 42:1125(A), (C)(introductory paragraph), (D), and (E) and to enact R.S. 42:1125(F), relative to gubernatorial transition and inauguration; to provide relative to

contribution limits; to provide relative to reporting; to provide relative to the duties of the Board of Ethics; to provide relative to certain records; to provide for effectiveness and applicability; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 695 by Representative Greene

AMENDMENT NO. 1

On page 2, line 20, after "and all" insert "financial"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Mills
Abramson	Geymann	Monica
Anders	Gisclair	Morris
Armes	Greene	Nowlin
Arnold	Guinn	Pearson
Badon, B.	Harrison	Perry
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Brossett	Hill	Pugh
Burns, H.	Hines	Richard
Burns, T.	Hoffmann	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Chandler	Jackson M.	Schroder
Chaney	Johnson	Simon
Cortez	Jones, R.	Smiley
Cromer	Jones, S.	Smith, G.
Danahay	Katz	Smith, J.
Dixon	LaBruzza	Smith, P.
Doerge	LaFonta	Stiaes
Dove	Lambert	Talbot
Downs	Landry	Temple
Edwards	LeBas	Waddell
Ellington	Leger	White
Ernst	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	Wooton
Franklin	McVea	

Total - 86

NAYS

Total - 0

ABSENT

Aubert	Connick	Montoucet
Badon, A.	Guillory	Norton
Baldone	Hardy	Peterson
Barras	Henry	Roy
Burford	Honey	St. Germain
Champagne	Kleckley	Thibaut

Total - 18

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

HOUSE BILL NO. 728—
BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 40:1300.51(3), 2116(B)(1), 2166.2, 2166.3, 2166.4(A), and 2166.7(A), to enact R.S. 40:1300.51(2)(n), 2166.4(H) and (I), and 2166.5(B)(11) and (C)(introductory paragraph), (4), and (5), and to repeal Part V of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2151 through 2163, relative to licensing of adult residential care homes and adult residential care providers; to provide a statement of legislative intent; to provide for definitions; to require licensure of all adult residential care providers; to provide for the criteria for the review of beds for adult residential care providers; to provide for the transfer of licensing authority for adult residential care homes from the Department of Social Services to the Department of Health and Hospitals; to provide for waivers granted to adult residential care facilities; to establish the levels of adult residential care providers; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 728 by Representative Schroder

AMENDMENT NO. 1

On page 1, line 2, following "(A)," and before "and" insert "2166.5 (C)(introductory paragraph),"

AMENDMENT NO. 2

On page 1, line 4, following "(C)" and before "(4)" delete "(introductory paragraph),"

AMENDMENT NO. 3

On page 2, line 16, following "2166.4(A)," and before "and" insert "2166.5 (C)(introductory paragraph),"

AMENDMENT NO. 4

On page 2, line 18, following "(C)" and before "(4)" delete "(introductory paragraph),"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Downs	Little
Abramson	Ellington	Lopinto
Anders	Fannin	McVea
Armes	Foil	Mills
Arnold	Franklin	Morris
Badon, A.	Gallot	Nowlin
Badon, B.	Geymann	Perry
Baldone	Gisclair	Peterson

Barras	Greene	Ponti
Barrow	Guinn	Pope
Billiot	Harrison	Pugh
Brossett	Hazel	Richard
Burford	Henderson	Richardson
Burns, H.	Hill	Ritchie
Burns, T.	Hines	Robideaux
Burrell	Hoffmann	Schroder
Carmody	Howard	Simon
Carter	Hutter	Smiley
Champagne	Jackson G.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	Smith, P.
Connick	Jones, S.	Siaes
Cortez	Katz	Talbot
Cromer	LaBruzzo	Waddell
Danahay	Landry	White
Dixon	LeBas	Willmott
Doerge	Leger	Wooton
Dove	Ligi	

Total - 83

NAYS

Total - 0

ABSENT

Aubert	Jackson M.	Pearson
Edwards	Kleckley	Richmond
Ernst	LaFonta	Roy
Guillory	Lambert	St. Germain
Hardy	Monica	Templet
Henry	Montoucet	Thibaut
Honey	Norton	Williams

Total - 21

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

HOUSE BILL NO. 755—
BY REPRESENTATIVES EDWARDS, BURFORD, TIM BURNS,
CHANDLER, HINES, JOHNSON, RICHARDSON, AND WILLMOTT
AN ACT

To amend and reenact R.S. 14:81.1(F) and to enact Civil Code Article 2315.3, relative to victims of child pornography; to provide for exemplary damages for children who are victims of child pornography; to provide for the sharing of information between law enforcement, the attorney general, and the National Center for Missing and Exploited Children; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 755 by Representative Edwards

AMENDMENT NO. 1

On page 1, at the end of line 12, change "the" to "an" and delete line 13 and insert in lieu thereof the following:

"act of pornography involving juveniles, as defined by R.S. 14:81.1, regardless of whether the defendant was"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 88

NAYS

Total - 0

ABSENT

Guillory	Montoucet	Smith, J.
Hardy	Norton	St. Germain
Henry	Ritchie	Templet
Hill	Robideaux	Thibaut
Kleckley	Roy	
Monica	Simon	

Total - 16

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

HOUSE BILL NO. 773—

BY REPRESENTATIVE BURFORD AND SENATOR CHEEK
AN ACT

To amend and reenact R.S. 36:259(E)(20), Chapter 29 of Title 37 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 37:2401 through 2424 and R.S. 44:4.1(B)(21), relative to physical therapists; to provide for the creation of the Physical Therapy Practice Act of Louisiana; to provide a short title; to provide for purpose and intent; to provide for the composition of the Louisiana Physical Therapy Board; to change the name of the physical therapy board; to provide for the organization of board meetings and member compensation; to provide the powers, duties, and limitations of the board; to provide for board and employee immunity from personal liability; to provide for an exception to the public records law; to provide definitions; to require licensure for certain practices; to establish the qualifications for licensing physical therapists, foreign graduates, and physical therapist assistants; to provide for

licensing reciprocity; to provide for an application for a license; to provide for examination of applicants for licensure; to provide for the issuance of a license and updating contact information; to provide for emergency exemptions; to provide for the renewal of a license; to provide for authority to practice as a physical therapist or physical therapist assistant; to provide for the use of titles and terms and restrictions; to provide for disciplinary actions; to provide for violations and penalties; to provide for cease and desist orders, injunctions, and attorney fees and costs associated with litigation; to provide for exemptions and prohibitions; to provide for fees, receipts, and disbursements; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Re-Reengrossed House Bill No. 773 by Representative Burford

AMENDMENT NO. 1

On page 4, between lines 19 and 20 insert the following:

"F. No person shall be appointed to the board if they have served for more than two consecutive three year terms."

AMENDMENT NO. 2

On page 16, line 26, after "for" delete "services"

AMENDMENT NO. 3

On page 16, line 27, before "physical" delete "characterized as"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed House Bill No. 773 by Representative Burford

AMENDMENT NO. 1

On page 16, line 2, following "shall" and before "under" change "only perform treatments" to "perform treatments only"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Ligi
Abramson	Ernst	Little
Anders	Fannin	Lopinto
Armes	Foil	McVea
Arnold	Franklin	Mills
Aubert	Gallot	Monica
Badon, A.	Geymann	Morris
Badon, B.	Gisclair	Norton
Baldone	Greene	Nowlin
Barras	Guinn	Pearson
Barrow	Harrison	Perry
Billiot	Hazel	Ponti
Brossett	Henderson	Pope
Burford	Henry	Pugh

Burns, H.	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Richmond
Carmody	Honey	Ritchie
Carter	Howard	Robideaux
Champagne	Hutter	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, G.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Waddell
Doerge	Lambert	White
Dove	Landry	Williams
Downs	LeBas	Willmott
Edwards	Leger	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Guillory	Montoucet	St. Germain
Hardy	Peterson	Templet
Jackson G.	Roy	Thibaut
Kleckley	Smith, J.	

Total - 11

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

HOUSE BILL NO. 781—

BY REPRESENTATIVES HINES, ABRAMSON, ARMES, AUBERT, BARRAS, BARROW, BILLIOT, BROSSETT, DANAHAY, DIXON, GISCLAIR, HENDERSON, HOWARD, GIROD JACKSON, ROSALIND JONES, KATZ, LAFONTA, PETERSON, RICHARD, RICHMOND, RITCHIE, GARY SMITH, ST. GERMAIN, STIAES, WADDELL, WILLIAMS, AND WILLMOTT

AN ACT

To amend and reenact R.S. 36:801(introductory paragraph) and to enact R.S. 36:474(H) and 478(L) and Chapter 63-A of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2803 and 2804, relative to the Louisiana Homeless Assistance and Prevention Act; to create the program for homeless assistance and prevention within the Department of Social Services; to provide for the position of a director for homeless assistance and prevention and to provide for his duties; to create the Louisiana Interagency Advisory Council for the Homeless and place it within the Department of Social Services; to provide for the council's purpose; to provide for membership; to provide for governance of the council and compensation of the members; to provide for staffing and facilities; to provide for reporting requirements; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Reengrossed House Bill No. 781 by Representative Hines

AMENDMENT NO. 1

On page 1, line 3, after "Chapter" and before "of" delete "63-A" and insert "62-A"

AMENDMENT NO. 2

On page 1, line 4, after "R.S." and before "," delete "46:2803 and 2804" and insert "46:2811 and 2812"

AMENDMENT NO. 3

On page 3, line 11, after "Chapter" and before "of" delete "63-A" and insert "62-A"

AMENDMENT NO. 4

On page 3, line 12, after "R.S." and before "," delete "46:2803 and 2804" and insert "46:2811 and 2812"

AMENDMENT NO. 5

On page 3, line 13, after "CHAPTER" and before "." delete "63-A" and insert "62-A"

AMENDMENT NO. 6

On page 3, line 15, change "§2803" to "§2811"

AMENDMENT NO. 7

On page 4, line 11, change "§2804" to "§2812"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Total - 0

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ABSENT

Cromer Henry Pope
Gallot Jones, S. Roy
Greene Kleckley St. Germain
Guillory Lambert Templet
Hardy Montoucet Thibaut
Total - 15

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

HOUSE BILL NO. 782— BY REPRESENTATIVE ELLINGTON AN ACT

To enact R.S. 33:9109.1, relative to communications districts; to provide for intent; to provide for definitions; to provide for collection and remittance of prepaid wireless telecommunications service charge; to provide for the administration of the prepaid wireless service charge; to provide for distribution of funds to communications districts; to provide for issues of liability; to provide for exclusivity of the service charge; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 782 by Representative Ellington

AMENDMENT NO. 1

On page 3, line 21, change "sixty cents per" to "two percent of the amount of the"

AMENDMENT NO. 2

On page 4, line 27, after "retain" delete "three" and insert the following:

"the entirety of the 2010 first quarter's fees. Thereafter, a seller shall be permitted to deduct and retain four"

AMENDMENT NO. 3

On page 5, line 12, change "one" to "two"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Ellington McVea
Abramson Ernst Mills
Anders Fannin Monica
Armes Foil Montoucet
Arnold Gisclair Morris
Badon, B. Guillory Nowlin
Baldone Harrison Pearson
Barras Hazel Ponti
Billiot Henderson Pugh

Burford Henry Richard
Burns, H. Hines Richardson
Burns, T. Hoffmann Ritchie
Carmody Howard Robideaux
Carter Hutter Schroder
Chandler Johnson Smiley
Chaney Katz Smith, G.
Connick LaBruzzo St. Germain
Cortez Lambert Talbot
Cromer LeBas Templet
Doerge Leger Waddell
Dove Ligi White
Downs Little Willmott
Edwards Lopinto Wooton
Total - 69

NAYS

Aubert Hardy Perry
Barrow Hill Peterson
Brossett Honey Richmond
Burrell Jackson G. Roy
Danahay Jackson M. Smith, J.
Dixon Jones, R. Smith, P.
Franklin Kleckley Stiaes
Gallot LaFonta Williams
Geymann Landry
Guinn Norton
Total - 28

ABSENT

Badon, A. Jones, S. Thibaut
Champagne Pope
Greene Simon
Total - 7

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

Conference Committee appointments pending.

Consent to Correct a Vote Record

Rep. Morris requested the House consent to correct his vote on concurrence in the amendments proposed by the Senate to House Bill No. 782 from nay to yea, which consent was unanimously granted.

HOUSE BILL NO. 820— BY REPRESENTATIVE MICKY GUILLORY AN ACT

To amend and reenact R.S. 32:702(4) and (16), 706.1(A) and (B), 707(I) and (J), 718 (B) and (C), 1722(A) and (C), 1728.2(C)(2), (D), (E), (F), and (G), and 1728.3(C), (D)(1), (E), and (F) and to enact R.S. 32:706.2, 707.5, 718(D), 1720(C), 1722(D), 1728.2(H) and R.S. 47:522, relative to dismantled or salvaged motor vehicles; to create the Louisiana Omnibus Auto Theft Prevention and Recovery Act (LOATPRA); to define "certificate of destruction"; to define "water-damaged vehicles"; to require sellers to disclose an assembled title to the purchaser of a motor vehicle; to require dismantlers to notify the office of motor vehicles upon receiving a vehicle for dismantling; to create a procedure for titling a total loss salvage motor vehicle prior to reconstruction and operation; to establish an assembled vehicle title and procedures for issuance; to require a storage or parking facility to notify the office of motor vehicles when an owner recovers a motor vehicle or when a motor vehicle is surrendered to a lien holder; to require contracted storage facilities to obtain verification and provide notification to registered lien holders prior to expiration of a vehicle storage contract; to mandate that appraisers use the latest version of the NADA Guide as a guideline for the

appraisal of vehicles to be crushed or dismantled; to require an application for crushing and dismantling upon a form created by the Department of Public Safety and Corrections; to provide for a time limit for approval of the application after electronic submission of application to the Department of Public Safety and Corrections, office of motor vehicles; to require licensed dismantlers and crushers to certify the crushing or dismantling of a vehicle by submitting a form provided by the office of motor vehicles; to require the owner-operator to maintain certain records on file for all vehicles dismantled or crushed; to authorize representatives of the Department of Public Safety and Corrections to enter a dealer's premises to recover state credentials when the dealer's license has been suspended or revoked; to provide for information maintained by auto hulk buyers; to provide for the reporting of auto hulks; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 820 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 1, line 4, delete "1720(C),"

AMENDMENT NO. 2

On page 1, line 12, after "issuance;" delete the remainder of the line, and delete line 13

AMENDMENT NO. 3

On page 1, at the beginning of line 14, delete "vehicle is surrendered to a lien holder;"

AMENDMENT NO. 4

On page 2, line 14, delete "1720(C),"

AMENDMENT NO. 5

On page 10, delete lines 26 through 28

AMENDMENT NO. 6

On page 11, delete lines 1 through 6

AMENDMENT NO. 7

On page 17, line 26, after "effective" delete the remainder of the line and insert the following:

"no earlier than July 1, 2010. The new electronic reporting requirements specified in this Act shall not take effect until after the Department of Public Safety and Corrections, office of motor vehicles, certifies to the Division of Administration, that the new electronic reporting systems described in this Act have been tested and are fully operational."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 820 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 1, line 4, following "(F)" and before "and to enact" insert "(1)"

AMENDMENT NO. 2

On page 2, line 13, following ", and (F)" and before "are" insert "(1)"

AMENDMENT NO. 3

On page 3, line 25, following "Peace" and before "Standards" change "Office" to "Officer"

AMENDMENT NO. 4

On page 6, line 7, following "the" and before "major" change "vehicles" to "vehicle's"

AMENDMENT NO. 5

On page 6, line 17, following "compare" and before "numbers" change "said" to "those"

AMENDMENT NO. 6

On page 8, line 4, change "the same" to "it"

AMENDMENT NO. 7

On page 8, line 20, before "Standards" change "Office" to "Officer"

AMENDMENT NO. 8

On page 8, line 29, change "Motor Vehicle" to "motor vehicle"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Reengrossed House Bill No. 820 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 1, line 3, after "and (C)," and before "1722(A)" insert "793(D)"

AMENDMENT NO. 2

On page 1, line 12, after "issuance;" and before "to require" insert the following:

"to provide for rental dealer insurance policies;"

AMENDMENT NO. 3

On page 2, at the end of line 12, after "718(B) and (C)," add "793(D),"

AMENDMENT NO. 4

On page 10, between lines 25 and 26, insert the following:

"§793. Rent with option-to-purchase program

* * *

D. Every rental dealer shall maintain a contingent automobile liability policy of insurance with minimum limits of one hundred thousand dollars per occurrence, three hundred thousand dollars aggregate, and fifty thousand dollars in property damage. It shall not be sufficient for any rental dealer to share in a policy of contingent

automobile liability insurance, which could, under any circumstance, create a limit of less than that set forth herein such as a master policy. Such policy shall be placed, if available, through an insurance company licensed by and admitted in the state of Louisiana.

* * *

AMENDMENT NO. 5

On page 17, between lines 25 and 26, insert the following:

"Section 4. If any provision or item of this Act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the act which can be given effect without the invalid provision, item, or application and to this end the provisions of this Act are hereby declared severable."

AMENDMENT NO. 6

On page 17, line 26, change "Section 4." to "Section 5."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 820 by Representative Mickey Guillory

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 7 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on June 11, 2009, and insert the following:

AMENDMENT NO. 2

On page 17, line 26, change "January 1, 2010." to the following:

"July 1, 2010. However, the electronic reporting requirements specified in R.S. 32:1720(C) and 1728.2(E) as provided in this Act shall not take effect until the Department of Public Safety and Corrections, office of motor vehicles, certifies to the division of administration, that the electronic system to implement the requirements of such provisions have been tested and are fully operational."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Franklyn, Montoucet, Abramson, Gallot, Morris, Anders, Geymann, Norton, Armes, Gisclair, Nowlin, Arnold, Greene, Pearson, Aubert, Guillory, Perry, Badon, A., Harrison, Peterson, Badon, B., Hazel, Ponti, Baldone, Henry, Pope, Barras, Hill, Pugh, Barrow, Hines, Richard, Billiot, Honey, Richardson, Brossett, Howard, Richmond, Burns, H., Hutter, Ritchie, Burns, T., Jackson G., Robideaux, Burrell, Jackson M., Roy, Carmody, Johnson, Schroder, Carter, Jones, R., Simon

Table with 3 columns of names: Chandler, Jones, S., Smiley, Chaney, Katz, Smith, G., Connick, Kleckley, Smith, J., Cortez, LaBruzzo, Smith, P., Cromer, LaFonta, St. Germain, Danahay, Lambert, Stiaes, Dixon, Landry, Talbot, Doerge, LeBas, Waddell, Dove, Leger, White, Downs, Ligi, Williams, Edwards, Little, Willmott, Ellington, Lopinto, Wooton, Fannin, Mills, Foil, Monica

Total - 94

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Burford, Hardy, Templet, Champagne, Henderson, Thibaut, Ernst, Hoffmann, Guinn, McVea, Total - 10

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Consent to Correct a Vote Record

Rep. Sam Jones requested the House consent to record his vote on rejection of the Senate Amendments to House Bill No. 820 as yeas, which consent was unanimously granted.

HOUSE BILL NO. 837—

BY REPRESENTATIVE MILLS AND SENATOR WALSWORTH AN ACT

To amend and reenact R.S. 28:21(A) and (B) and 771(A) and (B)(5)(c) and R.S. 36:251(C)(1) and 258 (C), to enact R.S. 28:4 and 771(B)(9) and (10), and to repeal R.S. 28:21(E) and R.S. 36:258(E), relative to the office of behavioral health; to provide for the office of behavioral health in the Department of Health and Hospitals; to provide for the office's purposes and functions; to provide for an implementation advisory committee and its membership; to dissolve the office of mental health and office for addictive disorders and transfer relevant purposes and functions to the office of behavioral health; to provide for copayments; to provide for appropriations; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 837 by Representative Mills

AMENDMENT NO. 1

On page 1, line 13, after "Section 1." delete the remainder of the line and insert "R.S. 28:4 is hereby enacted to read as follows:"

AMENDMENT NO. 2

On page 1, delete line 14 in its entirety

AMENDMENT NO. 3

On page 2, line 9, after "available" and before "funding" insert "state, federal, and grant"

AMENDMENT NO. 4

On page 2, delete the lines 10 and 11 in their entirety and insert "persons with a mental illness or an addictive disorder or co-occurring disorders."

AMENDMENT NO. 5

On page 2, line 24, after "2011." and before "The" insert "The Department of Health and Hospitals shall submit to the Senate Committee on Health and Welfare and the House Committee on Health and Welfare on September 1, 2010, and June 30, 2011, a written status report which details the progress of the implementation of the provisions of this Section."

AMENDMENT NO. 6

On page 4, line 5, after "for" and before "the" insert "persons with a mental illness or an addictive disorder or co-occurring disorders within"

AMENDMENT NO. 7

On page 4, between lines 19 and 20, insert the following:

"D. On or before March 1, 2010, the secretary of the Department of Health and Hospitals shall present the implementation plan for approval by majority vote of the Senate Committee on Health and Welfare and the House Committee on Health and Welfare, meeting jointly. Action by the joint committee of health and welfare is limited to approval or disapproval of the implementation plan in its entirety."

AMENDMENT NO. 8

On page 4, between lines 20 and 21 insert the following:

"Section 2. R.S. 28:21(A) and (B) and 771(A) and (B)(5)(c) are hereby amended and reenacted and R.S. 28:771(B)(9) and (10) are hereby enacted to read as follows:"

AMENDMENT NO. 9

On page 6, line 22, after "Section" and before "." change "2" to "3"

AMENDMENT NO. 10

On page 7, line 20, after "Section" and before "." change "3" to "4"

AMENDMENT NO. 11

On page 7, line 21, after "Section" and before "." change "4" to "5"

AMENDMENT NO. 12

On page 7, delete lines 25 through 28 and insert the following:

"Section 6. Sections 1 and 7 and this Section shall become effective upon signature of the governor, or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided in Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

AMENDMENT NO. 13

On page 8, delete lines 1 and 2 and insert the following:

"Section 7. Sections 2, 3, 4, and 5 of this Act shall become effective July 1, 2010, upon approval of the implementation plan

submitted by the secretary of the Department of Health and Hospitals to the Senate Committee on Health and Welfare and the House Committee on Health and Welfare, meeting jointly, as provided in R.S. 28:4. If the Senate Committee on Health and Welfare and the House Committee on Health and Welfare, meeting jointly, fail to approve the implementation plan then these Sections shall be null and void."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 837 by Representative Mills

AMENDMENT NO. 1

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 1, line 7, after "federal" and before "and," insert ",,"

AMENDMENT NO. 2

In Senate committee Amendment No. 5, proposed by the Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 1, line 15, after "report" change "which" to "that"

AMENDMENT NO. 3

On page 2, lines 16 and 17, following "committee" and before "shall" change "(hereafter referred to as "committee")" to "," hereinafter referred to as "committee,"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Monica
Anders	Geymann	Morris
Arnold	Gisclair	Norton
Badon, A.	Greene	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henry	Pugh
Billiot	Hill	Richard
Burford	Hoffmann	Richardson
Burns, H.	Howard	Robideaux
Burrell	Hutter	Schroder
Carmody	Jackson G.	Simon
Carter	Jackson M.	Smiley
Chandler	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.
Connick	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	Lambert	Stiaes
Doerge	Landry	Talbot
Dove	LeBas	Templet
Downs	Ligi	White
Edwards	Little	Willmott
Ellington	Lopinto	Wooton
Foil	McVea	
Franklin	Mills	

Total - 76

NAYS

Abramson	Honey	Perry
Armes	Johnson	Peterson
Aubert	Jones, R.	Richmond
Brossett	LaFonta	Roy
Cortez	Leger	
Hines	Montoucet	
Total - 16		

ABSENT

Burns, T.	Fannin	Ritchie
Champagne	Guillory	Thibaut
Cromer	Hardy	Waddell
Ernst	Henderson	Williams
Total - 12		

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

Consent to Correct a Vote Record

Rep. Sam Jones requested the House consent to record his vote on concurrence in the Senate Amendments to House Bill No. 837 as yea, which consent was unanimously granted.

HOUSE BILL NO. 840—
BY REPRESENTATIVE WHITE
AN ACT

To enact R.S. 29:727(I), relative to parish homeland security and emergency preparedness agencies; to provide for the creation of parish emergency management advisory committees; to provide for the membership of the committee; to provide for reporting procedures; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 840 by Representative White

AMENDMENT NO. 1

On page 3, line 4, after "parish" insert "or police jury"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Anders	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Harrison	Perry
Badon, B.	Hazel	Peterson
Baldone	Henderson	Ponti
Barras	Henry	Pope
Barrow	Hill	Pugh
Billiot	Hines	Richard

Brossett	Hoffmann	Richardson
Burns, H.	Honey	Richmond
Burns, T.	Howard	Ritchie
Burrell	Jackson G.	Robideaux
Carmody	Jackson M.	Roy
Carter	Johnson	Schroder
Champagne	Jones, R.	Simon
Chandler	Jones, S.	Smiley
Chaney	Katz	Smith, G.
Connick	Kleckley	Smith, J.
Cortez	LaBruzzo	Smith, P.
Danahay	LaFonta	Stiaes
Dixon	Lambert	Talbot
Doerge	Landry	Templet
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Mills	
Total - 95		

NAYS

Total - 0

ABSENT

Burford	Guillory	McVea
Cromer	Hardy	St. Germain
Ernst	Hutter	Thibaut
Total - 9		

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

HOUSE BILL NO. 852—
BY REPRESENTATIVE SMILEY
AN ACT

To amend and reenact R.S. 8:673, 676, 677, 678(A)(introductory paragraph), 679(A), (B)(introductory paragraph), (C), and (D), 680, and 681, R.S. 17:407.4(C), (D), and (E), R.S. 28:821(D), R.S. 36:3(2), 301(A), and 913(A), R.S. 37:2551 and 2552(A), R.S. 40:2109(C), R.S. 46:2623(B) and (D), R.S. 48:55, R.S. 49:149.62(B) and 968(B)(3)(a), R.S. 51:912.51, 912.52, 935.1(A)(1)(a), (B)(1), and (D), 2452(A)(introductory paragraph), and 2453(2)(d), and Article XIV, Section 47(P)(3) of the Constitution of 1921, continued as statute by Article XIV, Section 16 of the Constitution of 1974, and to repeal R.S. 8:675, R.S. 17:24.4(J), 66.1, 407.1(4), 407.3, and 3951(B)(13), R.S. 36:4(Q) and (V), 209(C)(1) and (H)(3), 259(I)(2), (K), (R), and (T), 309(E) and (F), 651(V) and (W), and 805, R.S. 41:1602, R.S. 42:456.2, R.S. 46:2622(2) and 2624, R.S. 49:149.62(C), and R.S. 51:955.3(F) and Chapter 39-A of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2375 through 2383, relative to boards, commissions, authorities, districts, and like entities; to abolish certain inactive boards, commissions, authorities, and like entities; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Adult Learning Task Force, the Educational Assessment Testing Commission, the interim school board for Central Community School System, the Louisiana Home Instruction for Preschool Youngsters Advisory Board, the A. Z. Young Memorial Commission, the Archaeology Survey and Antiquities Commission, the Louisiana Unmarked Burial Sites Board, the Disability Services and Supports System Planning Group, the Statewide Health Coordinating Council, the Louisiana Medical Assistance Trust Fund Advisory Council, the Minority Health Affairs Commission, the Louisiana Economic Development Council and Cabinet Advisory Group on Economic Development, the Manufactured Housing State Administrative Agency, the Uniform Payroll Insurance Committee, and the Economic

Development Funding Board; to provide for certain technical corrections regarding placement of boards and commissions in the Executive Reorganization Act; to provide relative to the Board of Examiners of Certified Shorthand Reporters; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 893 (Substitute for House Bill No. 278 by Representative Ligi)

BY REPRESENTATIVES LIGI, TIM BURNS, GISCLAIR, LABRUZZO, TALBOT, AND TUCKER AND SENATOR MORRELL
AN ACT

To enact R.S. 30:2195.12, relative to motor fuel dispensing facilities; to provide for definitions; to require alternate generated power capacity at newly constructed or completely rebuilt motor fuel dispensing facilities capable of operation during declared emergencies and disasters; to provide for guidelines on the installation and maintenance of the alternate generated power source; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 893 by Representative Ligi

AMENDMENT NO. 1

On page 2, line 2, after "or after" delete the remainder of the line and insert "October 1, 2009."

AMENDMENT NO. 2

On page 2, line 3, delete "Section."

AMENDMENT NO. 3

On page 1, after line 21, insert the following:

"(4) "Completely rebuilt motor fuel retail outlet" means a newly constructed outlet built after the previous outlet on the same site has been completely razed."

AMENDMENT NO. 4

On page 2, line 12, after "equipment" and before the period "." insert "in accordance with the manufacturer's specifications"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 893 by Representative Ligi

AMENDMENT NO. 1

On page 1, line 14, change "which" to "that"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Cromer	Guinn	Smiley
Ernst	Hardy	St. Germain
Geymann	Henderson	Thibaut
Guillory	Lambert	
Total - 11		

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

HOUSE BILL NO. 689—

BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND WILLIAMS AND SENATOR LAFLEUR
AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 689 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line, and on line 3 change "Revised Statutes of 1950, to be comprised of R.S. 39:100.121," to "authorize and provide"

AMENDMENT NO. 2

On page 1, line 4, change "Louisiana Statewide Educational Facilities" to "Higher Education Restoration"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line, and delete lines 9 through 18, and on page 2, delete lines 1 through 8, and insert the following:

"A. There is hereby established in the state treasury a special fund to be known as the "Higher Education Restoration Fund", hereinafter referred to as the "fund".

B. Out of the monies remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable, the treasurer in each fiscal year shall pay into the fund an amount equal to the total amount of additional revenue received by the state through Section 2 of this Act.

C. The monies in the fund shall be appropriated by the legislature solely for the purpose of providing funding for higher education.

D. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in the next fiscal year in the same manner as allocated herein. Monies in the fund shall be invested in the same manner as the monies in the state general fund, and all interest earned on the investment of the monies in the fund shall be deposited into the state general fund.

Section 2. Section 2 of Act No. 399 of the 2007 Regular Session of the Legislature of Louisiana is hereby amended and reenacted to read as follow:

"Section 2. The provisions of R.S. 47:293(2)(c) as enacted in this Act, regardless of any subsequent redesignation and any contrary provision in this Act, shall become effective for all taxable periods beginning on or after January 1, 2012 and the remaining provisions of this Act shall become effective for all taxable periods beginning on or after January 1, 2007."

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

Acting Speaker Guinn in the Chair

Suspension of the Rules

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

Speaker Tucker in the Chair

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

As a substitute motion, Rep. Lopinto moved that the House request the Senate to recede from the amendments proposed by the Senate.

Rep. Peterson objected.

The vote recurred on the substitute motion.

By a vote of 61 yeas and 38 nays, the House agreed to request the Senate to recede from the amendments proposed by the Senate.

Consent to Correct a Vote Record

Rep. Sam Jones requested the House consent to record his vote on the motion to request the Senate to recede on House Bill No. 689 as nay, which consent was unanimously granted.

Recess

On motion of Rep. Peterson, the Speaker declared the House at recess until 1:40 P.M.

After Recess

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

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 155—
BY REPRESENTATIVE HARDY
AN ACT

To amend and reenact R.S. 14:32(A) and 39 and to enact R.S. 14:32(C)(3), (D), and (E), relative to certain crimes involving criminal negligence; to amend the definition of negligent homicide to include the killing of a human being by a dog or other animal; to amend the definition of negligent criminal injuring to include an injury caused by a dog or other animal; to provide for exceptions; to provide for definitions; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 155 by Representative Hardy

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 14:32(C)(3), (D), and (E)" insert ", and R.S. 22:1320"

AMENDMENT NO. 2

On page 1, line 6, after "definitions;" insert "to prohibit the denial of insurance coverage for certain cases of criminal negligence;"

AMENDMENT NO. 3

On page 1, line 18, after "R.S. 14:32(C)(3), (D), and (E)" insert ", and R.S. 22:1320"

AMENDMENT NO. 4

On page 2, line 2, after "is" insert "reckless and"

AMENDMENT NO. 5

On page 3, line 24, after "is" insert "reckless and"

AMENDMENT NO. 6

On page 5, after line 8, insert the following:

"Section 2. R.S. 22:1320 is hereby enacted to read as follows:

§1320. Prohibition of denial of coverage

Notwithstanding anything to the contrary, liability coverage, which would otherwise be valid under the terms of the policy, shall not be declared void under any contract provision which specifically denies coverage for any and all acts committed due to criminal conduct, where such criminal conduct is due to the criminally negligent ownership or handling of a dog or other animal pursuant to R.S. 14:32(A)(2) or R.S.14: 39(A)(2)."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Total - 0

ABSENT

Arnold	Connick	Pearson
Badon, A.	Cromer	Schroder
Badon, B.	Geymann	Thibaut
Burns, T.	Henderson	Waddell
Champagne	Lambert	White
Total - 15		

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

HOUSE BILL NO. 186—

BY REPRESENTATIVE WOOTON

AN ACT

To amend and reenact R.S. 15:587(D), (E), and (F) and to enact R.S. 15:587(G), relative to criminal history information; to provide for the remission of fees charged for providing this information; to provide for the use of some of those fees; to authorize the sheriff to conduct screening functions; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Jackson to Engrossed House Bill No. 186 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 12 after "agency" insert ", any Louisiana public higher education institution which employs full-time police officers commissioned by the Louisiana State Police."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Mills
Abramson	Greene	Montoucet
Anders	Guillory	Morris
Arnes	Harrison	Norton
Arnold	Hazel	Nowlin
Aubert	Henderson	Perry
Baldone	Henry	Peterson
Barrow	Hill	Ponti
Billiot	Hines	Pope
Brossett	Hoffmann	Pugh
Burford	Honey	Richard
Burns, H.	Howard	Richardson
Burns, T.	Hutter	Richmond
Burrell	Jackson G.	Ritchie
Carmody	Jackson M.	Robideaux
Carter	Johnson	Roy
Chandler	Jones, R.	Simon
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Smith, P.
Dixon	LaBruzzo	St. Germain
Doerge	LaFonta	Stiaes

Dove	Lambert	Talbot
Downs	Landry	Templett
Edwards	LeBas	White
Ellington	Leger	Williams
Ernst	Ligt	Willmott
Foil	Little	Wooton
Franklin	Lopinto	
Gallot	McVea	

Total - 88

NAYS

Total - 0

ABSENT

Badon, A.	Fannin	Schroder
Badon, B.	Geymann	Smiley
Barras	Guinn	Thibaut
Champagne	Hardy	Waddell
Cromer	Monica	
Danahay	Pearson	

Total - 16

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

HOUSE BILL NO. 852—
BY REPRESENTATIVE SMILEY

AN ACT

To amend and reenact R.S. 8:673, 676, 677, 678(A)(introductory paragraph), 679(A), (B)(introductory paragraph), (C), and (D), 680, and 681, R.S. 17:407.4(C), (D), and (E), R.S. 28:821(D), R.S. 36:3(2), 301(A), and 913(A), R.S. 37:2551 and 2552(A), R.S. 40:2109(C), R.S. 46:2623(B) and (D), R.S. 48:55, R.S. 49:149.62(B) and 968(B)(3)(a), R.S. 51:912.51, 912.52, 935.1(A)(1)(a), (B)(1), and (D), 2452(A)(introductory paragraph), and 2453(2)(d), and Article XIV, Section 47(P)(3) of the Constitution of 1921, continued as statute by Article XIV, Section 16 of the Constitution of 1974, and to repeal R.S. 8:675, R.S. 17:24.4(J), 66.1, 407.1(4), 407.3, and 3951(B)(13), R.S. 36:4(Q) and (V), 209(C)(1) and (H)(3), 259(I)(2), (K), (R), and (T), 309(E) and (F), 651(V) and (W), and 805, R.S. 41:1602, R.S. 42:456.2, R.S. 46:2622(2) and 2624, R.S. 49:149.62(C), and R.S. 51:955.3(F) and Chapter 39-A of Title 51 of the Louisiana Revised Statutes of 1950, comprised of R.S. 51:2375 through 2383, relative to boards, commissions, authorities, districts, and like entities; to abolish certain inactive boards, commissions, authorities, and like entities; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Adult Learning Task Force, the Educational Assessment Testing Commission, the interim school board for Central Community School System, the Louisiana Home Instruction for Preschool Youngsters Advisory Board, the A. Z. Young Memorial Commission, the Archaeology Survey and Antiquities Commission, the Louisiana Unmarked Burial Sites Board, the Disability Services and Supports System Planning Group, the Statewide Health Coordinating Council, the Louisiana Medical Assistance Trust Fund Advisory Council, the Minority Health Affairs Commission, the Louisiana Economic Development Council and Cabinet Advisory Group on Economic Development, the Manufactured Housing State Administrative Agency, the Uniform Payroll Insurance Committee, and the Economic Development Funding Board; to provide for certain technical corrections regarding placement of boards and commissions in the Executive Reorganization Act; to provide relative to the Board of Examiners of Certified Shorthand Reporters; and to provide for related matters.

Called from the calendar.

Read by title.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 852 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 9, after "Constitution of 1974," insert "to enact R.S. 37:3388.3(C),"

AMENDMENT NO. 2

On page 20, line 9, after "reenacted" insert "and R.S. 37:3388.3(C) is hereby enacted"

AMENDMENT NO. 3

On page 21, between lines 25 and 26, insert the following:

"§3388.3. Applicability

A.

* * *

C. Notwithstanding any other provisions of this Section, any person who, on July 8, 2004, held a valid and current status as a board-certified substance abuse counselor for a period of five or more years, had more than ten years of experience as a substance abuse counselor, held an International Certification and Reciprocity Consortium credential, and otherwise met the grandfathering provisions of R.S. 37:3388.3(B)(2) for the credential of licensed addiction counselor, and who left the state after July 8, 2004, before renewing his license and receiving the licensed addition counselor credential but who exercised reciprocity and continued to practice substance abuse counseling in another state and continued to obtain annual professional education shall, upon payment of the necessary current licensing fee, be immediately credentialed as a licensed addiction counselor, together with all specialty certifications, and shall be allowed to maintain the same level of autonomy and independence in scope of practice relative to functions related to addictive disorders to which he was entitled prior to July 8, 2004."

AMENDMENT NO. 4

On page 22, after line 2, insert the following:

"(C) The provisions of Paragraph (A) of this Section relative to the enactment of R.S. 37:3388.3(C) shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 852 by Representative Smiley

AMENDMENT NO. 1

On page 11, line 17, delete "its"

AMENDMENT NO. 2

On page 11, line 28, following "long-term" change "supports" to "support"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Reengrossed House Bill No. 852 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 4, between "R.S. 28:821(D)," and "R.S. 36:3(2)" insert "R.S. 33:9039,"

AMENDMENT NO. 2

On page 2, line 10, between "Reporters;" and "and" insert "to provide for membership on the board of commissioners of certain districts;"

AMENDMENT NO. 3

On page 22, after line 2, add the following:

"Section 19. R.S. 33:9039 is hereby enacted to read as follows:

§9039. Boards of commissioners of certain districts

Notwithstanding any law to the contrary, for a plaza district created in this Part:

(1) In addition to members otherwise provided by law, the board of commissioners of the district shall include:

(a) One member appointed by the mayor of the municipality which encompasses the district, to serve concurrently with the term of the appointing mayor.

(b) One member appointed jointly by the state senator and the state representative whose legislative district encompasses the district, to serve concurrently with the term of the appointing legislators.

(2) Whenever the secretary of the Department of Economic Development is statutorily made a member of the board of commissioners, the secretary is authorized to appoint a designee to serve on the board.

(3) Whenever an owner of property within a district is statutorily included as a member of the board of commissioners, in lieu of serving on the board, the owner shall appoint a member to the board, to serve concurrently with the term of the mayor of the municipality which encompasses the district."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Thompson to Reengrossed House Bill No. 852 by Representative Smiley

AMENDMENT NO. 1

On page 1, line 5, delete "R.S. 48:55,"

AMENDMENT NO. 2

On page 1, at the end of line 20, delete "the"

AMENDMENT NO. 3

On page 2, line 1, delete "Archeology Survey and Antiquities Commission,"

AMENDMENT NO. 4

On page 3, delete lines 20 through 29 in their entirety.

AMENDMENT NO. 5

On page 4, delete lines 1 through 29 in their entirety.

AMENDMENT NO. 6

On page 5, delete lines 1 through 12 in their entirety.

AMENDMENT NO. 7

On page 5, line 15, change "Section 7." to "Section 6."

AMENDMENT NO. 8

On page 11, line 23, change "Section 8." to "Section 7."

AMENDMENT NO. 9

On page 12, line 5, change "Section 9." to "Section 8."

AMENDMENT NO. 10

On page 12, line 26, change "Section 10." to "Section 9."

AMENDMENT NO. 11

On page 13, line 13, change "Section 11." to "Section 10."

AMENDMENT NO. 12

On page 13, line 16, change "Section 12." to "Section 11."

AMENDMENT NO. 13

On page 16, line 2, change "Section 13." to "Section 12."

AMENDMENT NO. 14

On page 18, line 8, change "Section 14." to "Section 13."

AMENDMENT NO. 15

On page 18, line 28, change "Section 15." to "Section 14."

AMENDMENT NO. 16

On page 19, line 2, change "Section 16." to "Section 15."

AMENDMENT NO. 17

On page 20, line 5, change "Section 17." to "Section 16."

AMENDMENT NO. 18

On page 20, line 9, change "Section 18." to "Section 17."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Anders	Geymann	Morris
Arnes	Gisclair	Norton
Arnold	Greene	Nowlin
Aubert	Guinn	Pearson

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Badon, B.	Hardy	Perry
Baldone	Harrison	Ponti
Barrow	Hazel	Pope
Billiot	Henderson	Pugh
Brossett	Henry	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honey	Roy
Carmody	Howard	Simon
Carter	Hutter	Smiley
Chandler	Jackson G.	Smith, G.
Chaney	Jackson M.	Smith, J.
Cannick	Johnson	Smith, P.
Cortez	Jones, R.	St. Germain
Cromer	Jones, S.	Stiaes
Dixon	Katz	Talbot
Doerge	LaBruzzo	Templet
Dove	LaFonta	Thibaut
Downs	Landry	Waddell
Edwards	LeBas	Williams
Ellington	Ligi	Willmott
Ernst	Little	Wooton
Fannin	McVea	
Foil	Mills	

Total - 91

NAYS

Total - 0

ABSENT

Badon, A.	Kleckley	Richmond
Barras	Lambert	Schroder
Champagne	Leger	White
Danahay	Lopinto	
Guillory	Peterson	

Total - 13

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 145—

BY REPRESENTATIVE ARNOLD
AN ACT

To amend and reenact R.S. 6:314(A), 653.1(A), and 766.1(A), to enact R.S. 6:1255(D), and to repeal R.S. 6:314(C), 653.1(C), and 766.1(C), relative to accounts payable on death; to provide for one or more beneficiaries to collect funds upon a depositor's death; to provide for savings banks to offer payment on death accounts; to repeal definitions; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 145 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 2, after "6:314(A)," and before "653.1(A)" insert "319,"

AMENDMENT NO. 2

On page 1, line 5, after "death accounts;" and before "to repeal" insert "to provide for public funds deposits collateralization;"

AMENDMENT NO. 3

On page 1, line 8, after "6:314(A)," and before "653.1(A)," insert "319,"

AMENDMENT NO. 4

On page 1, at the end of line 19, add the following:

"The depositor shall give to the depository bank an affidavit in authentic form stating the names of one or more beneficiaries. The bank may conclusively rely on this affidavit for the disbursal of funds. Upon receiving a death certificate, the bank may disburse funds to the named beneficiaries."

AMENDMENT NO. 5

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

"§319. Public funds deposits collateralization

A. Notwithstanding any other law to the contrary, including, but not limited to, R.S. 33:2955 and R.S. 49:327, any bank, savings bank or savings and loan association, domiciled or having a branch in Louisiana, that receives public funds deposits may utilize, and public bodies may accept, any "recognized system or program" like the Certificate of Deposit Account Registry (CDARS) Reciprocal Program offered by Promontory Interfinancial Network, to provide FDIC insurance coverage and such funds shall be deemed and considered fully collateralized, provided that the recognized system or program satisfies the FDIC's requirements for agency pass-through deposit insurance coverage.

B. A "recognized system or program" shall mean a method by which FDIC insurance is obtained by all public funds held on deposit by a governmental entity, such as the Certificate of Deposit Account Registry (CDARS) Reciprocal Program offered by Promontory Interfinancial Network. It shall also include generally any program or system where FDIC coverage of public funds deposited in excess of the maximum amount of coverage available at the depository institution may be obtained by dividing the deposited funds into amounts under the FDIC maximum and spreading the funds out to be held as deposits among other FDIC insured financial institutions participating in such a program. If an FDIC insured institution does place some public funds deposits with other FDIC insured financial institutions participating in the program or network, then the financial institution that originally received the public funds for deposit must, as part of such a program, receive an equal amount of funds for deposit in return from participating FDIC insured institutions from other sources of deposit. The total dollar amount of funds received pursuant to the provisions of this Section by a bank, savings bank, or savings and loan association, domiciled or having a branch in Louisiana, must be maintained by that financial institution.

* * *

AMENDMENT NO. 6

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

"The member shall, at the time such share account is established, give to the federal or state credit union an affidavit in authentic form stating the names of one or more beneficiaries. The credit union may conclusively rely on this affidavit for the disbursal of funds. Upon receiving a death certificate, the credit union may disburse funds to the named beneficiaries."

AMENDMENT NO. 7

On page 2, at the end of line 24, add the following:

"The depositor shall give to the association an affidavit in authentic form stating the names of one or more beneficiaries. The association may conclusively rely on this affidavit for the disbursal of funds. Upon receiving a death certificate, the association may disburse funds to the named beneficiaries."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Total - 0

ABSENT

Badon, A.	Guillory	Montoucet
Badon, B.	Katz	Peterson
Barras	Kleckley	White
Burns, H.	Lambert	Williams
Champagne	Leger	Wooton

Total - 15

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 802—

BY REPRESENTATIVE FANNIN

AN ACT

To repeal R.S. 22:2371, relative to state funds; to abolish the Insure Louisiana Incentive Program Fund; to provide for the transfer, dedication, use, and appropriation as specified of certain treasury funds; to provide for effective dates; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 802 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 14, between "Million" and "Dollars" insert "Nine Hundred Thousand"

AMENDMENT NO. 2

On page 7, between lines 8 and 9, insert the following:

"Section 8. The state treasurer is hereby authorized and directed to transfer from the state general fund for Fiscal Year 2008-2009 receipts of Four Million Nine Hundred Twenty-Nine Thousand Six Hundred Ten Dollars to be deposited in and credited to the Overcollections Fund.

Section 9. A. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Two Hundred Fifty-Nine Thousand Eight Hundred Fifty Dollars from the Municipal Fire and Police Civil Service Operating Fund to the Overcollections Fund.

B. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Million Seven Hundred Sixty-Three Thousand Fifty-Five Dollars from the Rural Development Fund to the Overcollections Fund.

C. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Hundred Thirty-One Thousand Eight Hundred Seventy Dollars from the Casino Gaming Proceeds Fund to the Overcollections Fund.

D. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Hundred Twenty-Three Thousand Two Hundred Ninety-One Dollars from the Underground Damages Prevention Fund to the Overcollections Fund.

E. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Two Million Nine Hundred Twelve Thousand Eight Hundred Eighty Dollars from the Louisiana Fire Marshal Fund to the Overcollections Fund.

F. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Six Hundred Twenty-Three Thousand One Hundred Forty-Four Dollars from the Louisiana Fire Safety and Property Protection Trust Fund to the Overcollections Fund.

G. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Four Hundred Thousand Sixty-Two Dollars from the Right to Know Fund to the Overcollections Fund.

H. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Thousand Six Hundred Seventy-Two Dollars from the Pet Overpopulation Fund to the Overcollections Fund.

I. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Three Hundred Nineteen Thousand Three Hundred Three Dollars from the Louisiana Manufactured Housing Commission Fund to the Overcollections Fund.

J. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Million Five Hundred Sixty-Eight Thousand Six Hundred Thirteen Dollars from the Insurance Fraud Investigation Fund to the Overcollections Fund.

K. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Two Hundred Fifty-Three Thousand Three Hundred Sixty-Two Dollars from the Louisiana Environmental Education Fund to the Overcollections Fund.

L. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Eighteen Million Dollars from the Mineral Resources Operation Fund to the Overcollections Fund.

M. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Million Dollars from the Oil and Gas Regulatory Fund to the Overcollections Fund.

N. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Thirty-Seven Thousand Nine Hundred Fifty-One Dollars from the Tobacco Regulation Enforcement Fund to the Overcollections Fund.

O. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Hundred Ninety-One Thousand Three Hundred Seventeen Dollars from the Lead Hazard Reduction Fund to the Overcollections Fund.

P. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Fifty Thousand Dollars from the Manufactured Home Tax Fairness Fund to the Overcollections Fund.

Q. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Three Million Three Hundred Sixty-Two Thousand Nine Hundred Thirty-Six Dollars from the Utility and Carrier Inspection and Supervision Fund to the Overcollections Fund.

R. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Two Hundred Fifteen Thousand Six Hundred Ten Dollars from the Telephonic Solicitation Relief Fund to the Overcollections Fund.

S. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Hundred Forty-Three Thousand Five Hundred Thirty-Eight Dollars from the Administrative Fund of the Department of Insurance to the Overcollections Fund.

T. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Twenty-Six Thousand Eight Hundred Fifteen Dollars from the Agricultural Products Processing Development Fund to the Overcollections Fund.

U. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Five Hundred Seven Thousand Three Hundred Sixty-Nine Dollars from the Department of Justice Debt Collection Fund to the Overcollections Fund.

V. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Five Thousand Four Hundred Seventy-Two Dollars from the General Aviation and Reliever Airport Maintenance Grant Program Fund to the Overcollections Fund.

W. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Two Thousand Eight Hundred Seventy-One Dollars from the Railroad Crossing Safety Fund to the Overcollections Fund.

X. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Four Thousand Three Hundred Seventy-Three Dollars from the School and District Accountability Rewards Fund to the Overcollections Fund.

Y. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Twenty-Nine Thousand Two Hundred Forty Dollars from the Teacher Educational Aid for Children Fund to the Overcollections Fund.

Z. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Two Hundred Twenty-Eight Thousand One Hundred One Dollars from the Variable Earnings Transaction Fund to the Overcollections Fund.

AA. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Two Hundred Two Thousand Eight Hundred Sixty-One Dollars from the Fraud Detection Fund to the Overcollections Fund.

BB. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer One Hundred Thousand Twenty-Six Dollars from the Vital Records Conversion Fund to the Overcollections Fund.

CC. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Five Million Thirty-Nine Thousand One Hundred Thirty-Eight Dollars from the Louisiana Health Care Redesign Fund to the Overcollections Fund.

DD. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Seven Hundred Nine Thousand Two Hundred Sixty-Six Dollars from the Compulsive and Problem Gaming Fund to the Overcollections Fund.

EE. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Three Hundred Thirty-Eight Thousand Six Hundred Ninety-Four Dollars from the Director of Workers' Compensation Revolving Fund to the Overcollections Fund.

FF. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Three Million One Hundred Ninety-Three Thousand Four Hundred Twelve Dollars from the Employment Security Administration Account to the Overcollections Fund.

GG. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Nine Hundred Fifty Thousand Dollars from the Incentive Fund to the Overcollections Fund.

Section 10. A. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Twenty-One Thousand Eight Hundred Twenty-Five Dollars from the Conservation Fund to the Louisiana Duck License Stamp and Print Fund.

B. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Sixty-Five Thousand Fourteen Dollars from the Conservation Fund to the Wildlife Habitat and Natural Heritage Fund.

C. Notwithstanding any provision of law to the contrary, the state treasurer is hereby authorized and directed to transfer Three Thousand Seven Hundred Forty-Three Dollars from the Conservation Fund to the Louisiana Wild Turkey Stamp Fund.

Section 11. All bridge loan funding extended to the Department of Education from the State Emergency Response Fund due no later than the end of the 2008-2009 fiscal year pursuant to Act No. 196 of the 2007 Regular Session of the Legislature is extended to the end of the 2009-2010 fiscal year."

AMENDMENT NO. 3

On page 7, line 9, change "Section 8. Sections 4, 5, and 6" to "Section 12. Sections 4, 5, 6, 8, 9, 10, 11, 12 and 13"

AMENDMENT NO. 4

On page 7, line 15, change "Section 9." to "Section 13."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Michot to Engrossed House Bill No. 802 by Representative Fannin

AMENDMENT NO. 1

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 1, line 5, change "Section 8." to "Section 7."

AMENDMENT NO. 2

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 1, line 9, change "Section 9." to "Section 8."

AMENDMENT NO. 3

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 3, line 35, change "Section 10." to "Section 9."

AMENDMENT NO. 4

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 3, line 45, change "Section 11." to "Section 10."

AMENDMENT NO. 5

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009, on page 3, after line 48, insert the following:

"Section 11.A. There is hereby established in the state treasury a special fund to be known as the "Higher Education Restoration Fund", hereinafter referred to as the "fund".

B. Out of the monies remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable, the treasurer in each fiscal year shall pay into the fund an amount equal to the total amount of additional revenue received by the state through the proceeds generated as a result of the passage of the Act which originated as House Bill No. 689 of the 2009 Regular Session of the Legislature.

C. The monies in the fund shall be appropriated by the legislature solely for the purpose of providing funding for higher education.

D. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in the next fiscal year in the same manner as allocated herein. Monies in the fund shall be invested in the same manner as the monies in the state general fund, and all interest earned on the investment of the monies in the fund shall be deposited into the state general fund.

Section 12. Notwithstanding the provisions of the Act which originated as Senate Bill No. 193 of the 2009 Regular Session of the Legislature, R.S. 22:2364, or R.S. 22:2371, the Insure Louisiana Incentive Program Fund shall not be abolished by the passage of the Act which originated as Senate Bill No. 193 or any other Act of the 2009 Regular Session of the Legislature and the unexpended and unencumbered balance in the Insure Louisiana Incentive Program Fund shall remain in the fund. The provisions of this Act shall supersede the provisions of that Act which originated as Senate Bill No. 193 of the 2009 Regular Session or any other Act enacted at the 2009 Regular Session concerning the Insure Louisiana Incentive Program.

Section 13. The state treasurer is hereby authorized and directed to transfer from the state general fund for fiscal year 2008-2009 receipts of One Hundred Eighteen Million Dollars to be deposited in and credited to the Higher Education Restoration Fund."

AMENDMENT NO. 6

Delete Senate Committee Amendments No. 3 and 4, proposed by the Senate Committee on Finance and adopted by the Senate on June 16, 2009

AMENDMENT NO. 7

On page 1, line 2, delete "repeal R.S. 22:2371," and insert "amend and reenact R.S. 39:94(C)(4),"

AMENDMENT NO. 8

On page 1, line 2, and change "abolish the Insure Louisiana Incentive" to "create the Rainy Day Fund;"

AMENDMENT NO. 9

On page 1, line 3, change "Program Fund;" to "to create the Higher Education Restoration Fund; to provide for the deposit, use, and investment of monies in the funds;"

AMENDMENT NO. 10

On page 1, delete lines 7 through 12, and insert the following:

"Section 1. A. There is hereby established in the state treasury a special fund to be known as the "Rainy Day Fund", hereinafter referred to as the "fund".

B. Upon consent by two-thirds of the elected members of each house of the legislature authorizing the Revenue Estimating

Conference to incorporate a portion, not to exceed one-third of the balance of the Budget Stabilization Fund, into the official forecast, the treasurer shall transfer into the fund the difference between the amount authorized to be appropriated, used, or withdrawn from the Budget Stabilization Fund and the amount actually appropriated from the Budget Stabilization Fund for fiscal year 2009-2010. The monies transferred to the fund shall be available for appropriation in a subsequent fiscal year.

C. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in a subsequent fiscal year. Monies in the fund shall be invested in the same manner as the monies in the state general fund, and all interest earned on the investment of the monies in the fund shall be deposited into the state general fund.

Section 2. R.S. 39:94(C)(4) is hereby amended and reenacted as follows:

§94. Budget Stabilization Fund

* * *

C. The money in the fund shall not be available for appropriation except under the following conditions:

* * *

(4)(a) No appropriation or deposit to the fund shall be made if such appropriation or deposit would cause the balance in the fund to exceed four percent of total state revenue receipts for the previous fiscal year. For the purposes of this Section, total state revenue receipts shall not include any monies received by the state from the Federal Emergency Management Administration or other federal sources providing disaster relief assistance.

(b) Notwithstanding any provision of this Section to the contrary, no appropriation or deposit to the fund shall be made in the same fiscal year as an appropriation, use or withdrawal is made from the fund or until such time as the official forecast exceeds the actual collections of state general fund (direct) revenue for fiscal year 2008.

AMENDMENT NO. 11

On page 6, delete lines 27 through 30

AMENDMENT NO. 12

On page 7, line 1, change "Section 7." to "Section 6."

AMENDMENT NO. 13

On page 7, line 9, change "Section 8. Sections 4, 5, and 6" to "Section 14. Sections 1, 2, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, and 15"

AMENDMENT NO. 14

On page 7, line 13, change "Sections 4, 5, and 6" to "Sections 1, 2, 4, 5, 7, 8, 9, 10, 11, 12, 13, 14, and 15"

AMENDMENT NO. 15

On page 7, line 15, change "Section 9. Sections 1, 2, 3, and 7" to "Section 15. Sections 3 and 6"

AMENDMENT NO. 16

On page 7, line 16, change "Sections 1, 2, 3, and" to "Sections 3 and 6"

AMENDMENT NO. 17

On page 7, at the beginning of line 17, delete "7"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

NAYS

Total - 0

ABSENT

Arnold	Guillory	Pearson
Badon, A.	Jackson M.	Peterson
Billiot	Jones, S.	Richmond
Burns, H.	Kleckley	Schroder
Connick	Lambert	White
Ernst	Leger	

Total - 17

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 813—
BY REPRESENTATIVE CONNICK
AN ACT

To amend and reenact R.S. 45:200.4, relative to motor vehicle liability policies; to increase the minimal automobile insurance policy limits for public carrier vehicles; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 813 by Representative Connick

AMENDMENT NO. 1

On page 1, line 8, delete "No" and insert the following:

"A. Except as provided in Subsection B of this Section, no No"

AMENDMENT NO. 2

On page 1, line 12, change "thirty-five" to "twenty-five"

AMENDMENT NO. 3

On page 1, line 15, change "seventy" to "fifty"

AMENDMENT NO. 4

On page 1, line 18, change "twenty-five" to "five"

AMENDMENT NO. 5

On page 1, below line 20, add the following:

"B. No such certificate shall be issued until the owner of the public carrier vehicle shall first have filed with the duly designated authority of a municipality having a population in excess of fifty thousand or a parish having a population in excess of one hundred and twenty-five thousand in which such operation is permitted, a policy of liability insurance issued by an insurance company authorized to do business in this state. Said insurance policy shall provide for payment of a sum not less than twenty-five thousand dollars to satisfy all claims for damages by reason of bodily injury to, or death of, any one person resulting from any one accident, and, subject to said limit for one person, for payment of a sum not less than fifty thousand dollars to satisfy all claims for damages by reason of bodily injury to, or death of, two or more persons, resulting from any one accident, and for payment of a sum not less than twenty-five thousand dollars to satisfy all claims for damage to property resulting from any one accident, by reason of the ownership, operation, maintenance or use of such vehicle upon any street.

Section 2. The provisions of this Act shall become effective on July 1, 2010 and shall apply to policies issued or renewed on or after July 1, 2010."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guinn	Pearson
Baldone	Hardy	Perry
Barras	Harrison	Ponti
Billiot	Hazel	Pope
Brossett	Henderson	Pugh
Burford	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Richmond

Carmody	Honey	Ritchie
Carter	Howard	Robideaux
Champagne	Hutter	Roy
Chandler	Jackson G.	Schroder
Chaney	Johnson	Smiley
Cortez	Jones, R.	Smith, G.
Danahay	Jones, S.	Smith, J.
Dixon	Katz	St. Germain
Doerge	LaBruzzo	Stiaes
Dove	LaFonta	Talbot
Downs	Landry	Templet
Edwards	LeBas	Thibaut
Ellington	Ligi	Waddell
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton
Total - 87		

NAYS

Barrow	Jackson M.	Smith, P.
Total - 3		

ABSENT

Arnold	Guillory	Morris
Badon, B.	Henry	Peterson
Burns, H.	Kleckley	Simon
Connick	Lambert	White
Cromer	Leger	
Total - 14		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 98—
BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 56:499.1(A), relative to use of trawls and skimmer nets in the Calcasieu Lake area; to prohibit the use of trawls at night in certain portions of the Calcasieu Lake basin; to prohibit the use of skimmer nets at night on Calcasieu Lake; to authorize the use of skimmer nets at night in specified portions of Cameron Parish west of Calcasieu Lake; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 98 by Representative Danahay

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S. 56:322.2 (D)(2) and (G) and 499.1(A), relative to the use of certain trawls and nets in certain water bodies; to allow for the use of shad gill nets in certain water bodies;"

AMENDMENT NO. 2

On page 1, line 3, delete "Calcasieu Lake area;"

AMENDMENT NO. 3

On page 1, line 8, delete "R.S. 56:499.1(A) is" and insert "R.S. 56:322.2(D)(2) and (G) and 499.1(A) are"

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AMENDMENT NO. 4

On page 1, between lines 8 and 9 insert:

"§322.2. Shad gill nets; commercial harvest of shad and skipjack herring

D. * * *

(2) In Lake Palourde, and Lake Verret, and in water bodies in Iberville Parish, shad and skipjack may be taken after sunset and before sunrise during open season. In addition, in Pat's Bay in Iberville Parish from November 1, 2008, through June 31, 2010, shad and skipjack may be taken after sunset and before sunrise during the open season.

* * *

G. A shad gill net may be fished only in Lake Verret, Lake Palourde, or Lac Des Allemands, or in water bodies in Iberville Parish and is specifically not authorized in the streams, bayous, canals, and other water bodies connected with these lakes or water bodies.

* * *"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 4, including Mr. Speaker, Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, T., Burrell, Carmody, Carter, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Ernst, Fannin, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Jackson M., Johnson, Jones, R., Katz, LaBruzzo, LaFonta, Lambert, Landry, LeBas, Leger, Ligi, Little, McVea, Mills, Monica, Montoucet, Norton, Nowlin, Pearson, Perry, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Roy, Schroder, Simon, Smith, G., Smith, P., St. Germain, Stiaes, Talbot, Templet, Thibaut, Waddell, White, Williams, Willmott, Wooton.

Total - 93

NAYS

Total - 0

ABSENT

Table listing names of representatives who were absent: Burns, H., Champagne, Guillory, Jones, S., Kleckley, Lopinto, Morris, Peterson, Robideaux, Smiley, Smith, J. Total - 11

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Acting Speaker Greene in the Chair

HOUSE BILL NO. 193— BY REPRESENTATIVE CHANEY AN ACT

To amend and reenact R.S. 17:191 through 197, 198, and 199, relative to school nutrition programs; to provide for rules and regulations relative to such programs; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 193 by Representative Chaney

AMENDMENT NO. 1

On page 3, line 4, change "congress" to "Congress"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 1, including Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Barras, Barrow, Billiot, Brossett, Burford, Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Dove, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Jackson M., Johnson, Jones, R., Katz, LaBruzzo, LaFonta, Lambert, McVea, Mills, Monica, Montoucet, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Roy, Schroder, Simon, Smith, G., Smith, P., St. Germain, Stiaes, Talbot, Templet, Thibaut.

Downs	Landry	Waddell
Edwards	LeBas	White
Ellington	Leger	Williams
Ernst	Ligi	Willmott
Fannin	Little	Wooton
Total - 93		

NAYS

Total - 0

ABSENT

Mr. Speaker	Jones, S.	Robideaux
Baldone	Kleckley	Smiley
Burns, H.	Lopinto	Smith, J.
Hill	Morris	
Total - 11		

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

HOUSE BILL NO. 319—
BY REPRESENTATIVE WILLMOTT
AN ACT

To enact R.S. 17:81(Q) and 3996(B)(21), relative to instruction to students in public secondary schools concerning the state's safe haven relinquishments law; to provide applicability; to provide guidelines for such instruction; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 319 by Representative Willmott

AMENDMENT NO. 1

On page 1, line 2, between "To" and "enact" insert "amend and reenact Children's Code Article 1150(2) and to"

AMENDMENT NO. 2

On page 1, line 2, between "relative to" and "instruction" insert "the safe haven relinquishments law; to provide relative to the definition of designated emergency care facility; to add certain child-placing agencies to the list of designated emergency care facilities to which a parent may relinquish an infant; to provide relative to"

AMENDMENT NO. 3

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

"Section 1. Children's Code Article 1150(2) is hereby amended and reenacted to read as follows:

Art. 1150. Definitions

As used in this Chapter:

* * *

(2) "Designated emergency care facility" means any hospital licensed in the state of Louisiana, any public health unit, any emergency medical service provider, any medical clinic, any fire station, any police station, any pregnancy crisis center, ~~or~~ any child advocacy center, or any child-placing agency as defined in R.S. 46:1403(2).

* * *

AMENDMENT NO. 4

On page 1, line 7, change "Section 1." to "Section 2."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Engrossed House Bill No. 319 by Representative Willmott

AMENDMENT NO. 1

In Amendment No. 3 proposed by the Senate Committee on Education and adopted by the Senate on June 16, 2009, on page 1, line 19, after "advocacy center" delete the remainder of the line

AMENDMENT NO. 2

In Amendment No. 3 proposed by the Senate Committee on Education and adopted by the Senate on June 16, 2009, on page 1, delete line 20 in its entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Mr. Speaker	Jones, S.	Morris
Burns, H.	Kleckley	Smiley

Cromer Lopinto Smith, J.
 Fannin Montoucet
 Total - 11

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

HOUSE BILL NO. 402—
 BY REPRESENTATIVE TIM BURNS
 AN ACT

To amend and reenact Sections 1(A), 2(C), and 4(3) of Act No. 164 of the 1984 Regular Session of the Legislature and to enact Sections 2(G) and 4.1 of Act No. 164 of the 1984 Regular Session of the Legislature, relative to the Municipal Police Employees Civil Service in the city of Mandeville; to provide that the position of chief of police shall not be in the classified service; to provide relative to the right of selection, appointment, supervision, and discharge for such position; to provide relative to the Municipal Police Employees Civil Service Board; to provide relative to the appointment, terms, and duties and responsibilities of board members; to provide relative to the political activities of board members and certain employees of the city; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 402 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 4, after "Legislature" delete the comma and insert "and R.S. 33:2481.3, relative to the municipal police civil service; to provide"

AMENDMENT NO. 2

On page 1, at the beginning of line 6, insert "in the cities of Mandeville and Houma"

AMENDMENT NO. 3

On page 1, line 7, delete "position" and insert "positions; to provide relative to qualifications, and resignation from and return to classified service"

AMENDMENT NO. 4

On page 4, between lines 11 and 12, insert "Section 2. R.S. 33:2481.3 is hereby enacted to read as follows:

§2481.3. Police chief; city of Houma; unclassified service

A. Notwithstanding any provision of law to the contrary, the position of chief of police for the city of Houma is in the unclassified service, and the right of selection, appointment, supervision, and discharge for such position is vested in the president of the parish of Terrebonne. The chief of police shall have not less than five years of full time law enforcement experience and shall have successfully completed a certified training program approved by the Council on Peace Officers Standards and Training. The appointment of the chief of police shall be subject to the approval of the parish governing authority. Any person appointed to the position of chief of police shall meet all qualifications and requirements as provided in the parish compensation plan in effect at the time of his appointment.

B. Any person who resigns from a position in the classified service to be appointed chief of police shall not forfeit his seniority accumulated to the date of his resignation, but he shall not accumulate seniority during the time he is not in the classified service. If any such person resigns from the position of chief of police or is terminated for any reason other than malfeasance in office, he shall be eligible to be reemployed to the same position in the classified service in which he was employed immediately preceding his resignation from the classified service. If the position has been filled or no longer exists, then his former employer shall employ him to a comparable position.

C. The provisions of this Section shall be null and void on July 1, 2012."

AMENDMENT NO. 5

On page 4, line 12, change "Section 2." to "Section 3."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Downs	McVea
Anders	Edwards	Mills
Arnes	Ellington	Monica
Arnold	Ernst	Norton
Aubert	Fannin	Pearson
Badon, A.	Foil	Perry
Badon, B.	Franklin	Peterson
Baldone	Geymann	Ponti
Barras	Gisclair	Pugh
Barrow	Greene	Richard
Billiot	Guillory	Richardson
Brossett	Hardy	Ritchie
Burford	Harrison	Robideaux
Burns, T.	Hazel	Roy
Burrell	Hines	Schroder
Carmody	Hoffmann	Simon
Carter	Hutter	Smith, G.
Champagne	Jackson M.	Smith, P.
Chandler	Katz	St. Germain
Chaney	Kleckley	Stiaes
Connick	LaBruzzo	Talbot
Cortez	LaFonta	Thibaut
Cromer	Landry	Waddell
Danahay	Leger	White
Dixon	Ligi	Willmott
Doerge	Little	Wooton
Dove	Lopinto	
Total - 80		

NAYS

Hill	Johnson	Pope
Honey	Jones, S.	
Total - 5		

ABSENT

Mr. Speaker	Jackson G.	Richmond
Burns, H.	Jones, R.	Smiley
Gallot	Lambert	Smith, J.
Guinn	LeBas	Templet
Henderson	Montoucet	Williams
Henry	Morris	
Howard	Nowlin	
Total - 19		

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

HOUSE BILL NO. 421—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 11:1481(1)(a)(iii)(aa), relative to the Louisiana Assessors' Retirement Fund; to provide relative to required remittances due the fund; to provide relative to collection procedures for such required remittances; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Retirement to Engrossed House Bill No. 421 by Representative Doerge

AMENDMENT NO. 1

On page 2, line 2, after "amount" delete the remainder of the line and insert "to be determined by the board"

AMENDMENT NO. 2

On page 2, line 5, delete "which" and on line 6, delete "amount shall be determined by the board"

AMENDMENT NO. 3

On page 2, delete lines 15 and 16 in their entirety.

AMENDMENT NO. 4

On page 2, line 17, change "3" to "2"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Ernst	Lopinto
Anders	Fannin	Mills
Armes	Foil	Monica
Arnold	Franklin	Norton
Aubert	Gallot	Nowlin
Badon, A.	Geymann	Pearson
Badon, B.	Gisclair	Perry
Baldone	Greene	Peterson
Barras	Guillory	Ponti
Barrow	Hardy	Pope
Billiot	Hazel	Pugh
Brossett	Henderson	Richard
Burford	Hill	Richardson
Burns, T.	Hines	Richmond
Burrell	Hoffmann	Ritchie
Carmody	Honey	Robideaux
Carter	Hutter	Roy
Champagne	Jackson G.	Schroder
Chandler	Jackson M.	Simon
Chaney	Johnson	Smith, G.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain

Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templett
Doerge	Landry	Thibaut
Dove	LeBas	Waddell
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott

Total - 90

NAYS

Total - 0

ABSENT

Mr. Speaker	Howard	Morris
Burns, H.	Jones, R.	Smiley
Guinn	Lambert	Smith, J.
Harrison	McVea	Wooton
Henry	Montoucet	

Total - 14

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

HOUSE BILL NO. 425—
BY REPRESENTATIVE DOERGE
AN ACT

To amend and reenact R.S. 47:302.15, 322.47, and 332.53, relative to special treasury funds created for disposition of certain state sales taxes on hotel occupancy in Webster Parish; to provide for the use and deposit of monies into the Webster Parish Convention and Visitors Commission Fund; to change the name of the Webster Parish Convention and Visitors Bureau Fund to the Webster Parish Convention and Visitors Commission Fund; to provide for the use, deposit, and transfers of monies in the Webster Parish Convention and Visitors Bureau Fund; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 425 by Representative Doerge

AMENDMENT NO. 1

On page 2, line 2, change "shall pay" to "shall pay, subject to an annual appropriation by the legislature."

AMENDMENT NO. 2

On page 2, line 20, change "shall pay" to "shall pay, subject to an annual appropriation by the legislature."

AMENDMENT NO. 3

On page 3, line 1, change "shall pay" to "shall pay, subject to an annual appropriation by the legislature."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed House Bill No. 425 by Representative Doerge

AMENDMENT NO. 1

Delete Senate Committee Amendments Nos. 1 through 3 proposed by the Senate Committee on Finance and adopted by the Senate on June 15, 2009.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Ernst, Fannin, Foil, Franklin, Gallot, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Hill, Hines, Hoffmann, Honey, Hutter, Jackson G., Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, LaFonta, Landry, LeBas, Leger, Ligi, Little, Lopinto, McVea, Mills, Monica, Montoucet, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Smith, G., Smith, P., St. Germain, Stiaes, Talbot, Templet, Thibaut, Waddell, Williams, Willmott.

Total - 92

NAYS

Total - 0

ABSENT

Table listing names of representatives who were absent: Mr. Speaker, Burns, H., Henry, Howard, Lambert, Morris, Pope, Simon, Smiley, Smith, J., White, Wooton.

Total - 12

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

HOUSE BILL NO. 478— BY REPRESENTATIVE HARRISON AN ACT

To amend and reenact R.S. 10:9-309(1), 311(b), 501(a)(3), 515(i), and 516(a)(3), and R.S. 34:851.20(M)(1) and (3), 852.1, 852.2(2), (3), and (7) through (17), 852.3(A), 852.4(A) and (B)(2), (3), and (6), 852.5, 852.6, 852.7(A)(4) and (B), 852.8, 852.10, 852.11(B) and (C), 852.12, 852.14(A) and (C), 852.15, 852.16(A), (D) through (H), and (I)(1) and (3), 852.17, and 852.20 and to enact R.S. 10:9-504(5) and R.S. 34:851.20(M)(4) and (5), 852.2(18), and 852.23, relative to titling; to provide for titling and registering of certain vessels and outboard motors; and to provide for perfection of security interests in certain motors; to provide for effectiveness of certain financing statements; to provide for definitions; to provide for certificates of title; to provide for form and content of application for title

and certificate of title; to provide for duplicate titles; to provide for exemptions; to provide for manufacturers and dealers; to provide for transfer of and interest in outboard motors; to provide for liens; to provide for rules and regulations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 478 by Representative Harrison

AMENDMENT NO. 1

On page 4, line 12, change "titling" to "title"

AMENDMENT NO. 2

On page 4, line 14, after "accident" delete the comma and insert a semicolon, and before "a homemade" insert "a vessel as defined in R.S. 34:852.2(17) that is"

AMENDMENT NO. 3

On page 5, line 8, after "registration" and before the period, insert "or title"

AMENDMENT NO. 4

On page 7, line 25, delete "vessel" and insert "vessel following"

AMENDMENT NO. 5

On page 10, line 28, delete "application" and insert "description"

AMENDMENT NO. 6

On page 15, delete line 10, and insert:

"Section 3. The Department of Wildlife and Fisheries shall undertake procedures for the implementation of Sections 1 and 2 of this Act prior to their effective date, including the development and promulgation of rules and regulations in accordance with the Administrative Procedure Act.

Section 4. Sections 1 and 2 of this Act, except the provisions of R.S. 34:852.23, shall become effective on January 1, 2011.

Section 5. The provisions of R.S. 34:852.23 shall become effective on July 1, 2009."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS': Abramson, Anders, Armes, Arnold, Aubert, Badon, A., Badon, B., Ellington, Ernst, Fannin, Foil, Franklin, Gallot, Geymann, Lopinto, McVea, Mills, Monica, Norton, Nowlin, Pearson.

Baldone	Gisclair	Perry
Barras	Hardy	Ponti
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burrell	Honey	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	Smith, P.
Connick	Katz	St. Germain
Cortez	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Thibaut
Doerge	LeBas	Waddell
Dove	Leger	Williams
Downs	Ligi	Willmott
Edwards	Little	

Total - 83

NAYS

Greene	Guinn	Templet
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Total - 3

ABSENT

Mr. Speaker	Howard	Peterson
Burns, T.	Jones, S.	Pope
Cromer	Lambert	Simon
Guillory	Landry	Smiley
Henry	Montoucet	White
Hill	Morris	Wooton

Total - 18

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

HOUSE BILL NO. 500—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R. S. 38:291(U)(1) and 329(J)(introductory paragraph) and to repeal R.S. 38:329(H), relative to the Terrebonne Levee and Conservation District, to provide for millages collected in Terrebonne Parish; to revert certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; to repeal certain required distribution amounts; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 500 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 20, delete "That these lands" and insert "The land, including mineral rights."

AMENDMENT NO. 2

On page 2, line 2, delete "revert back" and insert "be transferred"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 500 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 2, delete "and 329(J)(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 3, between "(H)" and the comma "," insert "and (J)"

AMENDMENT NO. 3

On page 1, line 12, change "and 329(J)(introductory paragraph) are" to "is"

AMENDMENT NO. 4

On page 2, delete lines 5 through 12.

AMENDMENT NO. 5

On page 2, line 13, change "is" to "and (J) are"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

NAYS

Total - 0

ABSENT

Mr. Speaker	Howard	Pope
Anders	Landry	Robideaux
Burns, H.	McVea	Simon

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Cromer
Dove
Ellington
Total - 17

Mills
Morris
Ponti

Smiley
Wooton

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

HOUSE BILL NO. 531— BY REPRESENTATIVES HENRY AND LABRUZZO AN ACT

To enact R.S. 17:236.3, relative to the eligibility of students in state-approved home study programs to participate in interscholastic athletics in public elementary and secondary schools; to provide applicability; to provide guidelines and conditions for participation; to provide limitations; to provide effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 531 by Representative Henry

AMENDMENT NO. 1

On page 1, line 5, between "effectiveness;" and "to" insert "to provide for exemptions;"

AMENDMENT NO. 2

On page 1, at the end of line 9, delete "and" and at the beginning of line 10, delete "certain nonpublic"

AMENDMENT NO. 3

On page 1, line 16, after "schools" delete the remainder of the line and at the beginning of line 17, delete "Louisiana High School Athletic Association"

AMENDMENT NO. 4

On page 2, line 4, between "a" and "school" insert "public"

AMENDMENT NO. 5

On page 2, at the end of line 6, insert "Each student shall provide the school with documentation of the legal residence of his parent or other legal guardian to support such student's eligibility to otherwise attend the school."

AMENDMENT NO. 6

On page 2, at the end of line 25, change "student at the school" to "public school student"

AMENDMENT NO. 7

On page 3, at the beginning of line 7, change "student at the school" to "public school student"

AMENDMENT NO. 8

On page 3, line 10, between "at" and "school" change "that" to "the public"

AMENDMENT NO. 9

On page 3, line 11, between "to" and "relative" change "students at the school" to "public school students"

AMENDMENT NO. 10

On page 4, between lines 4 and 5, insert the following:

"E. The provisions of this Section shall not apply to the following city, parish, or other local public school systems:

- (1) City of Baker School System.
- (2) Central Community School System.
- (3) East Baton Rouge Parish.
- (4) Livingston Parish.
- (5) Zachary Community School System."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Donahue to Reengrossed House Bill No. 531 by Representative Henry

AMENDMENT NO. 1

On page 4, line 1, after "or" delete the remainder of the line and insert the following:

"who is eligible to participate in the activity in a state-approved nonpublic school only if, in the sole discretion of the state-approved nonpublic school, the state-approved nonpublic school adopts standards and procedures substantially similar to those provided in this Section."

AMENDMENT NO. 2

On page 4, delete lines 2 through 4

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Reengrossed House Bill No. 531 by Representative Henry

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Education and adopted by the Senate Education Committee on June 16, 2009, on page 1, after line 33, insert the following:

- "(6) Acadia
- (7) Calcasieu
- (8) Jefferson Davis
- (9) Cameron."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator N. Gautreaux to Reengrossed House Bill No. 531 by Representative Henry

AMENDMENT NO. 1

On page 4, between lines 4 and 5, insert the following:

"E.(1) It shall be unlawful for the parent or legal guardian of a home study student participating in an interscholastic athletic activity at a public school to falsely represent the student's grade in any course of study or the student's cumulative grade point average for the purpose of enabling such student to meet the academic eligibility requirements for participation as established by either the school or the Louisiana High School Athletic Association.

(2) Any student for whom a falsely represented grade or cumulative grade point average are submitted for the purpose of meeting established academic eligibility requirements for participation shall be ruled ineligible to participate in accordance with Louisiana High School Athletic Association policies and the Board of Elementary and Secondary Education shall revoke approval for whatever home study program the student participates in for the time period established by the board in accordance with rules promulgated in accordance with the Administrative Procedure Act.

(3) A school determined to be knowledgeable of any false representation of a student's grade or cumulative grade point average for purposes of meeting academic eligibility requirements for participation shall be subject to any penalties imposed by the Louisiana High School Athletic Association for schools who allow an ineligible player to participate in an athletic activity."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator B. Gautreaux to Reengrossed House Bill No. 531 by Representative Henry

AMENDMENT NO. 2

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Education and adopted by the Senate on June 16, 2009, after line 33 add the following:

"(6) St. Mary Parish."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Reengrossed House Bill No. 531 by Representative Henry

AMENDMENT NO. 1

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Education and adopted by the Senate on June 16, 2009, delete lines 29 and 33

AMENDMENT NO. 2

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Education and adopted by the Senate on June 16, 2009, at the beginning of line 30 change "(2)" to "(1)"

AMENDMENT NO. 3

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Education and adopted by the Senate on June 16, 2009, at the beginning of line 31 change "(3)" to "(2)"

AMENDMENT NO. 4

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Education and adopted by the Senate on June 16, 2009, at the beginning of line 32 change "(4)" to "(3)"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Reengrossed House Bill No. 531 by Representative Henry

AMENDMENT NO. 1

In Senate Committee amendments proposed by Senate Committee on Education and adopted by the Senate on June 16, 2009, in Senate Committee amendment No.10, on page 1, delete line 32 and on line 33, change "(5)" to "(4)"

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

As a substitute motion, Rep. Patricia Smith moved to lay the subject matter on the table.

Rep. Henry objected.

The vote recurred on the substitute motion.

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

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Hardy	Peterson
Aubert	Hill	Ritchie
Badon, A.	Honey	Roy
Badon, B.	Jackson G.	Smith, J.
Barrow	Jackson M.	Smith, P.
Brossett	Johnson	St. Germain
Burns, H.	Jones, R.	Stiaes
Burrell	Jones, S.	Waddell
Doerge	LaFonta	Williams
Edwards	Landry	
Gallot	Norton	
Total - 31		

NAYS

Mr. Speaker	Fannin	Ligi
Abramson	Geymann	Little
Arnold	Gisclair	Lopinto
Baldone	Greene	McVea
Barras	Guillory	Mills
Billiot	Guinn	Monica
Burford	Hazel	Morris
Burns, T.	Henderson	Nowlin
Carmody	Henry	Perry
Champagne	Hines	Richard
Chandler	Hoffmann	Richardson
Chaney	Howard	Richmond
Connick	Hutter	Robideaux
Cortez	Katz	Smith, G.
Danahay	Kleckley	Templet
Dixon	LaBruzzo	Thibaut
Dove	Lambert	White
Downs	LeBas	Willmott
Ellington	Leger	Wooton
Total - 57		

ABSENT

Anders	Harrison	Schroder
Carter	Montoucet	Simon
Cromer	Pearson	Smiley
Ernst	Ponti	Talbot
Foil	Pope	
Franklin	Pugh	
Total - 16		

The House refused to lay the subject matter on the table.

Rep. Henry insisted on his motion that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

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YEAS

Mr. Speaker	Gisclair	Little
Abramson	Greene	Lopinto
Arnold	Guillory	McVea
Badon, B.	Guinn	Mills
Baldone	Hardy	Monica
Barras	Harrison	Morris
Billiot	Hazel	Nowlin
Brossett	Henderson	Pearson
Burford	Henry	Perry
Burns, T.	Hines	Richard
Carmody	Hoffmann	Richardson
Champagne	Hutter	Richmond
Chandler	Jackson G.	Ritchie
Chaney	Jackson M.	Robideaux
Connick	Johnson	Roy
Cortez	Jones, R.	Schroder
Danahay	Katz	Smith, G.
Dixon	Kleckley	Talbot
Dove	LaBruzzo	Templett
Downs	LaFonta	Thibaut
Edwards	Lambert	White
Ellington	LeBas	Williams
Fannin	Leger	Willmott
Geymann	Ligi	Wooton
Total - 72		

NAYS

Armes	Gallot	Peterson
Aubert	Hill	Smith, J.
Badon, A.	Honey	Smith, P.
Barrow	Howard	St. Germain
Burns, H.	Landry	Stiaes
Doerge	Norton	Waddell
Total - 18		

ABSENT

Anders	Foil	Pope
Burrell	Franklin	Pugh
Carter	Jones, S.	Simon
Cromer	Montoucet	Smiley
Ernst	Ponti	
Total - 14		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 542—
BY REPRESENTATIVE LABRUZZO
AN ACT

To enact R.S. 56:642(C), relative to certain commercial licenses and permits issued by the Department of Wildlife and Fisheries; to provide for payment methods; to provide for rules and regulations; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 542 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 10, after "credit" insert "or debit"

AMENDMENT NO. 2

On page 1, line 12, after "credit" insert "or debit"

AMENDMENT NO. 3

On page 1, at the end of line 12, insert "No fee shall be charged to the purchaser by the department for payment by money order, cashier's check, or cash."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 542 by Representative LaBruzzo

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 3 proposed by the Senate Committee on Natural Resources and adopted by the Senate on June 16, 2009.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Monica
Abramson	Greene	Montoucet
Anders	Guillory	Morris
Armes	Guinn	Norton
Arnold	Hardy	Nowlin
Aubert	Harrison	Pearson
Badon, A.	Hazel	Perry
Badon, B.	Henry	Peterson
Baldone	Hill	Pope
Barras	Hines	Pugh
Barrow	Hoffmann	Richard
Billiot	Honey	Richardson
Brossett	Howard	Richmond
Burford	Hutter	Ritchie
Burns, T.	Jackson G.	Robideaux
Burrell	Johnson	Roy
Carmody	Jones, R.	Schroder
Champagne	Jones, S.	Simon
Chandler	Katz	Smith, G.
Chaney	Kleckley	Smith, J.
Connick	LaBruzzo	St. Germain
Cortez	LaFonta	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templett
Doerge	LeBas	Thibaut
Dove	Leger	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Franklin	McVea	Wooton
Geymann	Mills	
Total - 92		

NAYS

Total - 0

ABSENT

Burns, H.	Fannin	Jackson M.
Carter	Foil	Ponti
Cromer	Gallot	Smiley
Ernst	Henderson	Smith, P.
Total - 12		

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

HOUSE BILL NO. 587—
BY REPRESENTATIVES HARRISON AND BALDONE
AN ACT

To amend and reenact R.S. 56:424.1(A) and 433.1(A) and (B), and to enact R.S. 56:433.2, relative to the Oyster Seed Ground Vessel Permit; to repeal the requirements which must be met to qualify for the permit; to provide penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 587 by Representative Harrison

AMENDMENT NO. 1

On page 1, line 2, delete "and to enact R.S. 56:433.2,"

AMENDMENT NO. 2

On page 1, line 3, change "repeal" to "provide relative to"

AMENDMENT NO. 3

On page 1, line 8, delete "and R.S. 56:433.2 is hereby enacted"

AMENDMENT NO. 4

On page 3, delete lines 20 through 29

AMENDMENT NO. 5

On page 4, delete lines 1 through 13

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 587 by Representative Harrison

AMENDMENT NO. 1

On page 2, line 24, following "shall" and before "for" change "only be eligible for a permit" to "be eligible for a permit only"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Mills
Abramson	Greene	Monica
Anders	Guillory	Montoucet
Armes	Guinn	Morris
Arnold	Hardy	Norton
Aubert	Harrison	Nowlin
Badon, A.	Hazel	Pearson
Badon, B.	Henderson	Perry
Baldone	Henry	Peterson
Barras	Hill	Pope
Barrow	Hines	Pugh
Billiot	Hoffmann	Richard
Brossett	Honey	Richardson
Burford	Howard	Richmond

Burns, T.	Hutter	Ritchie
Burrell	Jackson G.	Robideaux
Carmody	Jackson M.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	Waddell
Edwards	Leger	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Franklin	Lopinto	Wooton
Geymann	McVea	

Total - 95

NAYS

Total - 0

ABSENT

Burns, H.	Ernst	Ponti
Carter	Foil	Simon
Cromer	Gallot	Smiley
Total - 9		

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

HOUSE BILL NO. 590—
BY REPRESENTATIVES BARROW AND PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:238, relative to the placement in school and education of certain children; to require the governing authority of each public elementary and secondary school to enact a policy ensuring that children in foster care may remain enrolled in certain schools; to require that such governing authorities and the Department of Social Services provide transportation to and from school for certain children in foster care under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 590 by Representative Barrow

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 17:238" and the comma "," insert "and to enact Part III of Chapter 7 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:1915"

AMENDMENT NO. 2

On page 1, line 7, between "circumstances;" and "to" insert "to provide for the authorization of the state to join and ratify the Interstate Compact on Educational Opportunity for Military Children;"

AMENDMENT NO. 3

On page 1, line 10, between "reenacted" and "to" insert "and Part III of Chapter 17 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:1915 is hereby enacted"

AMENDMENT NO. 4

On page 2, between lines 20 and 21, insert the following:

* * *

PART III. INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN

§1915. Ratification; text of compact

The action of the governor of this state in entering into a compact on behalf of the State of Louisiana with the states joining therein for cooperative efforts for ensuring educational opportunity and access for children of military families is hereby authorized and ratified, which compact is substantially as follows:

INTERSTATE COMPACT ON EDUCATIONAL OPPORTUNITY FOR MILITARY CHILDREN

ARTICLE I
PURPOSE

It is the purpose of this compact to remove barriers to educational success imposed on children of military families because of frequent moves and deployment of their parents by:

A. Facilitating the timely enrollment of children of military families and ensuring that they are not placed at a disadvantage due to difficulty in the transfer of education records from the previous school district(s) or variations in entrance/age requirements.

B. Facilitating the student placement process through which children of military families are not disadvantaged by variations in attendance requirements, scheduling, sequencing, grading, course content or assessment.

C. Facilitating the qualification and eligibility for enrollment, educational programs, and participation in extracurricular academic, athletic, and social activities.

D. Facilitating the on-time graduation of children of military families.

E. Providing for the promulgation and enforcement of administrative rules implementing the provisions of this compact.

F. Providing for the uniform collection and sharing of information between and among member states, schools and military families under this compact.

G. Promoting coordination between this compact and other compacts affecting military children.

H. Promoting flexibility and cooperation between the educational system, parents and the student in order to achieve educational success for the student.

ARTICLE II
DEFINITIONS

As used in this compact, unless the context clearly requires a different construction:

A. "Active duty" means full-time duty status in the active uniformed service of the United States, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. Section 1209 and 1211.

B. "Children of military families" means a school-aged child, enrolled in Kindergarten through Twelfth (12th) grade, in the household of an active duty member.

C. "Compact commissioner" means the voting representative of each compacting state appointed pursuant to Article VIII of this compact.

D. "Deployment" means the period one (1) month prior to the service members' departure from their home station on military orders though six (6) months after return to their home station.

E. "Educational records" means those official records, files, and data directly related to a student and maintained by the school or local education agency, including but not limited to records encompassing all the material kept in the student's cumulative folder such as general identifying data, records of attendance and of academic work completed, records of achievement and results of evaluative tests, health data, disciplinary status, test protocols, and individualized education programs.

F. "Extracurricular activities" means a voluntary activity sponsored by the school or local education agency or an organization sanctioned by the local education agency. Extracurricular activities include, but are not limited to, preparation for and involvement in public performances, contests, athletic competitions, demonstrations, displays, and club activities.

G. "Interstate Commission on Educational Opportunity for Military Children" means the commission that is created under Article IX of this compact, which is generally referred to as Interstate Commission.

H. "Local education agency" means a public authority legally constituted by the state as an administrative agency to provide control of and direction for Kindergarten through Twelfth (12th) grade public educational institutions.

I. "Member state" means a state that has enacted this compact.

J. "Military installation" means a base, camp, post, station, yard, center, homework facility for any ship, or other activity under the jurisdiction of the Department of Defense, including any leased facility, which is located within any of the several States, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, Guam, American Samoa, the Northern Marianas Islands and any other U.S. Territory. Such term does not include any facility used primarily for civil works, rivers and harbors projects, or flood control projects.

K. "Non-member state" means a state that has not enacted this compact.

L. "Receiving state" means the state to which a child of a military family is sent, brought, or caused to be sent or brought.

M. "Rule" means a written statement by the Interstate Commission promulgated pursuant to Article XII of this compact that is of general applicability, implements, interprets or prescribes a policy or provision of the Compact, or an organizational, procedural, or practice requirement of the Interstate Commission, and has the force and effect of statutory law in a member state, and includes the amendment, repeal, or suspension of an existing rule.

N. "Sending state" means the state from which a child of a military family is sent, brought, or caused to be sent or brought.

O. "State" means a state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, the U.S. Virgin Islands, Guam, American Samoa, the Northern Marianas Islands and any other U.S. Territory.

P. "Student" means the child of a military family for whom the local education agency receives public funding and who is formally enrolled in Kindergarten through Twelfth (12th) grade.

Q. "Transition" means (1) the formal and physical process of transferring from school to school or (2) the period of time in which a student moves from one school in the sending state to another school in the receiving state.

R. "Uniformed service" means the Army, Navy, Air Force, Marine Corps, Coast Guard as well as the Commissioned Corps of the National Oceanic and Atmospheric Administration, and Public Health Services.

S. "Veteran" means a person who served in the uniformed services and who was discharged or released there from under conditions other than dishonorable.

ARTICLE III APPLICABILITY

A. Except as otherwise provided in Section B, this compact shall apply to the children of:

1. Active duty members of the uniformed services as defined in this compact, including members of the National Guard and Reserve on active duty orders pursuant to 10 U.S.C. Section 1209 and 1211.

2. Members or veterans of the uniformed services who are severely injured and medically discharged or retired for a period of one (1) year after medical discharge or retirement.

3. Members of the uniformed services who die on active duty or as a result of injuries sustained on active duty for a period of one (1) year after death.

B. The provisions of this interstate compact shall only apply to local education agencies as defined in this compact.

C. The provisions of this compact shall not apply to the children of:

1. Inactive members of the national guard and military reserves.

2. Members of the uniformed services now retired, except as provided in Section A.

3. Veterans of the uniformed services, except as provided in Section A.

4. Other U.S. Department of Defense personnel and other federal agency civilian and contract employees not defined as active duty members of the uniformed services.

ARTICLE IV EDUCATIONAL RECORDS & ENROLLMENT

A. Unofficial or "hand-carried" education records. In the event that official education records cannot be released to the parents for the purpose of transfer, the custodian of the records in the sending state shall prepare and furnish to the parent a complete set of unofficial educational records containing uniform information as determined by the Interstate Commission. Upon receipt of the unofficial education records by a school in the receiving state, the school shall enroll and appropriately place the student based on the information provided in the unofficial records pending validation by the official records, as quickly as possible.

B. Official education records/transcripts. Simultaneous with the enrollment and conditional placement of the student, the school in the receiving state shall request the student's official education record from the school in the sending state. Upon receipt of this request, the school in the sending state will process and furnish the official education records to the school in the receiving state within ten (10) days or within such time as is reasonably determined under the rules promulgated by the Interstate Commission.

C. Immunizations. Compacting states shall give thirty (30) days from the date of enrollment or within such time as is reasonably determined under the rules promulgated by the Interstate Commission, for students to obtain any immunization(s) required by the receiving state. For a series of immunizations, initial vaccinations must be obtained within thirty (30) days or within such time as is reasonably determined under the rules promulgated by the Interstate Commission.

D. Kindergarten and First grade entrance age. Students shall be allowed to continue their enrollment at the grade level in the receiving state commensurate with their grade level (including Kindergarten) from a local education agency in the sending state at the time of transition, regardless of age. A student that has satisfactorily completed the prerequisite grade level in the local education agency in the sending state shall be eligible for enrollment in the next highest grade level in the receiving state, regardless of age. A student transferring after the start of the school year in the receiving state shall enter the school in the receiving state on their validated level from an accredited school in the sending state.

ARTICLE V PLACEMENT & ATTENDANCE

A. Course placement. When the student transfers before or during the school year, the receiving state school shall initially honor placement of the student in educational courses based on the student's enrollment in the sending state school and/or educational assessments conducted at the school in the sending state if the courses are offered. Course placement includes but is not limited to Honors, International Baccalaureate, Advanced Placement, vocational, technical and career pathways courses. Continuing the student's academic program from the previous school and promoting placement in academically and career challenging courses should be paramount when considering placement. This does not preclude the school in the receiving state from performing subsequent evaluations to ensure appropriate placement and continued enrollment of the student in the course(s).

B. Educational program placement. The receiving state school shall initially honor placement of the student in educational programs based on current educational assessments conducted at the school in the sending state or participation/placement in like programs in the sending state. Such programs include, but are not limited to gifted and talented programs and English as a second language (ESL). This does not preclude the school in the receiving state from performing subsequent evaluations to ensure appropriate placement of the student.

C. Special education services. In compliance with the federal requirements of the Individuals with Disabilities Education Act (IDEA), 20 U.S.C.A. Section 1400 et seq, the receiving state shall initially provide comparable services to a student with disabilities based on his/her current Individualized Education Program (IEP). In compliance with the requirements of Section 504 of the Rehabilitation Act, 29 U.S.C.A. Section 794, and with Title II of the Americans with Disabilities Act, 42 U.S.C.A. Sections 12131-12165, the receiving state shall make reasonable accommodations and modifications to address the needs of incoming students with disabilities, subject to an existing 504 or Title II Plan, to provide the student with equal access to education. This does not preclude the school in the receiving state from performing subsequent evaluations to ensure appropriate placement of the student.

D. Placement flexibility. Local education agency administrative officials shall have flexibility in waiving course/program prerequisites, or other preconditions for placement in courses/programs offered under the jurisdiction of the local education agency.

E. Absence as related to deployment activities. A student whose parent or legal guardian is an active duty member of the uniformed services, as defined by the compact, and has been called to duty for, is on leave from, or immediately returned from deployment to a combat zone or combat support posting, shall be granted additional excused absences at the discretion of the local education agency superintendent to visit with his or her parent or legal guardian relative to such leave or deployment of the parent or guardian.

ARTICLE VI
ELIGIBILITY

A. Eligibility for enrollment.

1. Special power of attorney, relative to the guardianship of a child of a military family and executed under applicable law shall be sufficient for the purposes of enrollment and all other actions requiring parental participation and consent.

2. A local education agency shall be prohibited from charging local tuition to a transitioning military child placed in the care of a non-custodial parent or other person standing in loco parentis who lives in a jurisdiction other than that of the custodial parent.

3. A transitioning military child, placed in the care of a non-custodial parent or other person standing in loco parentis who lives in a jurisdiction other than that of the custodial parent, may continue to attend the school in which he/she was enrolled while residing with the custodial parent.

B. Eligibility for extracurricular participation - State and local education agencies shall facilitate the opportunity for transitioning military children's inclusion in extracurricular activities, regardless of application deadlines, to the extent they are otherwise qualified.

ARTICLE VII
GRADUATION

In order to facilitate the on-time graduation of children of military families, states and local education agencies shall incorporate the following procedures:

A. Waiver requirements. Local education agency administrative officials shall waive specific courses required for graduation if similar course work has been satisfactorily completed in another local education agency or shall provide reasonable justification for denial. Should a waiver not be granted to a student who would qualify to graduate from the sending school, the local education agency shall provide an alternative means of acquiring required coursework so that graduation may occur on time.

B. Exit exams. States shall accept exit or end-of-course exams required for graduation from the sending state, national norm referenced achievement tests, or alternative testing, in lieu of testing requirements for graduation in the receiving state. In the event the above alternatives cannot be accommodated by the receiving state for a student transferring in his or her Senior year, then the provisions of Article VII, Section C shall apply.

C. Transfers during senior year. Should a military student transferring at the beginning or during his or her senior year be ineligible to graduate from the receiving local education agency after all alternatives have been considered, the sending and receiving local education agencies shall ensure the receipt of a diploma from the sending local education agency, if the student meets the graduation requirements of the sending local education agency. In the event that one of the states in question is not a member of this compact, the member state shall use best efforts to facilitate the on-time graduation of the student in accordance with Sections A and B of this Article.

ARTICLE VIII
STATE COORDINATION

A. Each member state shall, through the creation of a State Council or use of an existing body or board, provide for the coordination among its agencies of government, local education agencies, and military installations concerning the state's participation in, and compliance with, this compact and Interstate Commission activities. While each member state may determine the membership of its own State Council, its membership must include at least: the state superintendent of education, superintendent of a school district with a high concentration of military children, representative from a military installation, one representative each from the legislative and executive branches of government, and other offices and stakeholder groups the State Council deems appropriate. A member state that does not have a school district deemed to contain a high concentration of military children may appoint a superintendent from another school district to represent local education agencies on the State Council.

B. The State Council of each member state shall appoint or designate a military family education liaison to assist military families and the state in facilitating the implementation of this compact.

C. The compact commissioner responsible for the administration and management of the state's participation in the compact shall be appointed by the Governor or as otherwise determined by each member state.

D. The compact commissioner and the military family education liaison designated herein shall be ex-officio members of the State Council, unless either is already a full voting member of the State Council.

ARTICLE IX
INTERSTATE COMMISSION ON EDUCATIONAL
OPPORTUNITY FOR MILITARY CHILDREN

The member states hereby create the "Interstate Commission on Educational Opportunity for Military Children." The activities of the Interstate Commission are the formation of public policy and are a discretionary state function. The Interstate Commission shall:

A. Be a body corporate and joint agency of the member states and shall have all the responsibilities, powers and duties set forth herein, and such additional powers as may be conferred upon it by a subsequent concurrent action of the respective legislatures of the member states in accordance with the terms of this compact.

B. Consist of one Interstate Commission voting representative from each member state who shall be that state's compact commissioner.

1. Each member state represented at a meeting of the Interstate Commission is entitled to one vote.

2. A majority of the total member states shall constitute a quorum for the transaction of business, unless a larger quorum is required by the bylaws of the Interstate Commission.

3. A representative shall not delegate a vote to another member state. In the event the compact commissioner is unable to attend a meeting of the Interstate Commission, the Governor or State Council may delegate voting authority to another person from their state for a specified meeting.

4. The bylaws may provide for meetings of the Interstate Commission to be conducted by telecommunication or electronic communication.

C. Consist of ex-officio, non-voting representatives who are members of interested organizations. Such ex-officio members, as defined in the bylaws, may include but not be limited to, members of the representative organizations of military family advocates, local education agency officials, parent and teacher groups, the United States Department of Defense, the Education Commission of the States, the Interstate Agreement on the Qualification of Educational Personnel and other interstate compacts affecting the education of children of military members.

D. Meet at least once each calendar year. The chairperson may call additional meetings and, upon the request of a simple majority of the member states, shall call additional meetings.

E. Establish an executive committee, whose members shall include the officers of the Interstate Commission and such other members of the Interstate Commission as determined by the bylaws. Members of the executive committee shall serve a one year term. Members of the executive committee shall be entitled to one vote each. The executive committee shall have the power to act on behalf of the Interstate Commission, with the exception of rulemaking, during periods when the Interstate Commission is not in session. The executive committee shall oversee the day-to-day activities of the administration of the compact including enforcement and compliance with the provisions of the compact, its bylaws and rules, and other such duties as deemed necessary. The United States Department of Defense shall serve as an ex-officio, nonvoting member of the executive committee.

F. Establish bylaws and rules that provide for conditions and procedures under which the Interstate Commission shall make its information and official records available to the public for inspection or copying. The Interstate Commission may exempt from disclosure information or official records to the extent they would adversely affect personal privacy rights or proprietary interests.

G. Give public notice of all meetings and all meetings shall be open to the public, except as set forth in the rules or as otherwise provided in the compact. The Interstate Commission and its committees may close a meeting, or portion thereof, where it determines by two-thirds vote that an open meeting would be likely to:

1. Relate solely to the Interstate Commission's internal personnel practices and procedures.
2. Disclose matters specifically exempted from disclosure by federal and state statute.
3. Disclose trade secrets or commercial or financial information which is privileged or confidential.
4. Involve accusing a person of a crime, or formally censuring a person.
5. Disclose information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy.
6. Disclose investigative records compiled for law enforcement purposes.
7. Specifically relate to the Interstate Commission's participation in a civil action or other legal proceeding.

H. Shall cause its legal counsel or designee to certify that a meeting may be closed and shall reference each relevant exemptible provision for any meeting, or portion of a meeting, which is closed pursuant to this provision. The Interstate Commission shall keep minutes which shall fully and clearly describe all matters discussed in a meeting and shall provide a full and accurate summary of actions taken, and the reasons therefore, including a description of the views

expressed and the record of a roll call vote. All documents considered in connection with an action shall be identified in such minutes. All minutes and documents of a closed meeting shall remain under seal, subject to release by a majority vote of the Interstate Commission.

I. Shall collect standardized data concerning the educational transition of the children of military families under this compact as directed through its rules which shall specify the data to be collected, the means of collection and data exchange and reporting requirements. Such methods of data collection, exchange and reporting shall, in so far as is reasonably possible, conform to current technology and coordinate its information functions with the appropriate custodian of records as identified in the bylaws and rules.

J. Shall create a process that permits military officials, education officials and parents to inform the Interstate Commission if and when there are alleged violations of the compact or its rules or when issues subject to the jurisdiction of the compact or its rules are not addressed by the state or local education agency. This section shall not be construed to create a private right of action against the Interstate Commission or any member state.

ARTICLE X

POWERS AND DUTIES OF THE INTERSTATE COMMISSION

The Interstate Commission shall have the following powers:

- A. To provide for dispute resolution among member states.
- B. To promulgate rules and take all necessary actions to effect the goals, purposes and obligations as enumerated in this compact. The rules shall have the force and effect of statutory law and shall be binding in the compact states to the extent and in the manner provided in this compact.
- C. To issue, upon request of a member state, advisory opinions concerning the meaning or interpretation of the interstate compact, its bylaws, rules and actions.
- D. To enforce compliance with the compact provisions, the rules promulgated by the Interstate Commission, and the bylaws, using all necessary and proper means, including but not limited to the use of judicial process.
- E. To establish and maintain offices which shall be located within one or more of the member states.
- F. To purchase and maintain insurance and bonds.
- G. To borrow, accept, hire or contract for services of personnel.
- H. To establish and appoint committees including, but not limited to, an executive committee as required by Article IX, Section E, which shall have the power to act on behalf of the Interstate Commission in carrying out its powers and duties hereunder.
- I. To elect or appoint such officers, attorneys, employees, agents, or consultants, and to fix their compensation, define their duties and determine their qualifications; and to establish the Interstate Commission's personnel policies and programs relating to conflicts of interest, rates of compensation, and qualifications of personnel.
- J. To accept any and all donations and grants of money, equipment, supplies, materials, and services, and to receive, utilize, and dispose of it.
- K. To lease, purchase, accept contributions or donations of, or otherwise to own, hold, improve or use any property, real, personal, or mixed.

L. To sell, convey, mortgage, pledge, lease, exchange, abandon, or otherwise dispose of any property, real, personal or mixed.

M. To establish a budget and make expenditures.

N. To adopt a seal and bylaws governing the management and operation of the Interstate Commission.

O. To report annually to the legislatures, governors, judiciary, and state councils of the member states concerning the activities of the Interstate Commission during the preceding year. Such reports shall also include any recommendations that may have been adopted by the Interstate Commission.

P. To coordinate education, training and public awareness regarding the compact, its implementation and operation for officials and parents involved in such activity.

Q. To establish uniform standards for the reporting, collecting and exchanging of data.

R. To maintain corporate books and records in accordance with the bylaws.

S. To perform such functions as may be necessary or appropriate to achieve the purposes of this compact.

T. To provide for the uniform collection and sharing of information between and among member states, schools and military families under this compact.

ARTICLE XI
ORGANIZATION AND OPERATION OF THE INTERSTATE
COMMISSION

A. The Interstate Commission shall, by a majority of the members present and voting, within 12 months after the first Interstate Commission meeting, adopt bylaws to govern its conduct as may be necessary or appropriate to carry out the purposes of the compact, including, but not limited to:

1. Establishing the fiscal year of the Interstate Commission.

2. Establishing an executive committee, and such other committees as may be necessary.

3. Providing for the establishment of committees and for governing any general or specific delegation of authority or function of the Interstate Commission.

4. Providing reasonable procedures for calling and conducting meetings of the Interstate Commission, and ensuring reasonable notice of each such meeting.

5. Establishing the titles and responsibilities of the officers and staff of the Interstate Commission.

6. Providing a mechanism for concluding the operations of the Interstate Commission and the return of surplus funds that may exist upon the termination of the compact after the payment and reserving of all of its debts and obligations.

7. Providing "start up" rules for initial administration of the compact.

B. The Interstate Commission shall, by a majority of the members, elect annually from among its members a chairperson, a vice-chairperson, and a treasurer, each of whom shall have such authority and duties as may be specified in the bylaws. The chairperson or, in the chairperson's absence or disability, the vice-chairperson, shall preside at all meetings of the Interstate

Commission. The officers so elected shall serve without compensation or remuneration from the Interstate Commission; provided that, subject to the availability of budgeted funds, the officers shall be reimbursed for ordinary and necessary costs and expenses incurred by them in the performance of their responsibilities as officers of the Interstate Commission.

C. Executive Committee, Officers and Personnel.

1. The executive committee shall have such authority and duties as may be set forth in the bylaws, including but not limited to:

a. Managing the affairs of the Interstate Commission in a manner consistent with the bylaws and purposes of the Interstate Commission.

b. Overseeing an organizational structure within, and appropriate procedures for the Interstate Commission to provide for the creation of rules, operating procedures, and administrative and technical support functions.

c. Planning, implementing, and coordinating communications and activities with other state, federal and local government organizations in order to advance the goals of the Interstate Commission.

2. The executive committee may, subject to the approval of the Interstate Commission, appoint or retain an executive director for such period, upon such terms and conditions and for such compensation, as the Interstate Commission may deem appropriate. The executive director shall serve as secretary to the Interstate Commission, but shall not be a Member of the Interstate Commission. The executive director shall hire and supervise such other persons as may be authorized by the Interstate Commission.

D. The Interstate Commission's executive director and its employees shall be immune from suit and liability, either personally or in their official capacity, for a claim for damage to or loss of property or personal injury or other civil liability caused or arising out of or relating to an actual or alleged act, error, or omission that occurred, or that such person had a reasonable basis for believing occurred, within the scope of Interstate Commission employment, duties, or responsibilities; provided, that such person shall not be protected from suit or liability for damage, loss, injury, or liability caused by the intentional or willful and wanton misconduct of such person.

1. The liability of the Interstate Commission's executive director and employees or Interstate Commission representatives, acting within the scope of such person's employment or duties for acts, errors, or omissions occurring within such person's state may not exceed the limits of liability set forth under the Constitution and laws of that state for state officials, employees, and agents. The Interstate Commission is considered to be an instrumentality of the states for the purposes of any such action. Nothing in this subsection shall be construed to protect such person from suit or liability for damage, loss, injury, or liability caused by the intentional or willful and wanton misconduct of such person.

2. The Interstate Commission shall defend the executive director and its employees and, subject to the approval of the Attorney General or other appropriate legal counsel of the member state represented by an Interstate Commission representative, shall defend such Interstate Commission representative in any civil action seeking to impose liability arising out of an actual or alleged act, error or omission that occurred within the scope of Interstate Commission employment, duties or responsibilities, or that the defendant had a reasonable basis for believing occurred within the scope of Interstate Commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from intentional or willful and wanton misconduct on the part of such person.

3. To the extent not covered by the state involved, member state, or the Interstate Commission, the representatives or employees of the Interstate Commission shall be held harmless in the amount of a settlement or judgment, including attorney's fees and costs, obtained against such persons arising out of an actual or alleged act, error, or omission that occurred within the scope of Interstate Commission employment, duties, or responsibilities, or that such persons had a reasonable basis for believing occurred within the scope of Interstate Commission employment, duties, or responsibilities, provided that the actual or alleged act, error, or omission did not result from intentional or willful and wanton misconduct on the part of such persons.

ARTICLE XII RULEMAKING FUNCTIONS OF THE INTERSTATE COMMISSION

A. Rulemaking Authority. The Interstate Commission shall promulgate reasonable rules in order to effectively and efficiently achieve the purposes of this Compact. Notwithstanding the foregoing, in the event the Interstate Commission exercises its rulemaking authority in a manner that is beyond the scope of the purposes of this Act, or the powers granted hereunder, then such an action by the Interstate Commission shall be invalid and have no force or effect.

B. Rulemaking Procedure. Rules shall be made pursuant to a rulemaking process that substantially conforms to the "Model State Administrative Procedure Act," of 1981 Act, Uniform Laws Annotated, Vol. 15, p.1 (2000) as amended, as may be appropriate to the operations of the Interstate Commission.

C. Not later than thirty (30) days after a rule is promulgated, any person may file a petition for judicial review of the rule; provided, that the filing of such a petition shall not stay or otherwise prevent the rule from becoming effective unless the court finds that the petitioner has a substantial likelihood of success. The court shall give deference to the actions of the Interstate Commission consistent with applicable law and shall not find the rule to be unlawful if the rule represents a reasonable exercise of the Interstate Commission's authority.

D. If a majority of the legislatures of the compacting states rejects a Rule by enactment of a statute or resolution in the same manner used to adopt the compact, then such rule shall have no further force and effect in any compacting state.

ARTICLE XIII OVERSIGHT, ENFORCEMENT, AND DISPUTE RESOLUTION

A. Oversight.

1. The executive, legislative and judicial branches of state government in each member state shall enforce this compact and shall take all actions necessary and appropriate to effectuate the compact's purposes and intent. The provisions of this compact and the rules promulgated hereunder shall have standing as statutory law.

2. All courts shall take judicial notice of the compact and the rules in any judicial or administrative proceeding in a member state pertaining to the subject matter of this compact which may affect the powers, responsibilities or actions of the Interstate Commission.

3. The Interstate Commission shall be entitled to receive all service of process in any such proceeding, and shall have standing to intervene in the proceeding for all purposes. Failure to provide service of process to the Interstate Commission shall render a judgment or order void as to the Interstate Commission, this compact or promulgated rules.

B. Default, Technical Assistance, Suspension and Termination. If the Interstate Commission determines that a member state has defaulted in the performance of its obligations or responsibilities under this compact, or the bylaws or promulgated rules, the Interstate Commission shall:

1. Provide written notice to the defaulting state and other member states, of the nature of the default, the means of curing the default and any action taken by the Interstate Commission. The Interstate Commission shall specify the conditions by which the defaulting state must cure its default.

2. Provide remedial training and specific technical assistance regarding the default.

3. If the defaulting state fails to cure the default, the defaulting state shall be terminated from the compact upon an affirmative vote of a majority of the member states and all rights, privileges and benefits conferred by this compact shall be terminated from the effective date of termination. A cure of the default does not relieve the offending state of obligations or liabilities incurred during the period of the default.

4. Suspension or termination of membership in the compact shall be imposed only after all other means of securing compliance have been exhausted. Notice of intent to suspend or terminate shall be given by the Interstate Commission to the Governor, the majority and minority leaders of the defaulting state's legislature, and each of the member states.

5. The state which has been suspended or terminated is responsible for all assessments, obligations and liabilities incurred through the effective date of suspension or termination including obligations, the performance of which extends beyond the effective date of suspension or termination.

6. The Interstate Commission shall not bear any costs relating to any state that has been found to be in default or which has been suspended or terminated from the compact, unless otherwise mutually agreed upon in writing between the Interstate Commission and the defaulting state.

7. The defaulting state may appeal the action of the Interstate Commission by petitioning the U.S. District Court for the District of Columbia or the federal district where the Interstate Commission has its principal offices. The prevailing party shall be awarded all costs of such litigation including reasonable attorney's fees.

C. Dispute Resolution.

1. The Interstate Commission shall attempt, upon the request of a member state, to resolve disputes which are subject to the compact and which may arise among member states and between member and non-member states.

2. The Interstate Commission shall promulgate a rule providing for both mediation and binding dispute resolution for disputes as appropriate.

D. Enforcement.

1. The Interstate Commission, in the reasonable exercise of its discretion, shall enforce the provisions and rules of this compact.

2. The Interstate Commission, may by majority vote of the members, initiate legal action in the United States District Court for the District of Columbia or, at the discretion of the Interstate Commission, in the federal district where the Interstate Commission has its principal offices, to enforce compliance with the provisions of the compact, its promulgated rules and bylaws, against a member state in default. The relief sought may include both injunctive relief and damages. In the event judicial enforcement is necessary the prevailing party shall be awarded all costs of such litigation including reasonable attorney's fees.

3. The remedies herein shall not be the exclusive remedies of the Interstate Commission. The Interstate Commission may avail itself of any other remedies available under state law or the regulation of a profession.

**ARTICLE XIV
FINANCING OF THE INTERSTATE COMMISSION**

A. The Interstate Commission shall pay, or provide for the payment of the reasonable expenses of its establishment, organization and ongoing activities.

B. The Interstate Commission may levy on and collect an annual assessment from each member state to cover the cost of the operations and activities of the Interstate Commission and its staff which must be in a total amount sufficient to cover the Interstate Commission's annual budget as approved each year. The aggregate annual assessment amount shall be allocated based upon a formula to be determined by the Interstate Commission, which shall promulgate a rule binding upon all member states.

C. The Interstate Commission shall not incur obligations of any kind prior to securing the funds adequate to meet the same; nor shall the Interstate Commission pledge the credit of any of the member states, except by and with the authority of the member state.

D. The Interstate Commission shall keep accurate accounts of all receipts and disbursements. The receipts and disbursements of the Interstate Commission shall be subject to the audit and accounting procedures established under its bylaws. However, all receipts and disbursements of funds handled by the Interstate Commission shall be audited yearly by a certified or licensed public accountant and the report of the audit shall be included in and become part of the annual report of the Interstate Commission.

**ARTICLE XV
MEMBER STATES, EFFECTIVE DATE
AND AMENDMENT**

A. Any state is eligible to become a member state.

B. The compact shall become effective and binding upon legislative enactment of the compact into law by no less than ten (10) of the states. The effective date shall be no earlier than December 1, 2007. Thereafter it shall become effective and binding as to any other member state upon enactment of the compact into law by that state. The governors of non-member states or their designees shall be invited to participate in the activities of the Interstate Commission on a non voting basis prior to adoption of the compact by all states.

C. The Interstate Commission may propose amendments to the compact or enactment by the member states. No amendment shall become effective and binding upon the Interstate Commission and the member states unless and until it is enacted into law by unanimous consent of the member states.

**ARTICLE XVI
WITHDRAWAL AND DISSOLUTION**

A. Withdrawal.

1. Once effective, the compact shall continue in force and remain binding upon each and every member state; provided that a member state may withdraw from the compact by specifically repealing the statute, which enacted the compact into law.

2. Withdrawal from this compact shall be by the enactment of a statute repealing the same, but shall not take effect until one (1) year after the effective date of such statute and until written notice of the withdrawal has been given by the withdrawing state to the Governor of each other member jurisdiction.

3. The withdrawing state shall immediately notify the chairperson of the Interstate Commission in writing upon the introduction of legislation repealing this compact in the withdrawing state. The Interstate Commission shall notify the other member states of the withdrawing state's intent to withdraw within sixty (60) days of its receipt thereof.

4. The withdrawing state is responsible for all assessments, obligations and liabilities incurred through the effective date of withdrawal, including obligations, the performance of which extend beyond the effective date of withdrawal.

5. Reinstatement following withdrawal of a member state shall occur upon the withdrawing state reenacting the compact or upon such later date as determined by the Interstate Commission.

B. Dissolution of Compact

1. This compact shall dissolve effective upon the date of the withdrawal or default of the member state which reduces the membership in the compact to one (1) member state.

2. Upon the dissolution of this compact, the compact becomes null and void and shall be of no further force or effect, and the business and affairs of the Interstate Commission shall be concluded and surplus funds shall be distributed in accordance with the bylaws.

**ARTICLE XVII
SEVERABILITY AND CONSTRUCTION**

A. The provisions of this compact shall be severable, and if any phrase, clause, sentence or provision is deemed unenforceable, the remaining provisions of the compact shall be enforceable.

B. The provisions of this compact shall be liberally construed to effectuate its purposes.

C. Nothing in this compact shall be construed to prohibit the applicability of other interstate compacts to which the states are members.

**ARTICLE XVIII
BINDING EFFECT OF COMPACT
AND OTHER LAWS**

A. Other Laws.

1. Nothing herein prevents the enforcement of any other law of a member state that is not inconsistent with this compact.

2. All member states' laws conflicting with this compact are superseded to the extent of the conflict.

B. Binding Effect of the Compact.

1. All lawful actions of the Interstate Commission, including all rules and bylaws promulgated by the Interstate Commission, are binding upon the member states.

2. All agreements between the Interstate Commission and the member states are binding in accordance with their terms.

3. In the event any provision of this compact exceeds the constitutional limits imposed on the legislature of any member state, such provision shall be ineffective to the extent of the conflict with the constitutional provision in question in that member state."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 590 by Representative Barrow

AMENDMENT NO. 1

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Education, and adopted by the Senate on June 16, 2009, line 10, change "Chapter 17" to "Chapter 7"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 101

NAYS

Total - 0

ABSENT

Cromer	Franklin	Pearson
Total - 3		

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

Consent to Correct a Vote Record

Rep. Henderson requested the House consent to record his vote on the concurrence in the Senate Amendments to House Bill No. 590 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Sam Jones requested the House consent to record his vote on the concurrence in the Senate Amendments to House Bill No. 590 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Ponti requested the House consent to record his vote on the concurrence in the Senate Amendments to House Bill No. 590 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Schroder requested the House consent to record his vote on the concurrence in the Senate Amendments to House Bill No. 590 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Simon requested the House consent to record his vote on the concurrence in the Senate Amendments to House Bill No. 590 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Smiley requested the House consent to record his vote on the concurrence in the Senate Amendments to House Bill No. 590 as yea, which consent was unanimously granted.

HOUSE BILL NO. 33—

BY REPRESENTATIVES LEGER, WHITE, BROSSETT, ABRAMSON, BALDONE, BARROW, BURFORD, HENRY BURNS, DOVE, GISCLAIR, HARDY, HARRISON, HAZEL, HONEY, HOWARD, GIROD JACKSON, ROSALIND JONES, LIGI, LITTLE, LOPINTO, PETERSON, RICHMOND, ROY, SCHRODER, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, TEMPLET, THIBAUT, TUCKER, AND WILLMOTT
AN ACT

To amend and reenact R.S. 44:4.1(B)(7), to enact Chapter 15 of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:1601 through 1614, and R.S. 36:4(O), and to repeal R.S. 15:262, relative to witness protection; to enact the Witness Protection Services Act; to provide for the development and administration of the witness protection services program; to provide for definitions; to provide for legislative findings; to create the Witness Protection Services Board within the office of the governor; to provide for the membership of the board; to provide for the powers and duties of the board; to authorize the receipt of per diem by certain members of the board; to provide for the purposes of the program; to provide for the components of the program; to provide procedures for obtaining witness protection services; to provide for applicability; to provide for immunity from lawsuits resulting from the delivery or failure to deliver witness protection services; to provide that no right or cause of action is created by the provisions of this Act; to provide for implementation; to provide public records exceptions; to provide exceptions to the open meetings laws; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Re-Reengrossed House Bill No. 33 by Representative Leger

AMENDMENT NO. 1

On page 2, line 21, after "sibling,"and before "or" insert "grandparent, household member,"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Re-Reengrossed House Bill No. 33 by Representative Leger

AMENDMENT NO. 1

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

"J. The board shall have the right to employ outside legal counsel."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Re-Reengrossed House Bill No. 33 by Representative Leger

AMENDMENT NO. 1

On page 10, line 9, change Section" to "Chapter"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Carter	Foil	Schroder
Cromer	Pearson	Simon
Ellington	Perry	Smiley
Ernst	Ponti	

Total - 11

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

Acting Speaker Arnold in the Chair

HOUSE BILL NO. 202—

BY REPRESENTATIVES RICHARDSON, HENRY BURNS, LEGER, AND WHITE AND SENATOR ADLEY

AN ACT

To amend and reenact R.S. 46:1844(W)(1)(a) and (3), relative to the basic rights of crime victims; to provide for the confidentiality of crime victims who are minors and victims of sex offenses regardless of the date of the offense; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed House Bill No. 202 by Representative Richardson

AMENDMENT NO. 1

On page 2, line 2, after "victim" insert "who at the time of the commission of the offense is a minor under eighteen years of age or the victim"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Carter	Hardy	Schroder
Cromer	Leger	Simon
Dove	Pearson	Smiley
Foil	Ponti	
Geymann	Richardson	
Total - 13		

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

HOUSE BILL NO. 251—

BY REPRESENTATIVES GREENE, BALDONE, BARRAS, HENRY, HOFFMANN, HONEY, RICHARD, RICHMOND, RITCHIE, AND JANE SMITH

AN ACT

To amend and reenact R.S. 47:301(16)(g), relative to sales and use tax on factory built homes; to clarify references to manufactured, mobile, modular, and factory built homes; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed House Bill No. 251 by Representative Greene

AMENDMENT NO. 1

On page 5. between lines 2 and 3, insert the following:

"(v) The sales and use taxes due on these transactions shall be paid to the Louisiana Department of Public Safety and Corrections, office of motor vehicles, by the twentieth day of the month following the month of delivery of the factory built home to the consumer, along with any other information requested by the office of motor vehicles."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Little
Abramson	Franklin	Lopinto
Anders	Gallot	McVea
Armes	Geymann	Mills
Arnold	Gisclair	Monica
Aubert	Greene	Morris
Badon, A.	Guillory	Norton
Badon, B.	Guinn	Nowlin
Baldone	Harrison	Perry
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Richmond
Burns, T.	Hoffmann	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy

Champagne	Jackson G.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	St. Germain
Connick	Jones, S.	Stiaes
Cortez	Katz	Templet
Danahay	Kleckley	Thibaut
Dixon	LaBruzzo	White
Doerge	LaFonta	Williams
Dove	Landry	Willmott
Downs	LeBas	Wooton
Edwards	Leger	
Ellington	Ligi	
Total - 85		

NAYS

Jackson M.	Montoucet	Smith, P.
Total - 3		

ABSENT

Brossett	Honey	Simon
Carter	Lambert	Smiley
Cromer	Pearson	Talbot
Ernst	Peterson	Waddell
Foil	Ponti	
Hardy	Schroder	
Total - 16		

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

HOUSE BILL NO. 352—

BY REPRESENTATIVE MICKEY GUILLORY

AN ACT

To enact R.S. 32:387.12(C), relative to annual noncritical off-road equipment permit; to provide for a permit to be issued to authorize noncritical off-road equipment to tow a vehicle; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 352 by Representative Mickey Guillory

AMENDMENT NO. 1

On page 1, line 2, after "permit;" delete "to"

AMENDMENT NO. 2

On page 1, delete line 3

AMENDMENT NO. 3

On page 1, line 4, delete "a vehicle;"

AMENDMENT NO. 4

On page 1, delete line 12 and insert "may be allowed to tow a two-axle"

AMENDMENT NO. 5

On page 1, line 14, after "vehicle weight" delete the remainder of the line

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AMENDMENT NO. 6

On page 1, line 15, delete "length;"

AMENDMENT NO. 7

On page 1, line 17, after "position." delete the remainder of the line and delete lines 18 and 19

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 352 by Representative Mickey Guillory

AMENDMENT NO. 1

Delete Senate Committee Amendment No.1 and No. 2, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 21, 2009.

AMENDMENT NO. 2

On page 1 delete line 3 and insert "authorize noncritical off-road equipment to tow certain vehicles;"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. Speaker, Franklin, Lopinto, etc.

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT': Carter, Cromer, Hardy, Jackson M., Peterson, Ponti

Table listing names of members: Ellington, Ernst, Fannin, Foil, Lambert, LeBas, Monica, Pearson, Schroder, Simon, Smiley

Total - 17

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 513—

BY REPRESENTATIVES RICHARD, BALDONE, BROSSETT, DOVE, GALLOT, GISCLAIR, HARRISON, HONEY, KATZ, PETERSON, ROBIDEAUX, GARY SMITH, AND WILLIAMS AN ACT

To amend and reenact R.S. 11:441(A)(1)(d) and to enact R.S. 11:441.2, relative to early retirement; to enact the Early Retirement and Payroll Reduction Act; to provide for a reduction in state employment and for early retirement of members of the Louisiana State Employees' Retirement System; to provide for eligibility, retirement benefits, restrictions on hiring new employees, abolition of vacated positions, restrictions on appropriated funds, and funding; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Re-Reengrossed House Bill No. 513 by Representative Richard

AMENDMENT NO. 1

On page 6, line 9, change "December 31, 2011" to "July 1, 2013"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. Speaker, Gallot, Little, etc.

Doerge	LaBruzzo	Templet
Dove	LaFonta	Thibaut
Downs	Landry	Waddell
Edwards	LeBas	White
Fannin	Leger	Willmott
Franklin	Ligi	Wooton
Total - 87		

NAYS

Total - 0

ABSENT

Baldone	Foil	Ponti
Burns, T.	Lambert	Schroder
Carter	Monica	Simon
Cromer	Nowlin	Smiley
Ellington	Pearson	Williams
Ernst		
Total - 17		

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

HOUSE BILL NO. 519—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 17:3995(A)(4)(a), relative to the fee that a school chartering authority may charge a charter school during the school's second year of operation and each year thereafter for certain administrative overhead costs; to provide relative to fee amounts; to provide limitations; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 519 by Representative Leger

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 17:3995(A)(4)(a)," to "R.S. 17:3983(A)(4) and (F)(1) and 3995(A)(4)(a) and (c), relative to charter schools; to remove the cap on the number of charter schools that can be created; to provide"

AMENDMENT NO. 2

On page 1, line 3, after "charter school" delete the remainder of the line and at the beginning of line 4, delete "and each year thereafter"

AMENDMENT NO. 3

On page 1, line 5, between "limitations;" and "to provide" insert "to require chartering authorities to provide certain budget and use information relative to administrative fees to charter schools;"

AMENDMENT NO. 4

On page 1, line 8, change "R.S. 17:3995(A)(4)(a) is" to "R.S. 17:3983(A)(4) and (F)(1) and 3995(A)(4)(a) and (c) are"

AMENDMENT NO. 5

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

"§3983. Chartering process by type; eligibility; limitations; faculty approval; parental approval

A.(1)

* * *

~~(4)(a) No more than the number of charter proposals that would result in the total number of charters entered equalling seventy may be entered into by all chartering authorities.~~

~~(b) (a) A local school board may enter into any charter it finds valid, complete, financially well-structured, and educationally sound after meeting the requirements of this Chapter. Each such charter entered into shall be reported by the local school board to the State Board of Elementary and Secondary Education not less than two business days following the event. If at any time prior to December first of each chartering period, the number of such charters would result in a total of seventy charters having been entered into, the State Board of Elementary and Secondary Education shall notify all local school boards and no more chartering shall be permitted.~~

~~(e) (b) The State Board of Elementary and Secondary Education may approve applications for charters as it has determined acceptable pursuant to R.S. 17:3981(2) until the limit of seventy is reached. Applications may be approved only from May first through January thirty-first of each year.~~

~~(d) (c) A charter school shall begin operation by not later than twenty-four months after the final approval of the charter, unless such charter school is engaged in desegregation compliance issues and therefore must begin operation by not later than thirty-six months. If such operation does not occur, the charter for that school shall be automatically revoked although a new charter may be proposed if the limit on the total number of charter schools allowed in the state has not been reached.~~

~~(e) (d) Any proposal that is submitted to but not approved by either the local school board or the state board may be resubmitted to either board during the same approval cycle after significant revision. However, if a proposal is not approved by the local school board and then also not approved by the state board within the same approval cycle, then the proposal shall be submitted to the local school board for its consideration during the next approval cycle prior to being submitted to the state board.~~

~~(f) (e) A charter school, once approved, may begin operation only in July, August, or September of a given year; however, such school shall not begin operation sooner than eight months after such approval is granted.~~

* * *

F. As it relates to Type 5 charters:

~~(1) The limitations specified in R.S. 17: 3991(B)(1) and (3) and the provisions of (A)(3)(a), (4)(a), (c), and (f) (b) and (e), and (C) and (D) of this Section shall not apply to or limit or restrict the number of such charters.~~

* * *"

AMENDMENT NO. 6

On page 1, delete line 13 and insert the following:

"(4)(a) A chartering"

AMENDMENT NO. 7

On page 1, line 14, between "may" and "charge" insert "annually" and between "fee" and "two" delete "not to exceed" and insert "in an amount equal to"

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AMENDMENT NO. 8

On page 1, line 19, after "performance." delete the remainder of the line and delete lines 20 through 21 in their entirety

AMENDMENT NO. 9

On page 2, delete line 1 and at the beginning of line 2, delete "amount as defined by this Subsection."

AMENDMENT NO. 10

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

"(c) At least thirty days prior to the beginning of each fiscal year, each charter school shall be provided by its chartering authority with a projected budget detailing anticipated administrative overhead costs and planned uses for fees charged for such costs. By not later than ninety days following the end of each fiscal year, each charter school shall be provided by its chartering authority an itemized accounting of all administrative overhead costs. Additionally, by not later than ninety days following the end of each fiscal year, each charter school shall be provided by its chartering authority or the Recovery School District, if applicable, an itemized accounting of the actual cost of each purchased service provided to the charter school.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Fannin, McVea, Abramson, Franklin, Mills, Arnold, Gallot, Monica, Aubert, Gisclair, Norton, Badon, A., Guillory, Nowlin, Badon, B., Guinn, Perry, Baldone, Harrison, Peterson, Barras, Hazel, Pugh, Barrow, Henderson, Richard, Billiot, Henry, Richardson, Brossett, Hill, Richmond, Burford, Hines, Ritchie, Burns, H., Hoffmann, Robideaux, Burns, T., Honey, Roy, Burrell, Hutter, Smith, G., Carmody, Jackson G., Smith, J., Champagne, Jackson M., St. Germain, Chandler, Johnson, Stiaes, Chaney, Jones, R., Talbot, Connick, Jones, S., Templet, Cortez, Katz, Thibaut, Danahay, Kleckley, Waddell, Dixon, LaBruzzo, White, Doerge, LaFonta, Williams, Dove, Leger, Willmott, Downs, Ligi, Wooton, Edwards, Little, Total - 80

NAYS

Table with 3 columns of names: Armes, Montoucet, Smith, P., Howard, Pope, Total - 5

ABSENT

Table with 3 columns of names: Anders, Greene, Pearson, Carter, Hardy, Ponti, Cromer, Lambert, Schroder, Ellington, Landry, Simon, Ernst, LeBas, Smiley, Foil, Lopinto, Geymann, Morris, Total - 19

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

HOUSE BILL NO. 538—

BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:263, 265(B), and 266(13) and (19) and to enact R.S. 3:262(D), 266(22), and 283.1 and R.S. 35:410, relative to the Louisiana Agricultural Finance Authority; to revise legislative findings; to expand definitions; to revise the powers of authority; to provide for certain loans and guarantees for agricultural plants; to provide for restrictions; to provide for reports; to provide for a special fund; to provide for positions; to provide for administration and implementation; to provide for ex officio notaries public; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Re-Reengrossed House Bill No. 538 by Representative Anders

AMENDMENT NO. 1

On page 9, line 24, after "Authority" insert "or the Department of Agriculture and Forestry"

AMENDMENT NO. 2

On page 9, line 27, after "Authority" and before "as" insert "or the Department of Agriculture and Forestry"

AMENDMENT NO. 3

On page 9, line 28, after "public" and before ":" insert "for the agriculture loan program"

AMENDMENT NO. 4

On page 10, line 4, after "functions" delete the remainder of the line and insert "for the agriculture loan program."

AMENDMENT NO. 5

On page 10, line 9, after "Authority" insert "or the Department of Agriculture and Forestry"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Re-Reengrossed House Bill No. 538 by Representative Anders

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 3:263," insert "264(B)(introductory paragraph),"

AMENDMENT NO. 2

On page 1, line 10, after "R.S. 3:263," insert "264(B)(introductory paragraph),"

AMENDMENT NO. 3

On page 4, between lines 23 and 24, insert the following:

"§264. Louisiana Agricultural Finance Authority

* * *

B. The authority shall be composed of nine members. The commissioner of agriculture and forestry shall serve ex officio with the same rights and privileges, including voting rights, as other members. The chair of the Senate Committee on Agriculture, Forestry, Aquaculture and Rural Development or his designee, and the chair of the House Committee on Agriculture, Forestry, Aquaculture and Rural Development or his designee, and the secretary of the Department of Economic Development or his designee, shall serve in an advisory capacity, without voting rights, to the authority, and shall not be counted for the purpose of constituting a quorum for the transaction of official business. The other eight members shall be appointed by the governor in the following manner:

* * *"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator LaFleur to Re-Reengrossed House Bill No. 538 by Representative Anders

AMENDMENT NO. 1

On page 1, line 2, change "and 266(13) and (19)" to "266(13) and (19), and 274"

AMENDMENT NO. 2

On page 1, at the end of line 5 insert "provide for the approval of the issuance of bonds; to"

AMENDMENT NO. 3

On page 1, line 10, change "and 266(13) and (19)" to "266(13) and (19), and 274"

AMENDMENT NO. 4

On page 5, after line 27, insert the following:

"§274. Approval of issuance of bonds by State Bond Commission

The approval of the State Bond Commission shall be obtained prior to the issuance of any bonds of the Authority. However, before the Authority shall make application to the State Bond Commission for the issuance of any bonds in the amount of five million dollars or more, it shall first seek the approval of the Joint Legislative Committee on the Budget for such borrowing. No notice to, or consent or approval by any other governmental body or public officer shall be required as a prerequisite to the issuance, sale, or delivery of any bonds of the Authority, or to the making of any loans or deposits by the Authority to lending institutions, or to the purchase or sale of agricultural loans by the Authority, or to the insurance by the Authority of any agricultural loan, or to the exercise of any other public function or corporate power of the Authority, except as is expressly provided in this Chapter.

* * *"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Lopinto
Abramson	Geymann	McVea
Anders	Gisclair	Mills
Armes	Greene	Monica
Arnold	Guillory	Montoucet
Aubert	Guinn	Morris
Badon, A.	Harrison	Norton
Badon, B.	Hazel	Nowlin
Baldone	Henderson	Perry
Barras	Henry	Peterson
Billiot	Hill	Pope
Brossett	Hines	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honey	Richardson
Burns, T.	Howard	Richmond
Burrell	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Chandler	Jackson M.	Roy
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, P.
Cortez	Jones, S.	St. Germain
Danahay	Katz	Talbot
Dixon	Kleckley	Templet
Doerge	LaBruzzo	Thibaut
Dove	LaFonta	Waddell
Downs	Landry	White
Edwards	Leger	Williams
Fannin	Ligi	Willmott
Franklin	Little	Wooton
Total - 87		

NAYS

Total - 0

ABSENT

Barrow	Foil	Schroder
Carter	Hardy	Simon
Champagne	Lambert	Smiley
Cromer	LeBas	Smith, J.
Ellington	Pearson	Stiaes
Ernst	Ponti	
Total - 17		

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

HOUSE BILL NO. 637—
BY REPRESENTATIVES PONTI AND ARNOLD
AN ACT

To amend and reenact R.S. 40:1730.53(2), (5)(a) and (d), and (6), 1730.60, 1730.62(B) and (C)(introductory paragraph), and 1730.65(C)(1) and to enact R.S. 40:1730.53(5)(e), (7), (8), and (9), 1730.63(C), 1730.67, and 1730.68, relative to the Industrialized Building Act; to provide for changes to definitions; to provide for new definitions; to provide for inspections by the fire marshal; to provide for exemptions for decals or insignia; to provide for fees; to provide for the Industrialized Building Program Fund; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 644—

BY REPRESENTATIVES TALBOT, LABRUZZO, LIGI, LOPINTO, AND WILLMOTT AND SENATORS APPEL, MARTINY, AND MORRELL
AN ACT

To enact R.S. 33:1236(49)(f), relative to Jefferson Parish; to provide for the enforcement of local building and property law and ordinance violations by adding judgments for such violations to the ad valorem tax rolls of the parish or municipalities therein; to provide for the adoption of ordinances and procedures for adding judgments to the ad valorem tax rolls; to provide for collection and enforcement of said judgments; to provide for a designated proper party defendant in actions to contest the levy; to provide for the continued enforceability of such judgments; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 644 by Representative Talbot

AMENDMENT NO. 1

On page 3, after line 28 insert the following:

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrell to Engrossed House Bill No. 644 by Representative Talbot

AMENDMENT NO. 1

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

"(ix) Notwithstanding any other provision of law to the contrary, including R.S. 13:691, the parish of Jefferson may compensate the judge of the court and docket established by R.S. 13:621.24.1 for the court's additional environmental docket."

AMENDMENT NO. 2

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

"Section 2. If any provision or item of this Act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the Act which can be given effect without the invalid provision, item, or application and to this end the provisions of this Act are hereby declared severable."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Anders
Armes
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Chandler
Chaney
Connick
Cortez
Danahay
Dixon
Doerge
Dove
Downs
Edwards
Ellington
Fannin
Total - 88

Franklin
Gallot
Geymann
Gisclair
Guillory
Harrison
Hazel
Henderson
Henry
Hill
Hines
Hoffmann
Honey
Howard
Hutter
Jackson G.
Jackson M.
Johnson
Jones, R.
Katz
Kleckley
LaBruzzo
LaFonta
Landry
LeBas
Leger
Ligi
Little
Lopinto
McVea

Mills
Monica
Montoucet
Morris
Norton
Nowlin
Perry
Peterson
Pope
Richard
Richardson
Richmond
Ritchie
Robideaux
Roy
Smith, G.
Smith, J.
Smith, P.
St. Germain
Stiaes
Talbot
Templet
Thibaut
Waddell
White
Williams
Willmott
Wooton

NAYS

Total - 0

ABSENT

Carter
Champagne
Cromer
Ernst
Foil
Greene
Total - 16

Guinn
Hardy
Jones, S.
Lambert
Pearson
Ponti

Pugh
Schroder
Simon
Smiley

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

HOUSE BILL NO. 652—

BY REPRESENTATIVE NORTON

AN ACT

To amend and reenact R.S. 48:35, relative to the Department of Transportation and Development; to provide with respect to the adoption of minimum safety guidelines by the Department of Transportation and Development for highway design, maintenance, and construction; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Engrossed House Bill No. 652 by Representative Norton

AMENDMENT NO. 1

On page 2, line 8, change "Prior to January 1, 1987, the" to "The"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 87

NAYS

Total - 0

ABSENT

Carter	Henry	Richardson
Cromer	Jones, R.	Schroder
Ernst	Lambert	Simon
Foil	Montoucet	Smiley
Guinn	Pearson	Talbot
Hardy	Ponti	

Total - 17

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

HOUSE BILL NO. 661—
BY REPRESENTATIVE MORRIS

AN ACT

To enact R.S. 19:2(12) and Chapter 11 of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:1101 through 1111, relative to the storage of carbon dioxide; to provide for expropriation; to provide for the duties and powers of the commissioner of conservation; to provide for definitions; to provide for public hearings; to provide for enforcement; to provide for compliance orders; to provide for penalties; to provide for certificates of public convenience and necessity; to provide for certificates of completion; to provide for liability; to provide for the Geologic Storage Trust Fund; to provide for fees; to provide for uses of the fund; to provide for accounting and reports of the fund; to provide for site-specific trust accounts; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Re-Reengrossed House Bill No. 661 by Representative Morris

AMENDMENT NO. 1

On page 4, line 17, after "industry," delete the remainder of the line

AMENDMENT NO. 2

On page 4, delete line 18 through 20

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Engrossed House Bill No. 661 by Representative Morris

AMENDMENT NO. 1

On page 18, line 5, change "volume" to "tonnage of carbon dioxide"

AMENDMENT NO. 2

On page 18, line 6, change "volume" to "tonnage of carbon dioxide"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Baldone	Greene	Roy
Carter	Hardy	Schroder
Champagne	Lambert	Smiley
Ernst	Montoucet	
Foil	Richard	
Total - 13		

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

HOUSE BILL NO. 712—
BY REPRESENTATIVE GARY SMITH
AN ACT

To enact Code of Criminal Procedure Article 202(E) and R.S. 49:251.4, relative to warrant of arrest; to provide that a justice of the peace shall not have the authority to issue a warrant for arrest unless he has received a certificate of completion for the required training course which has included education on the proper issuance of arrest warrants; to provide for the Attorney General's Arrest Warrants Course for Justices of the Peace; to require the attorney general's training course for justices of the peace to include specified subject matter areas; to provide for implementation; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 712 by Representative Gary Smith

AMENDMENT NO. 1

On page 2, line 2, delete "Additional justice of the peace training course:"

AMENDMENT NO. 2

On page 2, delete lines 20 and 21

AMENDMENT NO. 3

On page 2, line 23, after "general, and" delete the remainder of the line and delete lines 24 and 25 and insert the following:

"shall be a course of training included in the Justice of the Peace Training Course."

AMENDMENT NO. 4

On page 3, line 10, after "the Peace." delete the remainder of the line and delete line 11

AMENDMENT NO. 5

On page 3, line 14, between "every" and "year" insert "other"

AMENDMENT NO. 6

On page 3, delete lines 22 through 24 in their entirety

AMENDMENT NO. 7

On page 3, line 25, change "M." to "L."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Badon, B.	Foil	Morris
Carter	Hardy	Simon
Champagne	Lambert	Smiley
Cromer	Montoucet	
Total - 11		

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

HOUSE BILL NO. 719—
BY REPRESENTATIVES CHANEY, AUSTIN BADON, HENRY BURNS,
CONNICK, HENRY, HOFFMANN, LIGI, SIMON, AND TUCKER
AN ACT

To amend and reenact R.S. 39:1514(A)(1)(introductory paragraph) and 1798.6(A)(2), to enact R.S. 39:1514(D), and to repeal R.S. 39:1514(A)(1)(a) and (e), relative to multiyear contracts; to extend the allowable period for multiyear contracts; to repeal certain exceptions; to provide for certain contracts between the Office Facilities Corporation and various state agencies to effectuate leases or subleases of certain properties; to require certain prior approvals; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Murray to Reengrossed House Bill No. 719 by Representative Chaney

AMENDMENT NO. 1

On page 1, line 2, after "1798.6(A)(2)" delete the comma "," and insert "and"

AMENDMENT NO. 2

On page 1, line 3, after "39.1514(D)," delete "and to repeal R.S. 39:1514(A)(1)(a) and (e),"

AMENDMENT NO. 3

On page 1, delete lines 17 and 18 in their entirety and insert in lieu thereof the following:

"D. Except for those contracts provided in Subagraph (A)(1)(a) through (e) of this Section, any contract entered into for a period of not more than five years but for a period of more than three years as authorized by this Section shall be subject to prior"

AMENDMENT NO. 4

On page 2, delete line 27 in its entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	Little
Abramson	Fannin	Lopinto
Anders	Franklin	McVea
Arnold	Gallot	Mills
Aubert	Guillory	Monica
Badon, A.	Guinn	Morris
Baldone	Harrison	Norton
Barras	Hazel	Nowlin
Barrow	Henderson	Perry
Billiot	Henry	Peterson
Brossett	Hill	Ponti
Burford	Hines	Pope
Burns, H.	Hoffmann	Pugh
Burns, T.	Honey	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Simon
Chaney	Jones, R.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Templet
Dixon	LaFonta	Waddell
Doerge	Landry	White
Dove	LeBas	Williams
Downs	Leger	Willmott
Edwards	Ligi	Wooton
Total - 84		

NAYS

Geymann	Greene	Smiley
Gisclair	Richard	Smith, P.
Total - 6		

ABSENT

Armes	Hardy	Schroder
Badon, B.	Jones, S.	St. Germain
Connick	Lambert	Talbot
Ernst	Montoucet	Thibaut
Foil	Pearson	
Total - 14		

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

Consent to Correct a Vote Record

Rep. Gisclair requested the House consent to correct his vote on the concurrence in the Senate Amendments to House Bill No. 719 from yea to nay, which consent was unanimously granted.

HOUSE BILL NO. 721—

BY REPRESENTATIVE JOHNSON

AN ACT

To amend and reenact R.S. 17:1947(A)(2) and (3), relative to special educational services and related issues, including but not limited to funding; to provide procedures for the reimbursement of costs of special education and related services provided to certain students, including residents of intermediate care facilities for people with developmental disabilities; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 721 by Representative Johnson

AMENDMENT NO. 1

On page 1, line 2, between "17:1947(A)" and the comma "," delete "(2) and (3)"

AMENDMENT NO. 2

On page 1, line 8, between "17:1947(A)" and "is" delete "(2) and (3)"

AMENDMENT NO. 3

On page 1, delete line 13 and insert the following:

"(1) Each local education agency shall provide special education and related services to students with exceptionalities who are located within its geographical boundaries, including children who are placed in a private residential facility or an intermediate care facility for the developmentally disabled for any reason by any individual or agency; however, the agency shall pay the cost of such services only for such students who are residents within the geographical boundaries of the agency. Each local education agency shall provide child find and evaluation to nonresident students who attend a parentally placed private elementary or secondary school."

AMENDMENT NO. 4

On page 1, line 16, after "including" delete the remainder of the line, delete line 17, and at the beginning of line 18, delete "than two hundred seventy residents" and insert "children who are placed in a private residential facility or an intermediate care facility for the developmentally disabled for any reason by any individual or agency"

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AMENDMENT NO. 5

On page 1, line 19, after "by the" delete the remainder of the line and at the beginning of line 20, delete "seek reimbursement from the"

AMENDMENT NO. 6

On page 2, line 1, after "resides," delete the remainder of the line, delete lines 2 through 4 in their entirety, and at the beginning of line 5, delete "of Education in an amount equal to the reimbursement requested."

AMENDMENT NO. 7

On page 2, line 8, between "state" and "the student" delete "and" insert "but" and after "resident of this state" delete the remainder of the line

AMENDMENT NO. 8

On page 2, delete line 9 and insert ", the local education"

AMENDMENT NO. 9

On page 2, at the end of line 10, delete "non-Louisiana"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Mills
Anders	Gallot	Monica
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Perry
Baldone	Harrison	Peterson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Honey	Richmond
Burns, T.	Howard	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Roy
Carter	Jackson M.	Smiley
Champagne	Johnson	Smith, G.
Chandler	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Templet
Doerge	LaFonta	Thibaut
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Ernst	Little	Wooton
Fannin	Lopinto	
Total - 92		

NAYS

Simon
Total - 1

ABSENT

Badon, B.	Hardy	Pearson
Chaney	Henry	Schroder
Connick	Lambert	Talbot
Geymann	Montoucet	
Total - 11		

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

HOUSE BILL NO. 753—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 47:6016(B)(1)(c) and (E), relative to the new markets tax credit; to increase the maximum amount of qualified low-income community investments that may be issued by a single business; to provide for the allocation of tax credits; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 772—
BY REPRESENTATIVES WILLMOTT, BALDONE, BILLIOT, HENRY BURNS, CHANDLER, DANAHAY, DOERGE, GISCLAIR, GUINN, HARRISON, HAZEL, HILL, HOFFMANN, HOWARD, SAM JONES, KATZ, LEBAS, POPE, RICHARD, JANE SMITH, ST. GERMAIN, TUCKER, AND WADDELL
AN ACT

To amend and reenact R.S. 40:1300.1, 1300.2(2) and (4), 1300.3(A), 1300.4(B) and (C), and 1300.5(A) and (B) and to enact R.S. 40:1300.2(5) and (6), 1300.5(C) through (H), and 1300.5.1, relative to the Health Professional Development Program; to provide for scholarships to medical or dental students who are from rural or urban underserved areas; to restrict scholarship funds to those students who are willing to practice in rural or urban underserved areas; to provide for definitions; to create the Scholarship Awards Committee; to create the Nursing Scholarship Program; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 772 by Representative Willmott

AMENDMENT NO. 1

On page 1, line 2, after "1300.2(2)" and before "," delete "and (4)"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and insert "1300.5"

AMENDMENT NO. 3

On page 1, line 4, before ", relative" delete "and 1300.5.1"

AMENDMENT NO. 4

On page 1, line 7, after "definitions;" delete the remainder of the line and insert "and to provide for relate matters."

AMENDMENT NO. 5

On page 1, delete lines 8 and 9 in their entirety

AMENDMENT NO. 6

On page 1, line 11, after "1300.2(2)" and before ", 1300.3(A)" delete "and (4)"

AMENDMENT NO. 7

On page 1, line delete lines 12 and 13 in their entirety and insert "1300.5 are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 8

On page 2, delete lines 12 through 20 in their entirety

AMENDMENT NO. 9

On page 3, delete lines 7 through 29 in their entirety and insert the following:

"§1300.5. Scholarship program

A. It is the intent of the legislature to increase the number of primary care practitioners who practice in health professional shortage areas in the state. The department shall administer a state scholarship program. To be eligible for the scholarship program an applicant must:

(1) Be accepted for enrollment, or be enrolled as a full-time student in a program offering a doctor of medicine at a professional school of the Louisiana State University Health Sciences Center or the Tulane University School of Medicine, an approved program offering training as a registered nurse in a public or regionally accredited independent institution of higher education, or an approved program offering training as a licensed practical nurse at a public institution.

(2) Pursue an approved course of study and maintain an acceptable level of academic standing, leading to a degree in medicine, dentistry, or other health-related specialty, as determined by the secretary.

(3) Agree in writing to serve in the health professional manpower shortage areas, one and one-half years for each year of receiving the scholarship and to accept and maintain an open panel for Medicaid, Medicare, and uninsured patients during his service. Failure to serve as agreed to in writing shall result in the repayment of such scholarship and a substantial penalty as determined by the department.

B. Subject to the availability of funding, the department shall provide scholarships equal to the lowest base tuition of a public medical school in the state and sufficient to provide for the graduation each year of the following:

(1) ~~Ten physicians~~ Physicians from accredited graduate medical education training programs in the disciplines of family medicine, emergency medicine, pediatrics, medicine/pediatrics, or obstetrics/gynecology general family medicine, general internal medicine, general pediatrics, general medicine/pediatrics, obstetrics, gynecology, dentistry, or optometry.

(2) ~~Ten registered~~ Registered or advanced practice nurses.

(3) ~~Ten licensed~~ Licensed practical nurses.

C. Subject to the availability of funding, any scholarship awarded by the department to a nursing student shall be equal to the lowest base tuition of a public nursing school in the state.

D. The department may access state, federal, or grant funding made available to the department for the purpose of fulfilling the scholarships offered in accordance with this Part."

AMENDMENT NO. 10

Delete pages 4 through 5 in their entirety

AMENDMENT NO. 11

On page 6, delete lines 1 through 23 in their entirety

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Reengrossed House Bill No. 772 by Representative Willmott

AMENDMENT NO. 1

In Senate Committee Amendment No. 9 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 18, 2009, on line 27 thereof, between "medicine" and "at" insert "degree"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Cheek to Reengrossed House Bill No. 772 by Representative Willmott

AMENDMENT NO. 1

In Senate Committee Amendment No. 9 proposed by the Senate Committee on Health and Welfare and adopted by the Senate on June 18, 2009, on line 35 thereof, after "areas" and before "," insert "in Louisiana"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Morris
Abramson	Franklin	Norton
Anders	Gallot	Nowlin
Arnold	Geymann	Pearson
Aubert	Gisclair	Perry
Badon, A.	Guillory	Peterson
Badon, B.	Guinn	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Pugh
Barrow	Henderson	Richard
Billiot	Hill	Richardson
Brossett	Hines	Richmond
Burford	Hoffmann	Ritchie
Burns, H.	Honey	Robideaux
Burns, T.	Howard	Roy
Burrell	Hutter	Schroder
Carmody	Jackson G.	Simon
Carter	Jackson M.	Smiley
Champagne	Johnson	Smith, G.
Chandler	Jones, R.	Smith, J.
Chaney	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Stiaes
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	Landry	Thibaut

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Dove	Leger	White
Downs	Little	Williams
Edwards	McVea	Willmott
Ernst	Mills	Wooton
Fannin	Monica	
Total - 92		

NAYS

Total - 0

ABSENT

Armes	Hardy	Ligi
Connick	Henry	Lopinto
Ellington	LaBruzzo	Montoucet
Greene	LeBas	Waddell
Total - 12		

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

HOUSE BILL NO. 774—

BY REPRESENTATIVE DIXON

AN ACT

To amend and reenact R.S. 34:335.1, 335.2, and 335.3(A), to enact R.S. 34:335.7 through 335.9, and to repeal R.S. 34:335.4(A) and 3522, relative to the Alexandria Regional Port; to provide with respect to the port's territorial boundaries; to provide with respect to the composition of the board of commissioners; to provide for term limits; to provide for a method for filling vacancies of the board; to remove the authority of the board to levy an ad valorem tax under certain circumstances; to remove the authority of the board to acquire land by expropriation for certain purposes of the district; to provide for additional powers of the board; to authorize the port to acquire land under certain circumstances; to remove the board of commissioners of port authorities and the powers of the board of commissioners for port authorities; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 774 by Representative Dixon

AMENDMENT NO. 1

On page 2, line 7, change "nine" to "eight"

AMENDMENT NO. 2

On page 2, delete lines 20 through 25, and insert:

"(b) One member appointed by a majority of the incorporated municipalities in Rapides Parish outside the cities of Alexandria and Pineville.

(c) One commissioners member shall be appointed at large by the parish governing authority of Grant Parish who shall be a non-voting member."

AMENDMENT NO. 3

On page 2, at the beginning of line 26, change "(c)" to "(d)" and change "commissioner" to "member"

AMENDMENT NO. 4

On page 2, line 27, after "Parish" insert "who shall be a non-voting member"

AMENDMENT NO. 5

On page 2, delete lines 28 and 29

AMENDMENT NO. 6

On page 3, delete lines 1 through 19, and insert:

"B. (1) The three presently seated members appointed by the mayor of the city of Alexandria shall continue to serve during the remainder of the term of the appointing authority. One of the commissioners members initially appointed by the mayor of Alexandria shall serve an initial term of one year. Two One of the commissioners members initially appointed by the mayor of Alexandria shall serve an initial term of two years. Two One of the commissioners members initially appointed by the mayor of Alexandria shall serve an initial term of three years. Thereafter, the successors to each of the commissioners members appointed by the mayor of Alexandria shall be appointed for terms of four three years. The commissioners representing the Red River Waterway Commission shall serve terms concurrent with their terms on that commission.

(2) One of the members of the board initially appointed by the mayor of the Pineville shall serve an initial term of one year. The other member initially appointed by him shall serve an initial term of two years. Thereafter, the successors to each of the commissioners appointed by the mayor shall be appointed for terms of three years.

(3) The member appointed by the governing authority of Avovelles Parish shall serve terms of one year.

(4) The member appointed by the governing authority of Grant Parish shall serve terms of one year.

(5) The member appointed by the incorporated municipalities in Rapides outside the cities of Alexandria and Pineville shall serve an initial term of three years. Thereafter, the successors to the member appointed by the incorporated municipalities in Rapides outside the cities of Alexandria and Pineville shall be appointed for terms of three years.

(6) No member shall serve more than four consecutive terms of office.

(7) The terms of the presently seated members of the board under the authority of prior law shall terminate upon the appointment or reappointment of the members provided for in Paragraphs (1), (2), and (3) of this Subsection."

AMENDMENT NO. 7

On page 4, delete line 6, and insert "president, a vice president,"

AMENDMENT NO. 8

On page 4, line 12, after "majority of the" insert "voting"

AMENDMENT NO. 9

On page 4, line 13, after "vacancies" insert "of voting members"

AMENDMENT NO. 10

On page 4, line 14, after "majority of the" insert "voting"

AMENDMENT NO. 11

On page 4, line 18, change "total" to "voting"

AMENDMENT NO. 12

On page 5, line 13, after "purchase" delete the remainder of the line, on line 14, delete "appropriation" and insert "or donation"

AMENDMENT NO. 13

On page 5, at the end of line 18, insert:

"The board of commissioners shall not acquire any property, wharves, or landings by expropriation."

AMENDMENT NO. 14

On page 6, line 2, change "Section 32" to "Section 36.1"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 774 by Representative Dixon

AMENDMENT NO. 1

On page 1, line 3, after "335.4" delete "(A)" and insert ", 335.5,"

AMENDMENT NO. 2

On page 1, line 7, delete "under certain circumstances"

AMENDMENT NO. 3

On page 1, line 8, after "expropriation" delete the remainder of the line and one line 9, delete "district"

AMENDMENT NO. 4

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 18, 2009, on line 31, change "him" to "the mayor of Pineville"

AMENDMENT NO. 5

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 18, 2009, on line 32, after "mayor" insert "of Pineville"

AMENDMENT NO. 6

In Senate Committee Amendment No. 6, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 18, 2009, on line 5, after "upon" delete "the appointment or reappointment" and insert "their reappointment or appointment"

AMENDMENT NO. 7

On page 4, delete lines 23 and 24

AMENDMENT NO. 8

On page 4, line 25, change "(4)" to "(3)"

AMENDMENT NO. 9

On page 4, line 26, change "(5)" to "(4)"

AMENDMENT NO. 10

On page 5, at the end of line 10, insert:

"Notwithstanding any other law to the contrary, neither the Alexandria Regional Port nor any entity created by such port shall have the authority to issue bonds, notes, or other evidences of indebtedness."

AMENDMENT NO. 11

On page 6, line 5, delete "(A)" and insert ", 335.5,"

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

As a substitute motion, Rep. Nowlin moved that the amendments proposed by the Senate be rejected.

Rep. Dixon objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Doerge	Monica
Abramson	Edwards	Nowlin
Anders	Ellington	Pearson
Arnold	Ernst	Pope
Badon, A.	Fannin	Richardson
Baldone	Guinn	Ritchie
Billiot	Hill	Schroder
Burford	Hines	Simon
Burns, H.	Howard	Smiley
Carmody	Johnson	Smith, G.
Carter	LeBas	Talbot
Chandler	Ligi	Willmott
Chaney	Little	
Cromer	McVea	
Total - 40		

NAYS

Armes	Greene	Montoucet
Aubert	Guillory	Norton
Badon, B.	Hardy	Perry
Barrow	Hazel	Peterson
Brossett	Henderson	Robideaux
Burrell	Hoffmann	Roy
Danahay	Honey	Smith, P.
Dixon	Jackson G.	St. Germain
Downs	Jackson M.	Stiaes
Foil	Jones, R.	Waddell
Franklin	Jones, S.	White
Gallot	Kleckley	Williams
Geymann	LaFonta	Wooton
Gisclair	Mills	
Total - 41		

ABSENT

Barras	Hutter	Ponti
Burns, T.	Katz	Pugh
Champagne	LaBruzzo	Richard
Connick	Lambert	Richmond
Cortez	Landry	Smith, J.
Dove	Leger	Templet
Harrison	Lopinto	Thibaut
Henry	Morris	
Total - 23		

The House refused to reject the amendments.

Rep. Dixon insisted on his motion that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Greene	Mills
Aubert	Guillory	Montoucet
Badon, B.	Hardy	Norton
Barrow	Hazel	Perry
Brossett	Henderson	Peterson
Burrell	Hoffmann	Richmond
Danahay	Honey	Robideaux
Dixon	Hutter	Roy
Downs	Jackson G.	Smith, P.
Edwards	Jackson M.	St. Germain
Ellington	Jones, R.	Stiaes
Fannin	Jones, S.	White
Foil	Kleckley	Williams
Franklin	LaFonta	Wooton
Gallot	Landry	
Total - 44		

NAYS

Mr. Speaker	Gisclair	Nowlin
Abramson	Guinn	Pearson
Anders	Hill	Pope
Arnold	Hines	Pugh
Badon, A.	Howard	Richardson
Baldone	Johnson	Ritchie
Burford	Katz	Schroder
Burns, T.	LaBruzzo	Simon
Carmody	LeBas	Smiley
Carter	Leger	Smith, G.
Chandler	Ligi	Talbot
Cromer	Little	Waddell
Doerge	McVea	Willmott
Ernst	Monica	
Total - 41		

ABSENT

Barras	Dove	Ponti
Billiot	Geymann	Richard
Burns, H.	Harrison	Smith, J.
Champagne	Henry	Templet
Chaney	Lambert	Thibaut
Connick	Lopinto	
Cortez	Morris	
Total - 19		

The House refused to concur in the amendments proposed by the Senate.

Conference committee appointment pending.

HOUSE BILL NO. 794—

BY REPRESENTATIVES TUCKER, BALDONE, BILLIOT, BROSSETT, TIM BURNS, CARMODY, CARTER, CORTEZ, DIXON, DOVE, DOWNS, FANNIN, FOIL, GISCLAIR, GREENE, HARRISON, HENDERSON, HENRY, HINES, ROSALIND JONES, KATZ, LAMBERT, LIGI, LOPINTO, PETERSON, PONTI, POPE, RICHARDSON, ROBIDEAUX, SCHRODER, SMILEY, JANE SMITH, TEMPLET, THIBAUT, WHITE, AND WILLMOTT

AN ACT

To enact R.S. 17:3138 and R.S. 36:651(N), relative to a comprehensive review of postsecondary education in Louisiana; to provide for the creation of the Postsecondary Education Review Commission and to provide for its composition, powers,

duties, compensation, staffing and support, and funding; to require the commission to conduct a review of postsecondary education in the state and to provide for the scope of the review and a report thereon; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 794 by Representative Tucker

AMENDMENT NO. 1

On page 3, at the end of line 8, delete "that shall"

AMENDMENT NO. 2

On page 3, at the beginning of line 9, delete "not exceed fifty dollars per day"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barras	Henry	Roy
Burns, H.	Honey	Templet
Connick	Leger	
Dixon	Lopinto	
Total - 10		

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

Consent to Correct a Vote Record

Rep. Ponti requested the House consent to record his vote on concurrence in the Senate Amendments to House Bill No. 794 as yea, which consent was unanimously granted.

HOUSE BILL NO. 796—
BY REPRESENTATIVES PETERSON, HARDY, AND GARY SMITH
AN ACT

To amend and reenact R.S. 38:330.1(B)(1)(a), (C)(1)(a)(introductory paragraph), (i), (ii), and (iii), (2)(a), (G), and (K)(3), relative to the Southeast Flood Protection Authority East and West; to remove territorial jurisdiction under the Authority Board East; to reduce the number of members of the Authority Board East; to provide for members' qualifications; to provide relative to the membership of the nominating committee; to provide relative to the duties of the nominating committee; to provide relative to a board member's fiduciary duty to the board; to provide an exception for certain public employees to serve as members on either board; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 806—
BY REPRESENTATIVE KATZ
AN ACT

To amend and reenact R.S. 44:4.1(B)(21) and to enact R.S. 37:2501(8), (9), (10), (11), and (12) and 2505.1, relative to the Board of Examiners of Nursing Facility Administrators; to provide for definitions; to authorize the board to obtain criminal history record information; to restrict the release of confidential information; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Mount to Re-Reengrossed House Bill No. 806 by Representative Katz

AMENDMENT NO. 1

On page 1, line 8, delete "2504(F)(2)(k), (l), and (m),"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Barras	Ligi	Peterson
Connick	Lopinto	Ponti
Henry	Morris	Templet
Jones, R.	Perry	
Total - 11		

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

HOUSE BILL NO. 833—
BY REPRESENTATIVES DOVE, BOBBY BADON, BILLIOT, HENRY BURNS, CHAMPAGNE, FOIL, HENDERSON, LAMBERT, LANDRY, LITTLE, MONTOUCET, AND MORRIS AND SENATORS DUPRE AND MORRISH

AN ACT

To amend and reenact R.S. 36:4(Z), 351(C)(1), 358(B), 501(B) and (C)(1), 502(A) and (B), and 508.3(A), (B), (C), (F), and (G), R.S. 38:81, 100(introductory paragraph), 101(A) and (B), 102, 103(A) and (B), 106(A)(1) and (2)(introductory paragraph) and (B), 107(A), 108, and 109, R.S. 49:214.1 and 214.2, R.S. 56:421(B)(introductory paragraph) and (1), (C), and (E)(4), 424(H), 425(E), 427.1(C), 432.1(A), (B)(introductory paragraph) and (1)(a), (2), (3), and (4), (C)(introductory paragraph) and (1), (D)(1), and 432.2, to enact R.S. 35:410, R.S. 49:214.3.1, 214.4.1 and 214.4.2, 214.5.1 through 214.5.8, and 214.6.1 through 214.6.11, and R.S. 56:421(B)(13), and to repeal R.S. 36:4(J), R.S. 38:84, Chapter 3-A of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:241 through 251, Subpart A of Part II of Chapter 2 of Title 49 of the Louisiana Revised Statutes of 1950, comprised of R.S. 49:213.1 through 213.12, and 49:214.3 through 214.16, relative to hurricane protection, flood control, and coastal restoration; to create the Office of Coastal Protection and Restoration in the

office of the governor; to consolidate functions relative to hurricane protection, flood control, and coastal restoration under the authority of that office; to provide relative to the powers, duties, functions, and responsibilities of that office; provides for the interrelations between the governor's executive assistant for coastal activities, the Coastal Protection and Restoration Authority, the Governor's Advisory Commission on Coastal Protection, Restoration, and Conservation, and the Office of Coastal Protection and Restoration. and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Re-Reengrossed House Bill No. 833 by Representative Dove

AMENDMENT NO. 1

On page 1, line 9, change "214.6.11" to "214.6.10"

AMENDMENT NO. 2

On page 1, line 10, delete "R.S. 38:84,"

AMENDMENT NO. 3

On page 2, line 11, delete "(R.S. 49:214.6.1 et seq.)," and insert "(R.S. 49:214.5.1 et seq.), and the Office of Coastal Protection and Restoration (R.S. 49:214.6.1 et seq.)"

AMENDMENT NO. 4

On page 5, delete lines 9 and 10, and insert "secretary. The office shall also administer the state's participation in the National Flood Insurance Program, 42 USC 4001 et seq."

AMENDMENT NO. 5

On page 13, line 17, change "214.6.11" to "214.6.10"

AMENDMENT NO. 6

On page 35, delete lines 11 through 15

AMENDMENT NO. 7

On page 35, line 16, change "(4)" to "(3)"

AMENDMENT NO. 8

On page 35, line 18, change "(5)" to "(4)"

AMENDMENT NO. 9

On page 35, line 21, change "(6)" to "(5)"

AMENDMENT NO. 10

On page 36, between lines 16 and 17, insert:

"E. Notwithstanding any other provision of law to the contrary, the Department of Wildlife and Fisheries may enter into a cooperative endeavor agreement with the authority or a levee district to allow the use of the department's personnel, equipment or lands owned or leased by the state to satisfy wetland mitigation requirements imposed upon the authority or levee district by federal, state, or local law."

AMENDMENT NO. 11

On page 61, delete lines 18 through 29

AMENDMENT NO. 12

On page 62, delete lines 1 through 10

AMENDMENT NO. 13

On page 70, line 20, delete "R.S. 38:84 and"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed House Bill No. 833 by Representative Dove

AMENDMENT NO. 1

In Senate Committee Amendment No. 13, proposed by the Senate Committee on Natural Resources, and adopted by the Senate on June 16, 2009, on page 2, line 4, at the end of the line, insert "and on line 21, change "are hereby repealed in their" to "is hereby repealed in its"

AMENDMENT NO. 2

On page 28, lines 6 and 9, following "the" and before "appointments" insert "two"

AMENDMENT NO. 3

On page 41, lines 25 and 28, following "Subsection B" insert "of this Section"

AMENDMENT NO. 4

On page 47, line 10, following "of the" and before "master plan" delete "comprehensive"

AMENDMENT NO. 5

On page 49, line 20, following "authority of" change "R.S. 49:214.5.2(A)(8)" to "R.S. 49:214.5.2(A)(7)"

AMENDMENT NO. 6

On page 58, line 13, following "may" delete the remainder of the line, and insert "be used only as provided in this Section. The"

AMENDMENT NO. 7

On page 60, line 4, following "may" and before "as" change "only be used" to "be used only"

AMENDMENT NO. 8

On page 62, line 12, following "432.1(A)" and before ", (2),(3)" change "(B)(1)(a)" to "(B)(introductory paragraph) and (1)(a)"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 96

NAYS

Total - 0

ABSENT

Connick	Jones, R.	Richmond
Henry	Lopinto	Williams
Jackson G.	Ponti	

Total - 8

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

HOUSE BILL NO. 853—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To authorize and provide for the transfer, sale, exchange, or lease of certain state real property in Lafayette Parish to any governmental entity or nonprofit corporation property described herein; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 853 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 8, following "convey" change "sale" to "sell"

AMENDMENT NO. 2

On page 1, line 18, following "and" delete "/"or"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 853 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 9, delete "but with waiver of surface rights"

AMENDMENT NO. 2

On page 1, line 19, delete "but with waiver of surface"

AMENDMENT NO. 3

On page 1, line 20, delete "rights"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Gisclair	Little
----------	--------

Total - 2

ABSENT

Henry	Katz	Perry
Jones, R.	Monica	Templet

Total - 6

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

HOUSE BILL NO. 637—
BY REPRESENTATIVES PONTI AND ARNOLD
AN ACT

To amend and reenact R.S. 40:1730.53(2), (5)(a) and (d), and (6), 1730.60, 1730.62(B) and (C)(introductory paragraph), and 1730.65(C)(1) and to enact R.S. 40:1730.53(5)(e), (7), (8), and (9), 1730.63(C), 1730.67, and 1730.68, relative to the

Industrialized Building Act; to provide for changes to definitions; to provide for new definitions; to provide for inspections by the fire marshal; to provide for exemptions for decals or insignia; to provide for fees; to provide for the Industrialized Building Program Fund; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Engrossed House Bill No. 637 by Representative Ponti

AMENDMENT NO. 1

On page 5, line 6, after "fiscal year" and before the comma ", " insert "and subject to an annual appropriation by the legislature"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Carmody	Jackson G.	Peterson
Connick	Jones, R.	Richmond
Franklin	Lambert	Smith, P.

Henry	Lopinto
Honey	Perry
Total - 13	

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

HOUSE BILL NO. 864—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 46:1816(E) and to repeal Code of Criminal Procedure Article 887(E), relative to additional fees assessed in relation to violations of criminal statutes and local ordinances; to continue the existing fees assessed in specified matters which are used for funding the training of and the providing of other assistance to local law enforcement agencies; to repeal provisions providing for fees to fund local law enforcement agencies; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 864 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert the following:

"amend and reenact R.S. 46:1816(B)(2), to"

AMENDMENT NO. 2

On page 1, line 9, before "R.S. 46:1816(E)" insert "R.S. 46:1816(B)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, between lines 11 and 12 insert the following:

"B. The fund shall be composed of:

* * *

(2) All monies paid as a cost levied on criminal actions, as provided by R.S. 46:1816(D) and (E).

* * **

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Armes	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Peterson
Barras	Hazel	Ponti

Barrow	Henderson	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Thibaut
Dove	Landry	Waddell
Edwards	LeBas	White
Ellington	Leger	Williams
Ernst	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	

Total - 95

NAYS

Total - 0

ABSENT

Anders	Geymann	Perry
Champagne	Henry	Pope
Downs	Pearson	Smiley

Total - 9

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

HOUSE BILL NO. 753—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 47:6016(B)(1)(c) and (E), relative to the new markets tax credit; to increase the maximum amount of qualified low-income community investments that may be issued by a single business; to provide for the allocation of tax credits; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 753 by Representative Richmond

AMENDMENT NO. 1

On page 1, at the beginning of line 22, change "October" to "December"

AMENDMENT NO. 2

On page 2, line 5, change "October" to "December"

AMENDMENT NO. 3

On page 2, line 23, change "submission" to "receipt"

AMENDMENT NO. 4

On page 3, at the end of line 17, change "September" to "November"

AMENDMENT NO. 5

On page 3, at the beginning of line 21, change "October 1" to "December 1"

AMENDMENT NO. 6

On page 4, delete line 13, and insert:

"receipt of a completed application. If a delay in the processing of the application is attributable to the applicant, the sixty-day time limit shall be suspended."

(c) "Completed application" means an application that furnishes all of the information requested on the application including the names of the qualified active low income businesses as prescribed by the secretary."

AMENDMENT NO. 7

On page 5, line 1, change "October" to "December"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dorsey to Reengrossed House Bill No. 753 by Representative Richmond

AMENDMENT NO. 1

On page 3, between lines 24 and 25, insert the following:

"(v) Notwithstanding the provisions of R.S. 47:6016(E)(2)(a)(iii) and any provision of this Chapter to the contrary, unissued, disallowed or recaptured credits from any prior taxable year, and any unissued, disallowed or recaptured credits for any prior issuance period for which valid applications exceeded the authorized issuance amount, shall be available for issuance during the period beginning June 1, 2009 and ending November 30, 2009. To this end, for any qualified investment issued on or after May 31, 2009, but before December 1, 2009, the maximum amount of qualified low-income community investments that may be issued by a single business, on an aggregate basis with all of its affiliates, and be included in the calculation of the fraction described in R.S. 47:6016(B)(1)(b), whether to one or more issuers of qualified equity investments, shall not exceed seven million five hundred thousand dollars. An application for a tax credit pursuant to this Item is based upon a qualified investment issued during the period beginning June 1, 2009 and ending November 30, 2009, and based upon unissued, disallowed or recaptured tax credits occurring prior to or during the issuance period established by this Item, thus an application submitted to the Secretary during this period shall be deemed continuing. Therefore the applicant shall be eligible for the maximum amount of Qualified Low Income Community Investments that may be issued by a single business from the unissued, disallowed or recaptured credits as provided in this item, including those accruing after the initial application authorized by the provisions of this item, but before December 1, 2009."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Mills
Abramson	Foil	Monica
Anders	Franklin	Morris
Armes	Gallot	Norton

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

NAYS

Total - 0

ABSENT

Champagne	Lambert	Perry
Geymann	Lopinto	Smith, J.
Greene	Montoucet	
Henry	Pearson	
Total - 10		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 866—

BY REPRESENTATIVES CONNICK, ABRAMSON, RICHMOND, LEGER, HINES, AND ERNST AND SENATORS APPEL, ALARIO, MARTINY, MORRELL, AND MURRAY

AN ACT

To enact R.S. 43:201(D), relative to Jefferson Parish; to provide for judicial advertisements and legal notices in certain publications; to provide for criteria; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Engrossed House Bill No. 866 by Representative Connick

AMENDMENT NO. 1

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

AMENDMENT NO. 2

On page 1, line 9, after "(D)" delete "is" and insert "and (E) are"

AMENDMENT NO. 3

On page 1, between line 17 and line 18, insert the following:

"E. In Jefferson Parish, the total circulation of every publication or newspaper shall be proved not less than annually by an experienced publication auditing firm prior to the selection of the publication or newspaper under this Section. The audit shall reflect the circulation of the publication or newspaper by parish, and shall be submitted as an attachment to any proposal by a publication or newspaper to publish judicial advertisements and legal notices in Jefferson Parish."

AMENDMENT NO. 4

On page 1, line 18, after "effective" delete the remainder of the line and delete line 19 and on page 2, delete lines 1 through 3 and insert "on August 15, 2009."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Ligi
Abramson	Fannin	Little
Anders	Foil	McVea
Armes	Franklin	Mills
Arnold	Gallot	Monica
Aubert	Geymann	Morris
Badon, A.	Gisclair	Norton
Badon, B.	Guillory	Pearson
Baldone	Guinn	Peterson
Barras	Hardy	Ponti
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Hill	Richmond
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honey	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Chandler	Jackson M.	Smith, G.
Chaney	Johnson	Smith, J.
Cortez	Jones, R.	Smith, P.
Cromer	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dixon	Kleckley	Talbot
Doerge	LaBruzzo	Templet
Dove	LaFonta	Thibaut
Downs	Landry	Waddell
Edwards	LeBas	Willmott
Ellington	Leger	Wooton
Total - 90		

NAYS

Total - 0

ABSENT

Champagne	Lambert	Pope
Connick	Lopinto	Smiley
Greene	Montoucet	White
Henry	Nowlin	Williams
Howard	Perry	
Total - 14		

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

HOUSE BILL NO. 868 (Substitute for House Bill No. 484 by Representative Little)

BY REPRESENTATIVE LITTLE

AN ACT

To amend and reenact R.S. 47:1515.3(A), (B), and (C), relative to timber severance taxes; to provide relative to the authority of the Department of Revenue and the Department of Agriculture and Forestry to enter into agreements to collect timber severance taxes; to authorize the commissioner of the Department of Agriculture and Forestry to appoint a director under certain circumstances; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 868 by Representative Little

AMENDMENT NO. 1

On page 2, line 4, after "collection fee" insert "equal to the cost of collection"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Total - 0

ABSENT

Barras	Henry	Ponti
Champagne	Lopinto	
Greene	Perry	

Total - 7

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

HOUSE BILL NO. 887—

BY REPRESENTATIVES BARRAS, BOBBY BADON, BALDONE, BILLIOT, BURRELL, CHAMPAGNE, GISCLAIR, GUINN, HARDY, HARRISON, SAM JONES, MILLS, AND RICHARD

AN ACT

To enact Chapter 13-K of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.181, to create the New Iberia Redevelopment Authority; to provide for the formation of a program or programs in the city of New Iberia for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings in the city of New Iberia; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Reengrossed House Bill No. 887 by Representative Barras

AMENDMENT NO. 1

On page 16, lines 5 and 6, delete "in the manner provided for in Chapter 13-A of Title 33 of the Louisiana Revised Statutes of 1950 or"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Little
Abramson	Fannin	Lopinto
Anders	Foil	McVea
Armes	Franklin	Mills
Arnold	Gallot	Monica
Aubert	Geymann	Morris
Badon, A.	Gisclair	Norton
Badon, B.	Greene	Peterson
Baldone	Guillory	Ponti
Barras	Guinn	Pope
Barrow	Hardy	Pugh
Billiot	Harrison	Richard
Brossett	Hazel	Richardson
Burford	Henderson	Richmond

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Burns, H.	Hill	Ritchie
Burns, T.	Hines	Robideaux
Burrell	Hoffmann	Roy
Carmody	Honey	Schroder
Carter	Howard	Simon
Champagne	Hutter	Smiley
Chandler	Jackson G.	Smith, G.
Chaney	Jackson M.	Smith, J.
Connick	Johnson	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Thibaut
Doerge	Lambert	Waddell
Dove	Landry	White
Downs	LeBas	Williams
Edwards	Leger	Willmott
Ellington	Ligi	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Henry	Montoucet	Perry
Jones, R.	Nowlin	Templet
Jones, S.	Pearson	

Total - 8

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

HOUSE BILL NO. 2—
BY REPRESENTATIVE GREENE
AN ACT

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Re-Reengrossed House Bill No. 2 by Representative Greene

AMENDMENT NO. 1

On page 8, delete line 44, and insert the following:

"Total \$162,367,515"

AMENDMENT NO. 2

On page 13, delete lines 33 through 44

AMENDMENT NO. 3

On page 14, delete line 15, and insert the following:

"(43) Tioga Heritage Museum, Planning and Construction"

AMENDMENT NO. 4

On page 14, delete lines 18 through 23, and insert the following:

"Payable from General Obligation Bonds	
Priority 1	\$ 100,000
Priority 2	\$ 50,000

Payable from the balance of General Obligation Bond proceeds previously allocated by the authority of Act 2 of 2004 for Baton Rouge Louisiana Arts and Science Center Planetarium/Space Theater and Train Renovations and Pavilion (East Baton Rouge)	\$ 220,000
Total	<u>\$ 370,000"</u>

AMENDMENT NO. 5

On page 14, delete lines 18 through 25, and insert the following:

"Priority 1	<u>\$ 100,000"</u>
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AMENDMENT NO. 6

On page 14, delete line 34, and insert the following:

"Priority 1	\$ 250,000
Priority 2	\$ 50,000
Total	<u>\$ 300,000"</u>

AMENDMENT NO. 7

On page 15, delete line 10, and insert the following:

"Payable from General Obligation Bonds	
Priority 1	\$ 750,000
Priority 2	\$ 2,000,000

Payable from the balance of General Obligation Bond proceeds previously allocated by the authority of Act 2 of 2004 for Baton Rouge Louisiana Arts and Science Center Planetarium/Space Theater and Train Renovations and Pavilion (East Baton Rouge)	\$ 110,000
Total	<u>\$ 2,860,000"</u>

AMENDMENT NO. 8

On page 15, between lines 10 and 11, insert the following:

"(781) Aviation and Military Museum of Louisiana, Inc. Phase I Existing Facility Refurbish/Expansion, Planning and Construction (\$301,347 Local Match) (Ouachita)	
Payable from General Obligation Bonds	
Priority 1	\$ 160,000
Priority 2	\$ 25,000
Total	<u>\$ 185,000"</u>

AMENDMENT NO. 9

On page 16, delete line 48, and insert the following:

"Priority 1	<u>\$ 3,940,000"</u>
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AMENDMENT NO. 10

On page 17, between lines 34 and 35, insert the following:

() Bulk Grain Elevator, Planning
and Construction
(Calcasieu)
Payable from the balance
of Series 85D (29T) \$21,000,000

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 11

On page 19, after line 48, insert the following:

"(1253) Construction of Maintenance Facility,
City Park, Planning and Construction
(Cash and/or In-Kind Match)
(Orleans)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 12

On page 21, delete line 26, and insert the following:

"(St. John The Baptist)"

AMENDMENT NO. 13

On page 24, delete line 50, and insert the following:

"(95) West Prien Lake Road, Planning,"

AMENDMENT NO. 14

On page 25, delete line 43, and insert the following:

"Other Reimbursements, Local Matching Dollars, Federal Funds, and Opportunity"

AMENDMENT NO. 15

On page 26, between lines 3 and 4, insert the following:

"(1192) La. Hwy. 616 (Caldwell Road to
La. Hwy. 143), Planning and Construction
(Ouachita)
Payable from General Obligation Bonds
Priority 2 \$ 150,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 45,000
Total \$ 195,000"

AMENDMENT NO. 16

On page 26, between lines 3 and 4, insert the following:

"(1881) US 167 Corridor Study
(Evangeline, St. Landry)
Payable from General Obligation Bonds
Priority 2 \$ 100,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 300,000
Total \$ 400,000"

AMENDMENT NO. 17

On page 26, at the beginning of line 4 delete "()" and insert "(1988)"

AMENDMENT NO. 18

On page 26, delete line 9, and insert the following:

"Non-Recurring Revenues \$ 1,000,000"

AMENDMENT NO. 19

On page 27, delete line 5, and insert the following:

"Match; \$442,000,000 Federal Match)"

AMENDMENT NO. 20

On page 27, delete line 10, and insert the following:

"Priority 1 \$ 23,955,000
Priority 2 \$ 300,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 300,000
Total \$ 24,555,000"

AMENDMENT NO. 21

On page 27, delete line 38, and insert the following:

"Priority 1 \$ 1,500,000
Priority 2 \$ 200,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 150,000
Total \$ 1,850,000"

AMENDMENT NO. 22

On page 32, between lines 34 and 35, insert the following:

"(1296) State Police, Troop L and Bureau
of Investigations
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 23

On page 33, after line 45, insert the following:

"(1021) Expansion of Shreveport Mental Health
Center, Planning and Construction
(Caddo)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 24

On page 37, delete line 11, and insert the following:

"LOUISIANA WORKFORCE COMMISSION"

AMENDMENT NO. 25

On page 38, delete line 14, and insert the following:

"Priority 1 \$ 25,325,000
Priority 2 \$ 150,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 300,000
Total \$ 25,775,000"

AMENDMENT NO. 26

On page 39, delete line 9, and insert the following:

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"(808) Parking Lots: Existing Facilities, Renovations and Repairs"

AMENDMENT NO. 27

On page 41, at the beginning of line 1, delete "()" and insert "(1985)"

AMENDMENT NO. 28

On page 41, delete line 5, and insert the following:

"Non-Recurring Revenues \$ 5,000,000"

AMENDMENT NO. 29

On page 44, delete line 17, and insert the following:

"Priority 1 \$ 600,000
Priority 2 \$ 120,000
Total \$ 720,000"

AMENDMENT NO. 30

On page 46, delete line 39, and insert the following:

"(834) Sandel Hall Renovation"

AMENDMENT NO. 31

On page 46, delete line 43, and insert the following:

"Priority 2 \$ 50,000
Priority 3 \$ 1,000,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 100,000
Total \$ 1,150,000"

AMENDMENT NO. 32

On page 49, delete line 47, and insert the following:

"Priority 1 \$ 1,305,000
Priority 2 \$ 50,000
Total \$ 1,355,000"

AMENDMENT NO. 33

On page 50, delete line 18, and insert the following:

"Priority 1 \$ 750,000
Priority 2 \$ 100,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 45,000
Total \$ 895,000"

AMENDMENT NO. 34

On page 50, delete lines 26 and 27, and insert the following:

"(258) State Capitol HVAC Replacement and Renovations"

AMENDMENT NO. 35

On page 50, after line 45, insert the following:

"36/L10 ORLEANS LEVEE DISTRICT

() Southeast Louisiana Flood Protection Authority - East for Bayou St. John, Maintenance and Improvements,

Perimeter Elevation, Hydrology Study, Planning and Construction (Orleans) Payable from General Obligation Bonds Priority 2 \$ 250,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 36

On page 50, after line 45, insert the following:

"36/L10 ORLEANS LEVEE DISTRICT

() Beautification and Maintenance Projects, Planning and Construction (Orleans) Payable from State General Fund (Direct) Non-Recurring Revenues \$ 50,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 36:112."

AMENDMENT NO. 37

On page 52, delete lines 38 through 40, and insert the following:

"and Equipment (St. John The Baptist) Payable from General Obligation Bonds Priority 1 \$ 1,000,000 Priority 2 \$ 1,000,000 Total \$ 2,000,000"

AMENDMENT NO. 38

On page 53, delete line 27, and insert the following:

"Priority 1 \$ 10,000 Priority 2 \$ 25,000 Total \$ 35,000"

AMENDMENT NO. 39

On page 54, delete line 24, and insert the following:

"Priority 1 \$ 50,000 Priority 2 \$ 200,000 Total \$ 250,000"

AMENDMENT NO. 40

On page 54, between lines 30 and 31, insert the following:

"50/J03 ASCENSION PARISH

(1342) Lamar Dixon Development, Purchase and Land Acquisition (Ascension) Payable from General Obligation Bonds Priority 2 \$ 300,000

Pending approval of capital outlay budget request pursuant to R.S. 39:112."

AMENDMENT NO. 41

On page 54, between lines 30 and 31, insert the following:

"50/J03 ASCENSION PARISH

(1535) Oak Grove Community and Recreational Center, Planning and Construction (Cash and/or In-Kind Match Required) (Ascension)
Payable from State General Fund (Direct) Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 42

On page 55, delete lines 45 and 46, and insert the following:

"Priority 1 \$ 1,140,000
Priority 5 \$ 1,350,000"

AMENDMENT NO. 43

On page 56, delete line 38, and insert the following:

"Priority 1 \$ 800,000
Priority 2 \$ 100,000
Total \$ 900,000"

AMENDMENT NO. 44

On page 56, between lines 43 and 44, insert the following:

"50/J11 CALDWELL PARISH

(1543) Wiles Road Reconstruction, Planning and Construction (Caldwell)
Payable from State General Fund (Direct) Non-Recurring Revenues \$ 65,000"

AMENDMENT NO. 45

On page 57, delete line 10, and insert the following:

"Priority 1 \$ 1,015,000
Priority 2 \$ 85,000
Total \$ 1,100,000"

AMENDMENT NO. 46

On page 58, between lines 22 and 23, insert the following:

"(1526) Courthouse Renovation, Planning and Construction (Franklin)
Payable from General Obligation Bonds Priority 2 \$ 50,000"

AMENDMENT NO. 47

On page 58, delete line 33, and insert the following:

"Priority 1 \$ 1,000,000
Priority 2 \$ 750,000
Total \$ 1,750,000"

AMENDMENT NO. 48

On page 59, between lines 23 and 24, insert the following:

() LeMarie Memorial Airport, T-Hangar Planning and Construction (Iberia)
Payable from General Obligation Bonds Priority 2 \$ 150,000

Payable from State General Fund (Direct) Non-Recurring Revenues \$ 300,000
Total \$ 450,000"

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 49

On page 59, delete line 29, and insert the following:

"Priority 1 \$ 1,320,000
Priority 2 \$ 180,000
Total \$ 1,500,000"

AMENDMENT NO. 50

On page 59, delete line 44, and insert the following:

"Priority 1 \$ 8,280,000
Payable from State General Fund (Direct) Non-Recurring Revenues \$ 75,000
Total \$ 8,355,000"

AMENDMENT NO. 51

On page 61, between lines 8 and 9, insert the following:

"(867) B and C Canal Bank Stabilization at Johnny Jacobs Playground, Planning and Construction (Jefferson)
Payable from State General Fund (Direct) Non-Recurring Revenues \$ 25,000"

AMENDMENT NO. 52

On page 61, between lines 8 and 9, insert the following:

"(875) Canal 10 Concrete Lining and Box Culvert Installation at Vintage Drive, Planning and Construction (Jefferson)
Payable from General Obligation Bonds Priority 2 \$ 100,000"

AMENDMENT NO. 53

On page 61, between lines 8 and 9, insert the following:

"(878) Canal Street Roadway Reconstruction and Installation of Subsurface Drainage Between I-10 and Lake Avenue (Jefferson)
Payable from General Obligation Bonds Priority 2 \$ 25,000
Payable from State General Fund (Direct) Non-Recurring Revenues \$ 45,000
Total \$ 70,000"

AMENDMENT NO. 54

On page 61, between lines 8 and 9, insert the following:

"(882) East Jefferson Drainage Relief: Subsurface Drainage Improvements to Garden Road, Tallulah, Suave Road, and Midway Drive, and Replacement of the Citrus and Suave Bridges over Soniat C (Jefferson)

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Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 55

On page 61, delete line 16, and insert the following:

"Priority 2 \$ 50,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 100,000
Total \$ 150,000"

AMENDMENT NO. 56

On page 61, between lines 16 and 17, insert the following:

"(939) Upper Kraak Ditch Drainage,
Pump Station Pump Replacement
and Generator Installation
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 150,000"

AMENDMENT NO. 57

On page 61, between lines 21 and 22, insert the following:

"(946) Woodmere Non Profit Incubator,
Planning and Construction (Cash and/or
In-Kind Match Required)
(Jefferson)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 58

On page 61, delete line 30, and insert the following:

"Priority 2 \$ 150,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 25,000
Total \$ 175,000"

AMENDMENT NO. 59

On page 61, between lines 30 and 31, insert the following:

"50/J27 JEFFERSON DAVIS PARISH

(1737) Janise Road Bridge Repair, Planning
and Construction
(Jefferson Davis)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 60

On page 61, between lines 30 and 31, insert the following:

"50/J27 JEFFERSON DAVIS PARISH

(1739) Third Street West Bridge Repair,
Planning and Construction
(Jefferson Davis)
Payable from General Obligation Bonds
Priority 2 \$ 100,000"

AMENDMENT NO. 61

On page 61, delete line 32, and insert the following:

"(97) Kaliste Saloom Widening"

AMENDMENT NO. 62

On page 61, delete lines 36 and 37, and insert the following:

"Priority 2 \$ 700,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 345,000
Total \$ 1,545,000"

AMENDMENT NO. 63

On page 62, delete line 31, and insert the following:

"Priority 1 \$ 1,500,000
Priority 2 \$ 200,000
Total \$ 1,700,000"

AMENDMENT NO. 64

On page 62, between lines 31 and 32, insert the following:

"(1797) Livingston Parish Regional Airport,
Planning and Construction
(\$900,000 Federal Funds)
(Livingston)
Payable from General Obligation Bonds
Priority 2 \$ 50,000"

AMENDMENT NO. 65

On page 63, delete lines 39 through 41, and insert the following:

"Priority 1 \$ 790,000"

AMENDMENT NO. 66

On page 63, after line 49, insert the following:

"(1836) Belle Chasse Water Tower, Planning
and Construction
(Plaquemines)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 20,000"

AMENDMENT NO. 67

On page 63, after line 49, insert the following:

"(1936) Sheriff's Training Center, Planning
and Construction
(Plaquemines)
Payable from General Obligation Bonds
Priority 2 \$ 75,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 25,000
Total \$ 100,000"

AMENDMENT NO. 68

On page 64, delete line 10, and insert the following:

"Priority 1 \$ 200,000
Priority 2 \$ 50,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 45,000
Total \$ 295,000"

AMENDMENT NO. 69

On page 64, between lines 20 and 21, insert the following:

"(1994) Cotile, Indian Creek, and Kincaid
Outflow Gate Repair/Replacement
(Cash and/or In-Kind Match Required)
(Rapides)
Payable from General Obligation Bonds
Priority 2 \$ 205,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 70

On page 64, after line 49, insert the following:

"() St. Bernard Parish Tourist Commission,
Planning and Construction
(St. Bernard)
Payable from General Obligation Bonds
Priority 2 \$ 25,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 71

On page 65, between lines 14 and 15, insert the following:

"(1425) St. Charles Emergency Operations Center
(St. Charles)
Payable from the balance of
General Obligation Bond proceeds
previously allocated under the authority
of Act 29 of 2008 for St. Charles Parish
East Bank Ground Storage
Tanks, Planning and Construction
(St. Charles) \$ 540,706"

AMENDMENT NO. 72

On page 65, delete line 23 and insert the following:

"Priority 1 \$ 250,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000
Total \$ 300,000"

AMENDMENT NO. 73

On page 65, between lines 37 and 38, insert the following:

"(1361) St. James Parish Judicial Building
Construction of Courthouse and
Administration Building, Planning and
Construction (Cash and/or In-Kind Match
Required)
(St. James)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 150,000"

AMENDMENT NO. 74

On page 67, delete line 38, and insert the following:

"Priority 1 \$ 250,000
Priority 2 \$ 50,000
Total \$ 300,000"

AMENDMENT NO. 75

On page 68, delete line 9, and insert the following:

"Priority 1 \$ 200,000
Priority 2 \$ 30,000
Total \$ 230,000"

AMENDMENT NO. 76

On page 68, between lines 9 and 10, insert the following:

"(1995) St. Tammany Parish Fishing Pier
Planning and Construction
(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 20,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 77

On page 68, delete line 16, and insert the following:

"Priority 1 \$ 220,000
Priority 2 \$ 40,000
Total \$ 260,000"

AMENDMENT NO. 78

On page 70, delete line 18, and insert the following:

"Priority 1 \$ 75,000
Priority 2 \$ 10,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 10,000
Total \$ 95,000"

AMENDMENT NO. 79

On page 70, between lines 18 and 19, insert the following:

"(1730) Isabel Swamp Road, Planning and
Construction
(Washington)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 80

On page 70, between lines 28 and 29, insert the following:

"(1932) Webster Parish Courthouse Annex,
Planning and Construction
(Webster)
Payable from General Obligation Bonds
Priority 2 \$ 400,000"

AMENDMENT NO. 81

On page 70, between lines 33 and 34, insert the following:

"(1914) Regional Sewer System Located South
of the Intra-Coastal Waterway and
North of Brusly
(West Baton Rouge)
Payable from General Obligation Bonds
Priority 2 \$ 75,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 82

On page 71, delete line 34, and insert the following:

"Priority 2 \$ 300,000"

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AMENDMENT NO. 83

On page 71, between lines 34 and 35, insert the following:

"50/M02 ABITA SPRINGS

(1483) Water Lines and Sewer Lines, Extensions and Upgrades, Planning and Construction (Cash and/or In-Kind Match Required) (St. Tammany)	
Payable from General Obligation Bonds	
Priority 2	\$ 15,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 30,000
Total	<u>\$ 45,000"</u>

AMENDMENT NO. 84

On page 73, delete line 21, and insert the following:

"Priority 1	\$ 100,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 75,000
Total	<u>\$ 175,000"</u>

AMENDMENT NO. 85

On page 73, delete lines 50 through 52, and insert the following:

"(East Baton Rouge)	<u>\$ 388,361"</u>
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AMENDMENT NO. 86

On page 75, after line 46, insert the following:

"(1572) Village of Choudrant Town Hall (Lincoln)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 100,000"</u>

AMENDMENT NO. 87

On page 76, delete line 11, and insert the following:

"Priority 1	\$ 40,000
Priority 2	\$ 50,000
Total	<u>\$ 90,000"</u>

AMENDMENT NO. 88

On page 77, delete line 20, and insert the following:

"Priority 2	\$ 450,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 50,000
Total	<u>\$ 500,000"</u>

AMENDMENT NO. 89

On page 78, between lines 37 and 38, insert the following:

"(1515) Road and Street Repairs, Planning and Construction (Cash and/or In-Kind Match Required) (St. Tammany)	
Payable from General Obligation Bonds	
Priority 2	\$ 30,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 20,000
Total	<u>\$ 50,000"</u>

AMENDMENT NO. 90

On page 80, between lines 11 and 12, insert the following:

"(1354) Children's Playground and Pavilion, Planning and Construction (Cash and/or In-Kind Match Required) (Caldwell)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 60,000"</u>

AMENDMENT NO. 91

On page 81, after line 46, insert the following:

"(1367) Sewerage Treatment and Sewer/Water Lines Repair, Planning and Construction (Cash and/or In-Kind Match Required) (Tangipahoa)	
Payable from General Obligation Bonds	
Priority 2	\$ 30,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 20,000
Total	<u>\$ 50,000"</u>

AMENDMENT NO. 92

On page 82, delete line 12, and insert the following:

"Priority 1	\$ 200,000
Priority 2	\$ 25,000
Total	<u>\$ 225,000"</u>

AMENDMENT NO. 93

On page 82, delete line 24, and insert the following:

"Priority 1	\$ 850,000
Priority 2	\$ 150,000
Total	<u>\$ 1,000,000"</u>

AMENDMENT NO. 94

On page 82, delete line 29, and insert the following:

"Priority 1	<u>\$ 605,000"</u>
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AMENDMENT NO. 95

On page 82, between lines 38 and 39, insert the following:

"50/ME3 JENA

(1536) Revitalization of Downtown Area of the Town of Jena, Planning and Construction (\$80,000 Federal Funds; Cash and/or In-Kind Match Required) (LaSalle)	
Payable from State General Fund (Direct)	
Non-Recurring Revenues	<u>\$ 30,000"</u>

AMENDMENT NO. 96

On page 83, delete line 15, and insert the following:

"Priority 1	\$ 450,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 300,000
Total	<u>\$ 750,000"</u>

AMENDMENT NO. 97

On page 83, delete line 27, and insert the following:

"Priority 1	\$ 350,000
Priority 2	\$ 25,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 20,000
Total	<u>\$ 395,000"</u>

AMENDMENT NO. 98

On page 84, between lines 30 and 31, insert the following:

"(1649) Emergency Evacuation Shelter/
Multi-Purpose Facility,
Lions Club Drive
(Pointe Coupee)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 75,000"

AMENDMENT NO. 99

On page 86, between lines 5 and 6, insert the following:

"() Sanitary Sewer Aeration Basin
Improvements for City of Marksville,
Planning and Construction
(Avoyelles)
Payable from General Obligation Bonds
Priority 2 \$ 50,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112"

AMENDMENT NO. 100

On page 86, between lines 11 and 12, insert the following:

"50/MJ1 MELVILLE
(1925) Multi-Purpose Community Center,
Planning and Construction
(St. Landry)
Payable from General Obligation Bonds
Priority 2 \$ 50,000"

AMENDMENT NO. 101

On page 87, delete lines 14 through 17, and insert the following:

"Non-Recurring Revenues	\$ 450,000
Payable from General Obligation Bonds	
Priority 5	\$ 1,000,000
Total	<u>\$ 1,450,000"</u>

AMENDMENT NO. 102

On page 87, delete lines 16 and 17, and insert the following:

"Priority 1	\$ 250,000
Priority 5	\$ 750,000
Total	<u>\$ 1,150,000"</u>

AMENDMENT NO. 103

On page 88, delete lines 10 through 13

AMENDMENT NO. 104

On page 88, delete lines 51 and 52, and insert the following:

"Priority 2	\$ 350,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 100,000
Total	<u>\$ 950,000"</u>

AMENDMENT NO. 105

On page 89, delete line 18, and insert the following:

"Priority 1	\$ 200,000
Priority 2	\$ 200,000
Total	<u>\$ 400,000"</u>

AMENDMENT NO. 106

On page 89, between lines 30 and 31, insert the following:

"(1583) Algiers Regional Library, Planning
and Construction (Cash and/or
In-Kind Match Required)
(Orleans)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 30,000"

AMENDMENT NO. 107

On page 89, between lines 30 and 31, insert the following:

"(1731) Historic Algiers Courthouse Renovation,
Planning and Construction (Cash
and/or In-Kind Match Required)
(Orleans)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 108

On page 89, between lines 30 and 31, insert the following:

"() New Orleans Recreation Department,
Planning and Construction
(Orleans)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 109

On page 89, after line 46, insert the following:

"50/MM5 OLLA
(1788) Potable Water Reservoir, Planning
and Construction
(LaSalle)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 110

On page 90, between lines 38 and 39, insert the following:

"50/MN6 PLAQUEMINE
(1687) Municipal Joint Field Operations Office
(Iberville)
Payable from General Obligation Bonds
Priority 2 \$ 150,000"

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AMENDMENT NO. 111

On page 90, after line 44, insert the following:

"(1714) Street Reconstruction and Overlay, Planning and Construction (Sabine) Payable from General Obligation Bonds Priority 2 \$ 50,000"

AMENDMENT NO. 112

On page 91, delete lines 6 and 7, and insert the following:

"Priority 1 \$ 630,000 Priority 5 \$ 870,000"

AMENDMENT NO. 113

On page 92, delete line 17 and insert the following:

"Priority 1 \$ 250,000 Payable from State General Fund (Direct) Non-Recurring Revenues \$ 100,000 Total \$ 350,000"

AMENDMENT NO. 114

On page 94, between lines 31 and 32, insert the following:

"(1998) Heritage Park Amphitheater, Planning and Construction (St. Tammany) Payable from General Obligation Bonds Priority 2 \$ 20,000"

AMENDMENT NO. 115

On page 95, between lines 6 and 7, insert the following:

"(1570) Town of Stonewall, Rural Medical Facility, Planning and Construction (DeSoto) Payable from General Obligation Bonds Priority 2 \$ 150,000 Payable from State General Fund (Direct) Non-Recurring Revenues \$ 45,000 Total \$ 195,000"

AMENDMENT NO. 116

On page 95, delete line 17, and insert the following:

"Priority 1 \$ 75,000 Priority 2 \$ 25,000 Payable from State General Fund (Direct) Non-Recurring Revenues \$ 20,000 Total \$ 120,000"

AMENDMENT NO. 117

On page 95, delete line 22, and insert the following:

"Priority 1 \$ 50,000 Priority 2 \$ 50,000 Total \$ 100,000"

AMENDMENT NO. 118

On page 95, between lines 40 and 41, insert the following:

"() City Hall Repairs and Renovation (Madison) Payable from General Obligation Bonds Priority 2 \$ 70,000"

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 119

On page 96, delete line 50, and insert the following:

"Priority 1 \$ 1,000,000 Priority 2 \$ 150,000 Payable from State General Fund (Direct) Non-Recurring Revenues \$ 350,000 Total \$ 1,500,000"

AMENDMENT NO. 120

On page 98, between lines 31 and 32, insert the following:

"50/MW6 ST. GABRIEL

"() Turn Lanes on Highway 30 (Iberville) Payable from General Obligation Bonds Priority 2 \$ 750,000"

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 121

On page 98, delete line 36, and insert the following:

"Priority 1 \$ 50,000 Payable from State General Fund (Direct) Non-Recurring Revenues \$ 50,000 Total \$ 100,000"

AMENDMENT NO. 122

On page 98, delete lines 42 through 45, and insert the following:

"Non-Recurring Revenues \$ 1,250,000 Payable from General Obligation Bonds Priority 1 \$ 11,000,000 Total \$ 12,250,000"

AMENDMENT NO. 123

On page 99, delete line 5, and insert the following:

"Priority 1 \$ 50,000 Priority 2 \$ 50,000 Total \$ 100,000"

AMENDMENT NO. 124

On page 99, between lines 18 and 19, insert the following:

"50/N16 ST. TAMMANY COUNCIL ON AGING

(2000) St. Tammany Council on Aging (COAST), Storage Unit, Purchase of Equipment (St. Tammany) Payable from General Obligation Bonds Priority 2 \$ 10,000"

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 125

On page 99, between lines 39 and 40, insert the following:

"50/N51 NEW ORLEANS JAZZ AND HERITAGE FESTIVAL AND FOUNDATION

(1951) Renovation and Addition of Current Building (Orleans)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 150,000"

AMENDMENT NO. 126

On page 100, delete line 7, and insert the following:

"Priority 1 \$ 900,000
Priority 2 \$ 100,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000
Total \$ 1,050,000"

AMENDMENT NO. 127

On page 100, delete line 33, and insert the following:

"Priority 1 \$ 100,000
Priority 2 \$ 150,000
Total \$ 250,000"

AMENDMENT NO. 128

On page 100, delete line 39, and insert the following:

"Priority 1 \$ 175,000
Priority 2 \$ 200,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 200,000
Total \$ 575,000"

AMENDMENT NO. 129

On page 100, delete lines 47 through 48, and insert the following:

"Priority 1 \$ 400,000
Priority 2 \$ 500,000
Total \$ 1,900,000"

AMENDMENT NO. 130

On page 101, between lines 23 and 24, insert the following:

"50/NAS POINTE COUPEE FIRE DISTRICT #4

(1399) Fire Station for Southern Pointe Coupee (Pointe Coupee)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 100,000"

AMENDMENT NO. 131

On page 101, delete line 28, and insert the following:

"Priority 1 \$ 55,000
Priority 2 \$ 100,000
Total \$ 155,000"

AMENDMENT NO. 132

On page 102, between lines 15 and 16, insert the following:

"(2001) Center for Economic Growth and Technology (Lafourche)
Payable from General Obligation Bonds
Priority 2 \$ 300,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 133

On page 102, delete line 49, and insert the following:

"Priority 1 \$ 500,000
Priority 2 \$ 150,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 300,000
Total \$ 950,000"

AMENDMENT NO. 134

On page 103, delete lines 27 and 28, and insert the following:

"Priority 2 \$ 150,000
Priority 5 \$ 500,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 345,000
Total \$ 995,000"

AMENDMENT NO. 135

On page 106, delete line 44, and insert the following:

"Priority 1 \$ 75,000
Priority 2 \$ 10,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 10,000
Total \$ 95,000"

AMENDMENT NO. 136

On page 107, after line 45, insert the following:

"() Northshore Harbor Center
Purchase of Additional Equipment (St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 25,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 137

On page 110, delete lines 6 through 8, and insert the following:

"Priority 1 \$ 100,000"

AMENDMENT NO. 138

On page 110, between 8 and 9, insert the following:

"(1391) Renovations to Historic Buildings, Repairs and Improvements at Fairgrounds, Planning and Construction (Washington)
Payable from General Obligation Bonds
Priority 2 \$ 50,000"

AMENDMENT NO. 139

On page 110, between lines 29 and 30, insert the following:

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"50/NHH CHRISTUS COUSHATTA HEALTH CARE CENTER

(1777) CHRISTUS Coushatta - Facility Roof and Parking Lot Repair Project, Planning and Construction (Red River)
 Payable from General Obligation Bonds
 Priority 2 \$ 90,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 110,000
 Total \$ 200,000"

AMENDMENT NO. 140

On page 112, between lines 6 and 7, insert the following:

"50/NIU FAMILY COUNSELING AGENCY, INC.

(1910) Family Counseling Facility (Rapides)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 300,000"

AMENDMENT NO. 141

On page 112, between lines 6 and 7, insert the following:

"50/NIX BELLWOOD WATER SYSTEM, INC.

(1395) Bellwood Water System Generator, Back-Up Power Source, Planning and Construction (Natchitoches)
 Payable from General Obligation Bonds
 Priority 2 \$ 35,000"

AMENDMENT NO. 142

On page 112, between lines 6 and 7, insert the following:

"50/NIX BELLWOOD WATER SYSTEM, INC.

(1691) Bellwood Water System, Planning and Construction (Natchitoches)
 Payable from General Obligation Bonds
 Priority 2 \$ 50,000"

AMENDMENT NO. 143

On page 112, delete line 19, and insert the following:

Priority 1	\$ 4,800,000
Priority 2	\$ 75,000
Total	\$ 4,875,000"

AMENDMENT NO. 144

On page 112, delete line 42, and insert the following:

Priority 1	\$ 50,000
Priority 2	\$ 25,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 20,000
Total	\$ 95,000"

AMENDMENT NO. 145

On page 112, delete line 46, and insert the following:

"and Mobile Equipment Acquisition, including Boring Equipment"

AMENDMENT NO. 146

On page 112, delete line 49, and insert the following:

Priority 1	\$ 25,000
Priority 2	\$ 30,000
Total	\$ 55,000"

AMENDMENT NO. 147

On page 113, delete line 6, and insert the following:

Priority 1	\$ 20,000
Priority 2	\$ 50,000
Total	\$ 70,000"

AMENDMENT NO. 148

On page 113, delete line 12, and insert the following:

Priority 1	\$ 50,000
Priority 2	\$ 55,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 55,000
Total	\$ 160,000"

AMENDMENT NO. 149

On page 113, between lines 38 and 39, insert the following:

"50/NKC WEBSTER VOLUNTARY COUNCIL ON AGING, INC.

(1182) New Building for Webster Voluntary Council on Aging, Inc., Planning and Construction (Cash and/or In-Kind Match Required) (Webster)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 140,000"

AMENDMENT NO. 150

On page 114, delete line 11, and insert the following:

Priority 1	\$ 100,000
Priority 2	\$ 50,000
Total	\$ 150,000"

AMENDMENT NO. 151

On page 114, delete line 28, and insert the following:

Priority 1	\$ 25,000
Priority 2	\$ 75,000
Total	\$ 100,000"

AMENDMENT NO. 152

On page 115, delete line 32, and insert the following:

Priority 1	\$ 170,000
Priority 2	\$ 200,000
Total	\$ 370,000"

AMENDMENT NO. 153

On page 115, after line 45, insert the following:

"50/NMA ST. CHARLES COMMUNITY HEALTH CENTER

(1726)	Public Health Facility - Norco (Federal Funds \$150,000) (Lafourche) Payable from General Obligation Bonds Priority 2	\$ 350,000
	Payable from State General Fund (Direct) Non-Recurring Revenues	\$ 350,000
	Total	<u>\$ 700,000</u>

AMENDMENT NO. 154

On page 115, after line 45, insert the following:

"50/NMD BELMONT WATERWORKS

(1744)	Water System Improvements, Planning and Construction (Sabine) Payable from General Obligation Bonds Priority 2	\$ 125,000"
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AMENDMENT NO. 155

On page 115, after line 45, insert the following:

"50/NMG LIVINGSTON ASSOCIATION FOR RETARDED CHILDREN, INC.

(1760)	New Facility for Livingston Association for Retarded Children, Inc., Planning and Construction (Livingston) Payable from General Obligation Bonds Priority 2	\$ 185,000"
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AMENDMENT NO. 156

On page 115, after line 45, insert the following:

"50/NML GRETNNA POLICE DEPARTMENT

(1837)	Gretnna Police Department Crime Cameras (Jefferson) Payable from State General Fund (Direct) Non-Recurring Revenues	\$ 50,000"
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AMENDMENT NO. 157

On page 115, after line 45, insert the following:

"50/NML GRETNNA POLICE DEPARTMENT

(1839)	Gretnna Police Department License Plate Recognition System (Jefferson) Payable from General Obligation Bonds Priority 2	\$ 50,000"
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AMENDMENT NO. 158

On page 115, after line 45, insert the following:

"50/NML GRETNNA POLICE DEPARTMENT

(1844)	Gretnna Police Department Critical Radio Infrastructure Digital Bridging (Jefferson) Payable from General Obligation Bonds Priority 2	\$ 75,000"
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AMENDMENT NO. 159

On page 116, between lines 6 and 7, insert the following:

"50/NNB PROFESSIONAL SPECIALTIES

()	USDA Licensed Veterinary Biologic Facility (Cash and/or In-Kind Match Required) (East Baton Rouge) Payable from General Obligation Bonds Priority 2	\$ 100,000
	Payable from State General Fund (Direct) Non-Recurring Revenues	\$ 300,000
	Total	<u>\$ 400,000"</u>

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 160

On page 116, between lines 6 and 7, insert the following:

"50/NNN STARC LAWN SERVICES PROJECT

()	Purchase of Equipment for Individuals with Developmental Disabilities (St. Tammany) Payable from General Obligation Bonds Priority 2	\$ 30,000
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Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 161

On page 117, delete line 27, and insert the following:

"Priority 1	\$ 305,000
Priority 2	\$ 30,000
Payable from State General Fund (Direct) Non-Recurring Revenues	\$ 45,000
Total	<u>\$ 380,000"</u>

AMENDMENT NO. 162

On page 117, delete line 39, and insert the following:

"Priority 1	\$ 265,000
Priority 2	\$ 100,000
Total	<u>\$ 365,000"</u>

AMENDMENT NO. 163

On page 118, delete lines 34 and 35, and insert the following:

"Priority 2	\$ 50,000
Total	<u>\$ 210,000"</u>

AMENDMENT NO. 164

On page 118, delete lines 27 through 35

AMENDMENT NO. 165

On page 118, delete line 40, and insert the following:

"Priority 1	\$ 70,000
Priority 2	\$ 100,000
Total	<u>\$ 170,000"</u>

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AMENDMENT NO. 166

On page 122, line 17, after "Award Program," insert "the Department of Economic Development for the Bulk Grain Elevator appropriation,"

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Finance to Re-reengrossed House Bill No. 2 by Representative Greene

AMENDMENT NO. 1

In Senate Committee Amendment No. 8, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 2, delete lines 16 and 17, and insert the following:

"Priority 2	\$	50,000
Payable from Fees and Self-Generated Revenues	\$	80,000
Total	\$	<u>290,000</u> "

AMENDMENT NO. 2

In Senate Committee Amendment No. 62, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 10, delete lines 27 and 28, and insert the following:

"Non-Recurring Revenues	\$	345,000
Payable from State General Fund (Direct)	\$	1,000,000
Total	\$	<u>2,545,000</u> "

AMENDMENT NO. 3

In Senate Committee Amendment No. 129, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 21, delete lines 26 and 27, and insert the following:

"Priority 2	\$	500,000
Payable from Overcollections Fund	\$	500,000
Total	\$	<u>2,400,000</u> "

AMENDMENT NO. 4

In Senate Committee Amendment No. 153, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 25, delete lines 27 and 28, and insert the following:

"Non-Recurring Revenues	\$	350,000
State General Fund (Direct)	\$	500,000
Total	\$	<u>1,200,000</u> "

AMENDMENT NO. 5

Delete Senate Committee Amendment Nos. 11, 15, 16, 18, 20, 21, 25, 28, 31, 33, 36, 41, 44, 48, 50, 51, 53, 55, 57, 58, 62, 66, 67, 68, 72, 73, 78, 79, 83, 84, 88, 89, 91, 95, 96, 97, 98, 101, 104, 106, 107, 108, 109, 113, 115, 116, 119, 121, 122, 125, 126, 128, 130, 133, 134, 135, 139, 140, 144, 148, 149, 153, 156, 159, and 161 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009.

AMENDMENT NO. 6

Delete Senate Committee Amendment No. 163 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009.

AMENDMENT NO. 7

On page 12, delete line 19, and insert the following:

"Payable from Transportation Trust Fund - Regular	\$	<u>1,250,000</u> "
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AMENDMENT NO. 8

On page 12, between lines 19 and 20, insert the following:

"(2010) Projects Funded from the American Recovery and Reinvestment Act of 2009, Construction (Statewide)	Payable from Federal Funds	\$	<u>1,000,000</u> "
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AMENDMENT NO. 9

On page 15, between lines 10 and 11, insert the following:

"(1421) Chennault Aviation and Military Museum Phase III Chennault Memorial Hangar Building and Equipment (Ouachita)	Payable from State General Fund (Direct)	\$	<u>150,000</u> "
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AMENDMENT NO. 10

On page 25, delete lines 25 through 27, and insert the following:

"Payable from Transportation Trust Fund - Regular	\$	141,491,685
Payable from Transportation Trust Fund - Federal	\$	775,000,000
Total	\$	<u>1,095,469,151</u> "

AMENDMENT NO. 11

On page 26, delete line 3, and insert the following:

"Payable from State Highway Improvement Fund	\$	<u>36,800,000</u> "
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AMENDMENT NO. 12

On page 26, between lines 3 and 4, insert the following:

"(1192) La. Hwy. 616 (Caldwell Road to La. Hwy. 143), Planning and Construction (Ouachita)	Payable from General Obligation Bonds Priority 2	\$	<u>150,000</u> "
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AMENDMENT NO. 13

On page 26, between lines 3 and 4, insert the following:

"(1881) US 167 Corridor Study (Evangeline, St. Landry)	Payable from General Obligation Bonds Priority 2	\$	<u>100,000</u> "
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AMENDMENT NO. 14

On page 26, between lines 3 and 4, insert the following:

"(1989) Leesville Route 171 Study and Vernon Parish Transportation Plan (Vernon)	Payable from State General Fund (Direct)	\$	<u>600,000</u> "
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Provided, however, this appropriation is in lieu of State General Fund (Direct) appropriated in Act 511 of 2008 of the Regular Session for Leesville Route 171 Study (Vernon)."

AMENDMENT NO. 15

On page 26, between lines 11 and 12, insert the following:

"(2012) I-10 Lighting - LaPlace
(St. John the Baptist)
Payable from State General Fund (Direct) \$ 350,000"

AMENDMENT NO. 16

On page 27, delete line 10, and insert the following:

"Priority 1	\$ 23,955,000
Priority 2	\$ 300,000
Total	\$ <u>24,255,000</u> "

AMENDMENT NO. 17

On page 27, delete line 38, and insert the following:

"Priority 1	\$ 1,500,000
Priority 2	\$ 200,000
Total	\$ <u>1,700,000</u> "

AMENDMENT NO. 18

On page 30, between lines 8 and 9, insert the following:

"(1204) Facilities Program Major Repairs,
Renovations, Additions, New Facilities,
Equipment Replacement at Various DOTD
Sites, Planning and Construction
(Statewide)
Payable from Transportation
Trust Fund - Regular \$ 1,250,000"

AMENDMENT NO. 19

On page 33, delete line 15, and insert the following:

"(Statewide)"

AMENDMENT NO. 20

On page 37, delete line 32, and insert the following:

"Payable from Aquatic Plant Control
Fund \$ 150,000"

AMENDMENT NO. 21

On page 38, delete line 14, and insert the following:

"Priority 1	\$ 25,325,000
Priority 2	\$ 150,000
Total	\$ <u>25,475,000</u> "

AMENDMENT NO. 22

On page 40, after line 49, insert the following:

"(814) Feist-Weiller Cancer Research Center,
Planning and Construction
(Caddo)
Payable from Revenue Bonds \$ 51,300,000"

Provided, however, this appropriation is in lieu of Revenue Bonds appropriated in Act 29 of 2008."

AMENDMENT NO. 23

On page 41, delete line 5, and insert the following:

"Nonrecurring Revenues	\$ 10,000,000
Payable from State General Fund (Direct)	\$ <u>5,000,000</u>
Total	\$ <u>15,000,000</u> "

AMENDMENT NO. 24

On page 43, between lines 23 and 24, insert the following:

"(2009) Southwest Center for Rural
Initiative (SCRI) Southern
University Agricultural Research
and Extension Center, Real Estate
Acquisition, Planning and Construction
(Supplemental)
(St. Landry)
Payable from Southern University
Agricultural Programs Fund \$ 1,275,000"

AMENDMENT NO. 25

On page 46, between lines 30 and 31, insert the following:

"(969) Southwest Louisiana Entrepreneurial
and Economic Development Center,
Planning and Construction
(Calcasieu)
Payable from Fees and Self
Generated Revenues \$ 14,400,000"

AMENDMENT NO. 26

On page 46, delete line 43, and insert the following:

"Priority 2	\$ 50,000
Priority 3	\$ 1,000,000
Total	\$ <u>1,050,000</u> "

AMENDMENT NO. 27

On page 47, delete lines 47 through 51, and insert the following:

"Payable from General Obligation Bonds
Priority 1 \$ 12,215,000"

AMENDMENT NO. 28

On page 48, delete line 1, and insert the following:

"(241) Fletcher Hall Exterior Repairs, Planning and Construction"

AMENDMENT NO. 29

On page 48, delete lines 3 and 4, and insert the following:

"Payable from State General Fund (Direct) - Nonrecurring Revenues	\$ 1,500,000
Payable from State General Fund (Direct)	\$ 2,700,000
Payable from General Obligation Bonds Priority 2	\$ 650,000
Total	\$ <u>5,850,000</u> "

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AMENDMENT NO. 30

On page 50, delete line 18, and insert the following:

"Priority 1	\$ 750,000
Priority 2	\$ 100,000
Total	<u>\$ 850,000"</u>

AMENDMENT NO. 31

On page 52, delete lines 43 and 44, and insert the following:

"Payable from State General Fund (Direct)	\$ 500,000
Payable from General Obligation Bonds	
Priority 1	\$ 500,000
Total	<u>\$ 1,000,000"</u>

AMENDMENT NO. 32

On page 59, between lines 23 and 24, insert the following:

"(2015) LeMaire Memorial Airport, T-Hangar Planning and Construction (Iberia)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 150,000</u>

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 33

On page 61, between lines 8 and 9, insert the following:

"(878) Canal Street Roadway Reconstruction and Installation of Subsurface Drainage Between I-10 and Lake Avenue (Jefferson)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 25,000"</u>

AMENDMENT NO. 34

On page 63, after line 49, insert the following:

"(1936) Sheriff's Training Center, Planning and Construction (Plaquemines)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 75,000"</u>

AMENDMENT NO. 35

On page 64, delete line 10, and insert the following:

"Priority 1	\$ 200,000
Priority 2	\$ 50,000
Total	<u>\$ 250,000"</u>

AMENDMENT NO. 36

On page 65, between lines 14 and 15, insert the following:

"(1425) St. Charles Emergency Operations Center (St. Charles)	
Payable out of the State General Fund (Direct)	\$ 300,000

Payable from the balance of State General Fund (Direct) previously allocated under the authority of Act 21 of 2000 for St. Charles Parish Almedia Road Widening LA 50, Planning and Construction (\$36,700 Local Match) (St. Charles)	\$ 105,600
Total	<u>\$ 405,600"</u>

AMENDMENT NO. 38

On page 67, delete lines 26 and 27, and insert the following:

"Priority 5	\$ 1,000,000
Payable from State General Fund (Direct)	\$ 300,000
Total	<u>\$ 1,425,000"</u>

AMENDMENT NO. 39

On page 68, delete lines 42 through 47, and insert the following:

"Payable from General Obligation Bonds	
Priority 1	\$ 400,000
Priority 5	\$ 320,000
Total	<u>\$ 720,000"</u>

AMENDMENT NO. 40

On page 69, between lines 15 and 16, insert the following:

"(1873) Vermilion Parish Road and Bridge Improvements, Planning and Construction (Vermilion)	
Payable from State General Fund (Direct)	
Non-Recurring Revenues	<u>\$ 1,200,000"</u>

AMENDMENT NO. 41

On page 70, delete line 18, and insert the following:

"Priority 1	\$ 75,000
Priority 2	\$ 10,000
Total	<u>\$ 85,000"</u>

AMENDMENT NO. 42

On page 71, between lines 34 and 35, insert the following:

"50/M02 ABITA SPRINGS	
(1483) Water Lines and Sewer Lines, Extensions and Upgrades, Planning and Construction (Cash and/or In-Kind Match Required) (St. Tammany)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 15,000"</u>

AMENDMENT NO. 43

On page 77, delete line 20, and insert the following:

"Priority 2	<u>\$ 450,000"</u>
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AMENDMENT NO. 44

On page 78, between lines 37 and 38, insert the following:

"(1515) Road and Street Repairs, Planning and Construction (Cash and/or In-Kind Match Required)	
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(St. Tammany)
Payable from General Obligation Bonds
Priority 2 \$ 30,000"

AMENDMENT NO. 45

On page 81, after line 46, insert the following:

"(1367) Sewerage Treatment and Sewer/Water
Lines Repair, Planning and Construction
(Cash and/or In-Kind Match Required)
(Tangipahoa)
Payable from General Obligation Bonds
Priority 2 \$ 30,000"

AMENDMENT NO. 46

On page 83, delete line 27, and insert the following:

"Priority 1 \$ 350,000
Priority 2 \$ 25,000
Total \$ 375,000"

AMENDMENT NO. 47

On page 88, delete lines 51 and 52, and insert the following:

"Priority 2 \$ 350,000
Total \$ 850,000"

AMENDMENT NO. 48

On page 95, between lines 6 and 7, insert the following:

"(1570) Town of Stonewall, Rural Medical Facility,
Planning and Construction
(DeSoto)
Payable from General Obligation Bonds
Priority 2 \$ 150,000"

AMENDMENT NO. 49

On page 95, delete line 17, and insert the following:

"Priority 1 \$ 75,000
Priority 2 \$ 25,000
Total \$ 100,000"

AMENDMENT NO. 50

On page 96, delete line 50, and insert the following:

"Priority 1 \$ 1,000,000
Priority 2 \$ 150,000
Total \$ 1,150,000"

AMENDMENT NO. 51

On page 100, delete line 7, and insert the following:

"Priority 1 \$ 900,000
Priority 2 \$ 100,000
Total \$ 1,000,000"

AMENDMENT NO. 52

On page 100, delete line 39, and insert the following:

"Priority 1 \$ 175,000
Priority 2 \$ 200,000
Total \$ 375,000"

AMENDMENT NO. 53

On page 102, delete line 49, and insert the following:

"Priority 1 \$ 500,000
Priority 2 \$ 150,000
Total \$ 650,000"

AMENDMENT NO. 54

On page 103, delete lines 27 and 28, and insert the following:

"Priority 2 \$ 150,000
Priority 5 \$ 500,000
Total \$ 980,000"

AMENDMENT NO. 55

On page 105, delete line 42, and insert the following:

"Priority 1 \$ 1,765,000
Payable from State General Fund (Direct) \$ 20,000
Total \$ 1,785,000"

AMENDMENT NO. 56

On page 106, delete line 44, and insert the following:

"Priority 1 \$ 75,000
Priority 2 \$ 10,000
Total \$ 85,000"

AMENDMENT NO. 57

On page 107, at the beginning of line 14, delete the following:

"()" and insert "(1986)"

AMENDMENT NO. 58

On page 110, between lines 29 and 30, insert the following:

"50/NHH CHRISTUS COUSHATTA HEALTH CARE CENTER

(1777) CHRISTUS Coushatta - Facility Roof
and Parking Lot Repair Project,
Planning and
Construction
(Red River)
Payable from General Obligation Bonds
Priority 2 \$ 90,000"

AMENDMENT NO. 59

On page 112, delete line 42, and insert the following:

"Priority 1 \$ 50,000
Priority 2 \$ 25,000
Total \$ 75,000"

AMENDMENT NO. 60

On page 113, delete line 12, and insert the following:

"Priority 1 \$ 50,000
Priority 2 \$ 55,000
Total \$ 105,000"

AMENDMENT NO. 61

On page 115, after line 45, insert the following:

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"50/NMA ST. CHARLES COMMUNITY HEALTH CENTER

(1726) Public Health Facility - Norco (Federal Funds \$150,000) (Lafourche) Payable from General Obligation Bonds Priority 2 \$ 350,000"

AMENDMENT NO. 62

On page 115, after line 45, insert the following:

"50/NMX CADDO SOIL AND WATER CONSERVATION DISTRICT

(1991) Red Bayou Watershed Project, Planning and Construction (\$3,200,000 Federal Match) (Caddo) Payable from State General Fund (Direct) \$ 1,060,000"

AMENDMENT NO. 63

On page 116, between lines 6 and 7, insert the following:

"50/NNB PROFESSIONAL SPECIALTIES

() USDA Licensed Veterinary Biologic Facility (Cash and/or In-Kind Match Required) (East Baton Rouge) Payable from General Obligation Bonds Priority 2 \$ 100,000

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 64

On page 117, delete line 27, and insert the following:

"Priority 1 \$ 305,000 Priority 2 \$ 30,000 Total \$ 335,000"

AMENDMENT NO. 65

On page 122, at the end of line 18, after "Program," insert the following:

"Department of Natural Resources for the Coastal Restoration and Management Projects appropriation,"

AMENDMENT NO. 66

On page 122, line 22, after "through 128." insert the following: "In the event that House Bill 833 of 2009 is enacted creating the Office of Coastal Protection and Restoration in the Office of the Governor and facilities or programs for which projects are funded in this Act are transferred to that office, then the projects in this Act shall be deemed transferred also. Further, any appropriations made for these projects shall be considered as having been appropriated to the Office of Coastal Protection and Restoration."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Duplessis to Re-Reengrossed House Bill No. 2 by Representative Greene

AMENDMENT NO. 1

On page 88, delete lines 50 through 52 and insert the following:

"Priority 1 \$ 500,000"

AMENDMENT NO. 2

On page 102, delete line 49 and insert the following:

"Priority 1 \$ 500,000 Priority 2 \$ 250,000 Total \$ 750,000"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Re-Reengrossed House Bill No. 2 by Representative Greene

AMENDMENT NO. 1

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 2, delete line 25, and insert the following:

"Payable from the State General Fund (Direct) Non-Recurring Revenues \$ 7,000,000"

AMENDMENT NO. 2

In Senate Committee Amendment No. 37, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 6, delete line 14 and insert the following:

"and Equipment Replacement/Repair"

AMENDMENT NO. 3

In Senate Committee Amendment No. 37, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 6, delete line 18 and insert the following:

"Priority 2 \$ 1,000,000 Payable from State General Fund (Direct) - Non-Recurring Revenue \$ 1,000,000 Total \$ 3,000,000"

AMENDMENT NO. 4

In Senate Committee Amendment No. 40, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 6, delete line 40, and insert the following:

"Priority 2 \$ 280,000"

AMENDMENT NO. 5

In Senate Committee Amendment No. 49, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 8, delete lines 18 and 19, and insert the following:

"Priority 2 \$ 180,000 Payable from State General Fund (Direct) - Non-Recurring Revenues \$ 180,000 Total \$ 1,680,000"

AMENDMENT NO. 6

In Senate Committee Amendment No. 69, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 11, delete line 35.

AMENDMENT NO. 7

In Senate Committee Amendment No. 99, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 16, delete line 29, and insert the following:

"Priority 2 \$ 130,000"

AMENDMENT NO. 8

In Senate Committee Amendment No. 120, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009, on page 20, delete lines 4 through 8 and insert the following:

"Payable from State General Fund (Direct) -
Non-Recurring Revenues \$ 750,000"

AMENDMENT NO. 9

Delete Senate Committee Amendments Nos. 4, 5, 7, 9, 71, 85, 88, and 129 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 4, 2009.

AMENDMENT NO. 10

In Senate Committee Amendment No. 23, proposed by the Senate Committee on Finance and adopted by the Senate on June 21, 2009, on page 4, delete lines 18 through 20, and insert the following:

"Nonrecurring Revenues \$ 5,000,000
Payable from State General Fund (Direct) \$ 5,000,000
Total \$ 10,000,000"

AMENDMENT NO. 11

In Senate Committee Amendment No. 29, proposed by the Senate Committee on Finance and adopted by the Senate on June 21, 2009, on page 5, delete line 16 and insert the following:

"Total \$ 4,850,000"

AMENDMENT NO. 12

In Senate Committee Amendment No. 35, proposed by the Senate Committee on Finance and adopted by the Senate on June 21, 2009, on page 6, delete line 13 and insert the following:

"Total \$ 250,000"

AMENDMENT NO. 13

In Senate Committee Amendment No. 61, proposed by the Senate Committee on Finance on June 21, 2009, on page 10, delete line 6, and insert the following:

"Priority 2 \$ 350,000
Payable from State General Fund (Direct) \$ 500,000
Payable from State General Fund (Direct) -
Nonrecurring Revenues \$ 350,000
Total \$ 1,200,000"

AMENDMENT NO. 14

Delete Senate Committee Amendments No. 2, 3, 4, 12, 13, 16, 17, 21, 26, 30, 32, 33, 34, 35, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 56, 58, 59, 60, 63, and 64 proposed by the Senate Committee on Finance and adopted by the Senate on June 21, 2009.

AMENDMENT NO. 15

On page 14, between lines 19 through 23, insert the following:

"Priority 2 \$ 50,000
Payable from the balance of
General Obligation Bond
proceeds previously allocated by the
authority of Act 2 of 2004 for
Baton Rouge Louisiana Arts
and Science Center Planetarium/
Space Theater and Train Renovations
and Pavilion (East Baton Rouge) \$ 300,000
Total \$ 450,000"

AMENDMENT NO. 16

On page 15, delete line 10, and insert the following:

"Payable from General Obligation Bonds
Priority 1 \$ 750,000
Payable from State General
Fund (Direct)
Non-Recurring Revenues \$ 2,000,000
Total \$ 2,750,000"

AMENDMENT NO. 17

On page 17, between lines 29 and 30, insert the following:

"(1847) Economic Development Award Program
for Infrastructure Assistance
(Supplemental Funding)
(Statewide)
Payable from General Obligation Bonds
Priority 2 \$ 7,200,000"

AMENDMENT NO. 18

On page 19, after line 48, insert the following:

"(1253) Construction of Maintenance Facility,
City Park, Planning and Construction
(Cash and/or In-Kind Match)
(Orleans)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 19

On page 21, delete lines 19 through 22, and insert the following:

"Nonrecurring Revenues \$ 3,000,000
Payable from General Obligation Bonds
Priority 1 \$ 7,000,000
Total \$ 10,000,000"

AMENDMENT NO. 20

On page 25, delete lines 24 through 27, and insert the following:

"Non-Recurring Revenues \$ 163,977,466
Payable from Transportation
Trust Fund- Regular \$ 139,099,185
Payable from Transportation
Trust Fund - Federal \$ 775,000,000
Total \$1,078,076,651"

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AMENDMENT NO. 21

On page 26, between lines 3 and 4, insert the following:

"(1192) La. Hwy. 616 (Caldwell Road to La. Hwy. 143), Planning and Construction (Ouachita)	
Payable from General Obligation Bonds	
Priority 2	\$ 150,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 45,000
Total	<u>\$ 195,000"</u>

AMENDMENT NO. 22

On page 26, between lines 3 and 4, insert the following:

"(1881) US 167 Corridor Study (Evangeline, St. Landry)	
Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 300,000
Total	<u>\$ 400,000"</u>

AMENDMENT NO. 23

On page 26, delete line 9, and insert the following:

"Non-Recurring Revenues	<u>\$ 1,000,000"</u>
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AMENDMENT NO. 24

On page 27, delete line 10, and insert the following:

"Priority 1	\$ 23,955,000
Priority 2	\$ 300,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 300,000
Total	<u>\$ 24,555,000"</u>

AMENDMENT NO. 25

On page 27, delete line 38, and insert the following:

"Priority 1	\$ 1,500,000
Priority 2	\$ 200,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 150,000
Total	<u>\$ 1,850,000"</u>

AMENDMENT NO. 26

On page 30, between lines 8 and 9, insert the following:

"() CCCD Bridge Projects Subject to the Provisions of R.S. 47:820.5, Planning and Construction (Jefferson, Orleans, St. Bernard)	
Payable from the balance of Series 85D (29T)	<u>\$ 22,643,188</u>

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 27

On page 35, between lines 13 and 14, insert the following:

"() New South Louisiana Human Services Authority Administrative Building, Land	
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Acquisition, Planning and Construction (Terrebone)	
Payable from General Obligation Bonds	
Priority 2	<u>\$ 985,000"</u>

AMENDMENT NO. 28

On page 38, delete line 14, and insert the following:

"Priority 1	\$ 25,325,000
Priority 2	\$ 150,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 300,000
Total	<u>\$ 25,775,000"</u>

AMENDMENT NO. 29

On page 39, between lines 28 and 29, insert the following:

"(2016) Parking Facilities, Planning and Construction (East Baton Rouge)	
Payable from Revenue Bonds	<u>\$ 32,125,000</u>

Pending approval of capital outlay budget requests pursuant to the provisions of R.S. 39:112.

Provided, however, this appropriation is in lieu of Revenue Bonds appropriated in Act 29 of 2008."

AMENDMENT NO. 30

On page 46, delete line 43, and insert the following:

"Priority 2	\$ 50,000
Priority 3	\$ 1,000,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 100,000
Total	<u>\$ 1,150,000"</u>

AMENDMENT NO. 31

On page 48, between lines 15 and 16, insert the following:

"() Facilities Improvement for Economic Development, Planning and Construction (Orleans)	
Priority 2	<u>\$ 20,000</u>

Pending submittal and approval of a capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 32

On page 48, between lines 21 and 22, insert the following:

"(2017) Nursing and Allied Health Facility; SOWELA Technical Community College, Planning and Construction (Supplemental Funding) (Calcasieu)	
Payable from Revenue Bonds	<u>\$ 6,000,000"</u>

AMENDMENT NO. 33

On page 50, delete line 18, and insert the following:

"Priority 1	\$ 750,000
Priority 2	\$ 100,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 45,000
Total	<u>\$ 895,000"</u>

AMENDMENT NO. 34

On page 50, after line 45, insert the following:

"36/L10 ORLEANS LEVEE DISTRICT

() Beautification and Maintenance Projects,
Planning and Construction
(Orleans)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 35

On page 51, delete line 45, and insert the following:

"Priority 1 \$ 2,000,000
"Payable from the State General
Fund (Direct)
Non-Recurring Revenues \$ 6,000,000
Total \$ 8,000,000"

AMENDMENT NO. 36

On page 52, delete line 44, and insert the following:

"Priority 1 \$ 500,000
Payable from the State General
Fund (Direct)
Non-Recurring Revenues \$ 4,000,000
Total \$ 4,500,000"

AMENDMENT NO. 37

On page 54, between lines 30 and 31, insert the following:

"50/J03 ASCENSION PARISH

(1535) Oak Grove Community and Recreational
Center, Planning and Construction
(Cash and/or
In-Kind Match Required)
(Ascension)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 38

On page 56, between lines 43 and 44, insert the following:

"50/J11 CALDWELL PARISH

(1543) Wiles Road Reconstruction, Planning
and Construction
(Caldwell)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 65,000"

AMENDMENT NO. 39

On page 59, between lines 23 and 24, insert the following:

"(2015) LeMaire Memorial Airport,
T-Hangar Planning and Construction
(Iberia)
Payable from General Obligation Bonds
Priority 2 \$ 150,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 300,000
Total \$ 450,000"

Pending and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 40

On page 59, delete line 44, and insert the following:

"Priority 1 \$ 8,280,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 75,000
Total \$ 8,355,000"

AMENDMENT NO. 41

On page 61, between lines 8 and 9, insert the following:

"(867) B and C Canal Bank Stabilization (at
Johnny Jacobs Playground), Planning and
Construction
(Jefferson)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 25,000"

AMENDMENT NO. 42

On page 61, between lines 8 and 9, insert the following:

"(878) Canal Street Roadway Reconstruction and
Installation of Subsurface Drainage Between
I-10 and Lake Avenue
(Jefferson)
Payable from General Obligation Bonds
Priority 2 \$ 25,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 45,000
Total \$ 70,000"

AMENDMENT NO. 43

On page 61, delete line 16, and insert the following:

"Priority 2 \$ 50,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 100,000
Total \$ 150,000"

AMENDMENT NO. 44

On page 61, between lines 21 and 22, insert the following:

"(946) Woodmere Non Profit Incubator,
Planning and Construction (Cash and/or
In-Kind Match Required)
(Jefferson)
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 45

On page 61, delete line 30, and insert the following:

"Priority 2 \$ 150,000
Payable from State General Fund (Direct)
Non-Recurring Revenues \$ 25,000
Total \$ 175,000"

AMENDMENT NO. 46

On page 61, delete lines 36 and 37, and insert the following:

"Priority 2 \$ 700,000
Payable from State General Fund (Direct) \$ 1,000,000

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Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 350,000
Total	<u>\$ 2,550,000"</u>

AMENDMENT NO. 47

On page 63, after line 49, insert the following:

"(1836) Belle Chasse Water Tower, Planning and Construction (Plaquemines)

Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 20,000"

AMENDMENT NO. 48

On page 63, after line 49, insert the following:

"(1936) Sheriff's Training Center, Planning and Construction (Plaquemines)

Payable from General Obligation Bonds	
Priority 2	\$ 75,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 25,000
Total	<u>\$ 100,000"</u>

AMENDMENT NO. 49

On page 64, delete line 10, and insert the following:

"Priority 1	\$ 200,000
Priority 2	\$ 50,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 45,000
Total	<u>\$ 295,000"</u>

AMENDMENT NO. 50

On page 65, between lines 14 and 15, insert the following:

"Priority 2	\$ 540,000
Payable from the balance of State General Fund (Direct) previously allocated under the authority of Act 21 of 2000 for St. Charles Parish Almedia Road Widening LA 50, Planning and Construction (\$36,700 Local Match) (St. Charles)	\$ 105,600
Payable out of the State General Fund (Direct)	\$ 300,000
Total	<u>\$ 945,600"</u>

AMENDMENT NO. 51

On page 65, delete line 23 and insert the following:

"Priority 1	\$ 250,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 50,000
Total	<u>\$ 300,000"</u>

AMENDMENT NO. 52

On page 65, between lines 37 and 38, insert the following:

"(1361) St. James Parish Judicial Building Construction of Courthouse and Administration Building, Planning and Construction (Cash and/or In-Kind Match

Required (St. James)	
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 150,000"

AMENDMENT NO. 53

On page 69, delete lines 11 through 15

AMENDMENT NO. 54

On page 69, delete lines 42 and 43, and insert the following:

"Priority 2	\$ 100,000
Priority 5	\$ 125,000
Total	<u>\$ 575,000"</u>

AMENDMENT NO. 55

On page 70, delete line 18, and insert the following:

"Priority 1	\$ 75,000
Priority 2	\$ 10,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 10,000
Total	<u>\$ 95,000"</u>

AMENDMENT NO. 56

On page 70, between lines 18 and 19, insert the following:

"(1730) Isabel Swamp Road, Planning and Construction (Washington)

Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 50,000"

AMENDMENT NO. 57

On page 71, between lines 34 and 35, insert the following:

"50/M02 ABITA SPRINGS

(1483) Water Lines and Sewer Lines, Extensions and Upgrades, Planning and Construction (Cash and/or In-Kind Match Required) (St. Tammany)

Payable from General Obligation Bonds	
Priority 2	\$ 15,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 30,000
Total	<u>\$ 45,000"</u>

AMENDMENT NO. 58

On page 73, delete line 21, and insert the following:

"Priority 1	\$ 100,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 75,000
Total	<u>\$ 175,000"</u>

AMENDMENT NO. 59

On page 73, delete line 50, and insert the following:

"(East Baton Rouge)	<u>\$ 198,361"</u>
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AMENDMENT NO. 60

On page 77, delete line 20, and insert the following:

"Priority 2	\$ 450,000
Payable from State General Fund (Direct)	

Non-Recurring Revenues \$ 50,000
 Total \$ 500,000"

AMENDMENT NO. 61

On page 78, between lines 37 and 38, insert the following:

"(1515) Road and Street Repairs, Planning and Construction (Cash and/or In-Kind Match Required) (St. Tammany)
 Payable from General Obligation Bonds
 Priority 2 \$ 30,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 20,000
 Total \$ 50,000"

AMENDMENT NO. 62

On page 81, delete lines 17 through 18, and insert the following:

"Priority 2 \$ 50,000
 Payable from State General Fund (Direct) \$ 75,000
 Total \$ 175,000"

AMENDMENT NO. 63

On page 81, after line 46, insert the following:

"(1367) Sewerage Treatment and Sewer/Water Lines Repair, Planning and Construction (Cash and/or In-Kind Match Required) (Tangipahoa)
 Payable from General Obligation Bonds
 Priority 2 \$ 30,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 20,000
 Total \$ 50,000"

AMENDMENT NO. 64

On page 82, between lines 38 and 39, insert the following:

"50/ME3 JENA

(1536) Revitalization of Downtown Area of the Town of Jena, Planning and Construction (\$80,000 Federal Funds; Cash and/or In-Kind Match Required) (LaSalle)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 30,000"

AMENDMENT NO. 65

On page 83, delete line 15, and insert the following:

"Priority 1 \$ 450,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 300,000
 Total \$ 750,000"

AMENDMENT NO. 66

On page 83, delete line 27, and insert the following:

"Priority 1 \$ 350,000
 Priority 2 \$ 25,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 20,000
 Total \$ 395,000"

AMENDMENT NO. 67

On page 84, delete line 20, and insert the following:

"Priority 1 \$ 460,000
 Priority 2 \$ 50,000
 Total \$ 510,000"

AMENDMENT NO. 68

On page 84, between lines 30 and 31, insert the following:

"(1649) Emergency Evacuation Shelter/Multi-Purpose Facility, Lions Club Drive (Pointe Coupee)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 75,000"

AMENDMENT NO. 69

On page 86, between lines 6 and 7, insert the following:

"(411) Civic Center - Post Hurricane Shelter (\$400,000 Local Match) (Vermilion)
 Payable from General Obligation Bonds
 Priority 1 \$ 250,000"

AMENDMENT NO. 70

On page 87, delete lines 14 through 17, and insert the following:

"Non-Recurring Revenues \$ 450,000
 Payable from General Obligation Bonds
 Priority 5 \$ 1,000,000
 Total \$ 1,450,000"

AMENDMENT NO. 71

On page 88, delete lines 51 and 52, and insert the following:

"Priority 2 \$ 350,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 100,000
 Total \$ 950,000"

AMENDMENT NO. 72

On page 89, between lines 30 and 31, insert the following:

"(1583) Algiers Regional Library, Planning and Construction (Cash and/or In-Kind Match Required) (Orleans)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 30,000"

AMENDMENT NO. 73

On page 89, between lines 30 and 31, insert the following:

"(1731) Historic Algiers Courthouse Renovation, Planning and Construction (Cash and/or In-Kind Match Required) (Orleans)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 74

On page 89, between lines 30 and 31, insert the following:

"() New Orleans Recreation Department, Planning and Construction

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(Orleans)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 50,000

Pending submittal and approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 75

On page 89, after line 46, insert the following:

"50/MM5 OLLA

(1788) Potable Water Reservoir, Planning and Construction (LaSalle)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 50,000"

AMENDMENT NO. 76

On page 92, delete line 17 and insert the following:

"Priority 1 \$ 250,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 100,000
 Total \$ 350,000"

AMENDMENT NO. 77

On page 95, between lines 6 and 7, insert the following:

"(1570) Town of Stonewall, Rural Medical Facility, Planning and Construction (DeSoto)
 Payable from General Obligation Bonds
 Priority 2 \$ 150,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 45,000
 Total \$ 195,000"

AMENDMENT NO. 78

On page 95, delete line 17, and insert the following:

"Priority 1 \$ 75,000
 Priority 2 \$ 25,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 20,000
 Total \$ 120,000"

AMENDMENT NO. 79

On page 96, delete lines 21 through 22, and insert the following:

"Priority 1 \$ 200,000
 Priority 2 \$ 50,000
 Total \$ 1,170,000"

AMENDMENT NO. 80

On page 96, delete line 50, and insert the following:

"Priority 1 \$ 1,000,000
 Priority 2 \$ 50,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 350,000
 Total \$ 1,400,000"

AMENDMENT NO. 81

On page 98, delete line 36, and insert the following:

"Priority 1 \$ 50,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 50,000
 Total \$ 100,000"

AMENDMENT NO. 82

On page 99, between lines 39 and 40, insert the following:

"50/N51 NEW ORLEANS JAZZ AND HERITAGE FESTIVAL AND FOUNDATION

(1915) Renovation and Addition of Current Building (Orleans)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 150,000"

AMENDMENT NO. 83

On page 100, delete line 7, and insert the following:

"Priority 1 \$ 900,000
 Priority 2 \$ 100,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 50,000
 Total \$ 1,050,000"

AMENDMENT NO. 84

On page 100, delete line 39, and insert the following:

"Priority 1 \$ 175,000
 Priority 2 \$ 200,000
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 200,000
 Total \$ 575,000"

AMENDMENT NO. 85

On page 100, delete lines 44 through 47, and insert the following:

"Payable from General Obligation Bonds
 Priority 1 \$ 400,000
 Priority 2 \$ 1,500,000
 Payable from the Overcollections Fund \$ 500,000
 Payable from State General Fund (Direct) -
 Non-Recurring Revenues \$ 1,000,000
 Total \$ 3,400,000"

AMENDMENT NO. 86

On page 101, between lines 23 and 24, insert the following:

"50/NAS POINTE COUPEE FIRE DISTRICT #4

(1399) Fire Station for Southern Pointe Coupee (Pointe Coupee)
 Payable from State General Fund (Direct)
 Non-Recurring Revenues \$ 100,000"

AMENDMENT NO. 87

On page 102, delete line 49, and insert the following:

"Priority 1 \$ 500,000
 Priority 2 \$ 150,000

Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 300,000
Total	<u>\$ 950,000</u>

AMENDMENT NO. 88

On page 103, delete lines 27 and 28, and insert the following:

"Priority 2	\$ 150,000
Priority 5	\$ 500,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 345,000
Total	<u>\$ 1,325,000</u>

AMENDMENT NO. 89

On page 106, delete line 44, and insert the following:

"Priority 1	\$ 75,000
Priority 2	\$ 10,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 10,000
Total	<u>\$ 95,000</u>

AMENDMENT NO. 90

On page 110, between lines 29 and 30, insert the following:

"50/NHH CHRISTUS COUSHATTA HEALTH CARE CENTER

(1777) CHRISTUS Coushatta - Facility Roof and Parking Lot Repair Project, Planning and Construction (Red River)	
Payable from General Obligation Bonds	
Priority 2	\$ 90,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 110,000
Total	<u>\$ 200,000</u>

AMENDMENT NO. 91

On page 112, between lines 6 and 7, insert the following:

"50/NIU FAMILY COUNSELING AGENCY, INC.

(1910) Family Counseling Facility (Rapides)	
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 300,000

AMENDMENT NO. 92

On page 112, delete line 42, and insert the following:

"Priority 1	\$ 50,000
Priority 2	\$ 25,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 20,000
Total	<u>\$ 95,000</u>

AMENDMENT NO. 93

On page 113, delete line 12, and insert the following:

"Priority 1	\$ 50,000
Priority 2	\$ 55,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 55,000
Total	<u>\$ 160,000</u>

AMENDMENT NO. 94

On page 113, between lines 38 and 39, insert the following:

"50/NKC WEBSTER VOLUNTARY COUNCIL ON AGING, INC.

(1182) New Building for Webster Voluntary Council on Aging, Inc., Planning and Construction (Cash and/or In-Kind Match Required) (Webster)	
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 140,000

AMENDMENT NO. 95

On page 115, after line 45, insert the following:

"50/NML GRETNA POLICE DEPARTMENT

(1837) Gretna Police Department Crime Cameras (Jefferson)	
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 50,000

AMENDMENT NO. 96

On page 116, between lines 6 and 7, insert the following:

"50/NNB PROFESSIONAL SPECIALTIES

() USDA Licensed Veterinary Biologic Facility (Cash and/or In-Kind Match Required) (East Baton Rouge)	
Payable from General Obligation Bonds	
Priority 2	\$ 100,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 300,000
Total	<u>\$ 400,000</u>

Pending approval of capital outlay budget request pursuant to the provisions of R.S. 39:112."

AMENDMENT NO. 97

On page 117, delete line 27, and insert the following:

"Priority 1	\$ 305,000
Priority 2	\$ 30,000
Payable from State General Fund (Direct)	
Non-Recurring Revenues	\$ 45,000
Total	<u>\$ 380,000</u>

AMENDMENT NO. 98

On page 120, line 13, after "state treasury." insert the following"

"In accordance with R.S. 36:768, no later than 60 days following the end of each quarter, the state treasurer shall report to the Joint Legislative Committee on the Budget and the commission of administration, all funds contained in the Miscellaneous Fund of the Comprehensive Capital Outlay Escrow Account."

AMENDMENT NO. 99

On page 124, at the end of line 16, insert the following:

"Notwithstanding anything contained in this Act to the contrary or any other provision of law, contracts may be entered into or funds otherwise obligated for the appropriation made for the Franklin Parish Union Church Road in Act 29 of 2008 prior to execution of a cooperative endeavor agreement."

AMENDMENT NO. 100

On page 124, at the end of line 16, insert the following:

"Notwithstanding anything contained in this Act to the contrary or any other provision of law, contracts may be entered into or funds otherwise obligated for the appropriation made for the Natchitoches Parish Equipment Purchase (Pothole Patcher) for Road Improvements in Act 28 of 2007 prior to execution of a cooperative endeavor agreement."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Foil, Lopinto, Abramson, Franklin, McVea, Anders, Gallot, Mills, Armes, Geymann, Monica, Arnold, Gisclair, Montoucet, Aubert, Greene, Norton, Badon, A., Guinn, Nowlin, Badon, B., Hardy, Pearson, Baldone, Hazel, Peterson, Barras, Henderson, Pope, Barrow, Henry, Pugh, Billiot, Hill, Richard, Burford, Hines, Richardson, Burns, H., Hoffmann, Richmond, Burns, T., Honey, Robideaux, Burrell, Howard, Roy, Carmody, Hutter, Schroder, Carter, Jackson G., Simon, Champagne, Jackson M., Smiley, Chandler, Johnson, Smith, G., Chaney, Jones, R., Smith, J., Connick, Jones, S., Smith, P., Cortez, Katz, St. Germain, Cromer, Kleckley, Stiaes, Danahay, LaBruzzo, Talbot, Dixon, LaFonta, Templet, Doerge, Lambert, Thibaut, Dove, Landry, Waddell, Edwards, LeBas, White, Ellington, Leger, Williams, Ernst, Ligi, Willmott, Fannin, Little, Wooton

Total - 96

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Brossett, Harrison, Ponti, Downs, Morris, Ritchie, Guillory, Perry

Total - 8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Explanation of Vote

Rep. Brossett disclosed a possible conflict of interest and recused himself from casting his vote on the motion to reject the Senate amendments on the above bill.

HOUSE BILL NO. 62—

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 15:828(B), relative to additional good time; to provide for the awarding of one hundred eighty days of good time for satisfactory participation in approved certified treatment and rehabilitation programs; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Engrossed House Bill No. 62 by Representative Burrell

AMENDMENT NO. 1

On page 2, line 4, between "Subsection" and the period "." insert " but no offender shall receive more than five hundred forty days total good time for program participation"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed House Bill No. 62 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 15:828(B)" to the following:

"R.S. 15:711(G) and (H), 827(A)(4), 828(B), 893.1(1), and 1111(B), (C), (E), (F)(introductory paragraph), (H), (I), (J), and (K), to enact R.S. 15:1111(L), and to repeal R.S. 15:1135"

AMENDMENT NO. 2

On page 1, line 2, change "additional good time" to "incarceration"

AMENDMENT NO. 3

On page 1, line 4, between "programs;" and "and" insert the following:

"to provide that inmates convicted of violations of controlled dangerous substances law are eligible to participate in work release programs if otherwise eligible and approved by the sheriff or the department of corrections; to provide that inmates convicted of certain offenses are eligible to participate in work release programs during the last twelve months of their term of incarceration if otherwise eligible and approved by the department or the sheriff; to provide that deductions for work release expenses shall not exceed fifty percent of the wages received by the inmate in work release programs operated by the department; to authorize certain inmates participating in work release programs to depart from the state; to provide for technical changes; to provide relative to the collection and accounting of wages of inmates; to provide that inmates participating in work release programs shall not be permitted to work on a job or project involved in a labor dispute; to repeal provisions of law providing for work release programs for inmates at a community rehabilitation center; to provide that inmates convicted of controlled dangerous substances violations are eligible to be assigned to the J. Levy Dabadie Correctional Center;"

AMENDMENT NO. 4

On page 1, line 7, change "R.S. 15:828(B) is hereby amended and reenacted" to "R.S. 15:711(G) and (H), 827(A)(4), 828(B), 893.1(1), 1111(B), (C), (E), (F)(introductory paragraph), (H), (I), (J), and (K) are hereby amended and reenacted and R.S. 15:1111(L) is hereby enacted"

AMENDMENT NO. 5

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

"§711. Work release program

* * *

G.(1) ~~Notwithstanding the provisions of Subsection B of this Section or any other law to the contrary, any inmate who has been convicted for first degree murder (R.S. 14:30), second degree murder (R.S. 14:30.1), aggravated rape (R.S. 14:42), attempted aggravated rape (R.S. 14:27 and 42), forcible rape (R.S. 14:42.1), aggravated kidnapping (R.S. 14:44), aggravated arson (R.S. 14:51), armed robbery (R.S. 14:64), attempted murder (R.S. 14:27 and 29), attempted armed robbery (R.S. 14:27 and 64), and persons sentenced as habitual offenders under R.S. 15:529.1 shall be prohibited from participation in a work release program except during the last six months of their terms. Any inmate who has been convicted of forcible rape (R.S. 14:42.1), aggravated arson (R.S. 14:51), armed robbery (R.S. 14:64), attempted murder (R.S. 14:27 and 29), attempted armed robbery (R.S. 14:27 and 64), and persons sentenced as habitual offenders under R.S. 15:529.1 shall be eligible to participate in a work release program during the last six months of their terms. Notwithstanding the provisions of this Section and unless the inmate is eligible at an earlier date, those inmates who have served a minimum of fifteen years in the custody of the department or the sheriff for those crimes enumerated in this Section, shall be eligible to participate in a work release program during the last twelve months of their term.~~

(2) ~~No~~ Any inmate convicted of producing, manufacturing, distributing, or dispensing, or possession with intent to produce, manufacture, distribute, or dispense a controlled dangerous substance classified in ~~Schedule I or Schedule H~~ of R.S. 40:964 shall be ~~prohibited from participation in the work release program eligible to participate in the work release program if the inmate is otherwise in compliance with the standards for work release.~~

H. No inmate employed in the work release program shall be employed in a position which would necessitate his departure from the state except for those inmates assigned to work release programs who are employed in industries off the coast of Louisiana.

* * *

§827. Duties of Department of Public Safety and Corrections

A. In addition to other duties imposed upon the department it shall be the duty of the department to:

* * *

(4) Establish rules and regulations for the detection of controlled dangerous substances upon the person or in the blood stream of inmates returning from any labor detail, pass, furlough, or emergency leave which required the inmate to leave the grounds of a correctional institution under the jurisdiction of the department. The methods which may be employed for the detection of controlled dangerous substances may include but are not limited to the use of a police dog trained to detect controlled dangerous substances and analysis of the inmate's breath or urine. ~~If an inmate is found to be under the influence or in possession of a controlled dangerous substance upon returning to the facility from any labor detail, pass, furlough, or emergency leave, then the inmate shall be ineligible for Work Training Facility North.~~

* * *

AMENDMENT NO. 6

On page 2, after line 5, insert the following:

"§893.1. Inmates who may not be assigned to J. Levy Dabadie Correctional Center

The Department of Public Safety and Corrections, corrections services, shall not assign any inmate included in the categories listed below to serve any portion of his term at the correctional institution at J. Levy Dabadie Correctional Center:

(1) Inmates who have been convicted of first or second degree murder, aggravated rape, aggravated kidnapping, or armed robbery; ~~distribution of a controlled dangerous substance other than marijuana, aggravated arson, a sex offense as defined in R.S. 15:541, or distribution of a controlled dangerous substance other than marijuana, except any person convicted of distribution of cocaine where the offense of conviction involves less than twenty-eight grams.~~

* * *

§1111. Work release program

* * *

B. The department shall establish rules for the administration of the work release program and shall determine those inmates who may participate in the release program. Any ~~convict inmate~~ sentenced to imprisonment at hard labor shall be eligible at any time during his sentence to participate in the work release program, subject to the provisions of this Part. If any inmate violates the conditions prescribed by the department, his work release privileges may be withdrawn. Failure to report to or return from the planned employment shall be considered an escape under the provisions of R.S. 14:110. The department may approve as work release privileges, placement in universities, colleges, technical, vocational or trade schools, or in sheltered workshops or in training programs designed to improve the skills and abilities of the inmate.

C. The department shall designate and adapt facilities for the purpose of quartering housing inmates with work release privileges or it may arrange and contract for other facilities, including but not limited to portions of parish jails for inmates employed in the area. No inmate shall be granted work release privileges until: (1) such suitable quarters have been provided in the area of accepted or preferred employment or educational or training placement, and (2) a position of employment or educational or training placement is available for the inmate.

* * *

E. The wages of any inmate so employed shall be collected by ~~the director of institutions or by his designated agent, and the director shall deposit the same agency or organization operating the work release program and deposited in a public banking institution and keep a ledger showing the financial status of each inmate on the program. An accurate account of the financial status of each inmate shall be maintained and shall be subject to the approval of the secretary of the department.~~

F. The wages of any such inmate shall be disbursed by the department for the following purposes and in the order stated, subject to the approval of the secretary of the department:

* * *

H. ~~No provision of this Act shall be construed to repeal the provisions of R.S. 15:855.1 or of R.S. 15:855.2. Deductions for room, board, and other administrative costs resulting from participation in a work release program authorized by this Section shall not exceed fifty percent of the wages received by the inmate.~~

I.(1) ~~Notwithstanding the provisions of Subsection B of this Section or any other law to the contrary, any inmate who has been~~

convicted of first degree murder (R.S. 14:30), second degree murder (R.S. 14:30.1), aggravated rape (R.S. 14:42), attempted aggravated rape (R.S. 14:27 and 42), forcible rape (R.S. 14:42.1), aggravated kidnapping (R.S. 14:44), aggravated arson (R.S. 14:51), armed robbery (R.S. 14:64), attempted murder (R.S. 14:27 and 29), attempted armed robbery (R.S. 14:27 and 64), and persons sentenced as habitual offenders under R.S. 15:529.1 shall be prohibited from participation in the work release program except during the last six months of their terms. Any inmate who has been convicted of forcible rape (R.S. 14:42.1), aggravated arson (R.S. 14:51), armed robbery (R.S. 14:64), attempted murder (R.S. 14:27 and 29), attempted armed robbery (R.S. 14:27 and 64), and persons sentenced as habitual offenders under R.S. 15:529.1 shall be eligible to participate in a work release program during the last six months of their terms. Notwithstanding the provisions of this Section and unless the inmate is eligible at an earlier date, those inmates who have served a minimum of fifteen years in the custody of the department for those crimes enumerated in this Section, shall be eligible to participate in a work release program during the last twelve months of their term.

(2) ~~No~~ Any inmate convicted of producing, manufacturing, distributing, or dispensing or possession with intent to produce, manufacture, distribute, or dispense a controlled dangerous substance classified in ~~Schedule I or Schedule H~~ of R.S. 40:964 shall be ~~prohibited from participation in the work release program~~ eligible to participate in the work release program if the inmate is otherwise in compliance with the standards for work release.

J. No inmate employed in the work release program shall be employed in a position which would necessitate his departure from the state, ~~except for those inmates assigned to work release programs who are employed in industries off the coast of Louisiana.~~

K. The ~~Department of Corrections~~ department shall compile statistical data on the incidence of work release violations by participating inmates. Violations shall include the commission of new offenses as well as any transgressions that result in disciplinary action or removal from the program. The data shall indicate the nature of the incident, the age of the offender, his original offense, the length of his sentence, his prior criminal record, and any other characteristic found to be predictive of success or failure. This information shall be used by the department to guide it in formulating program policies and eligibility standards and shall be available to the legislature upon request.

L. In no case shall inmates participating in a work release program be authorized or permitted to work or to continue to work on a project or job involved in a labor dispute.

Section 2. R.S. 15:1135 is hereby repealed in its entirety.

Section 3. If any provision or item of an act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the act which can be given effect without the invalid provision, item, or application."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Guillory to Engrossed House Bill No. 62 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, between "R.S. 15:828(B)" and the comma "," insert the following:

",1199.3(7), 1199.4(C), (D)(introductory paragraph), (E)(introductory paragraph), and (G), 1199.5(C)(2) and (F)(1)(introductory paragraph), 1199.6(A)(1), (B)(introductory paragraph), and (C), 1199.9(B), 1199.10(B)(1) and (H), 1199.11, 1199.12(D)(2), (3), and

(4) and (E), to enact R.S. 15:1199.3(8), 1199.4(D)(7) and (E)(6), and 1199.5(F)(1)(d), and to repeal R.S. 15:1199.5(F)(7)"

AMENDMENT NO. 2

On page 1, line 3, change "additional good time" to "incarceration"

AMENDMENT NO. 3

On page 1, line 4, between "programs;" and "and" insert the following:

"to provide that inmates who are participating in the inmate rehabilitation and workforce development program are eligible to participate in inmate workforce work release; to increase the number of members and the composition of the inmate rehabilitation and workforce development advisory council; to provide for a quorum of the council; to authorize the adoption of regulations for implementation of the Inmate Rehabilitation and Workforce Development Act; to provide for apprenticeships and other on-the-job training opportunities; to remove requirement that rules be adopted pursuant to the Administrative Procedure Act; to remove requirement that the department report cooperative endeavors or contracts regarding studies or reports to the Legislative Fiscal Office; to repeal requirement that the department submit an annual report to the legislative auditor; to provide for the awarding of credit for participation in certain workforce development work release programs; to provide relative to release and parole upon completion of one-year work release program;"

AMENDMENT NO. 4

On page 1, line 7, change "is hereby amended and reenacted" to ", 1199.3(7), 1199.4(C), (D)(introductory paragraph), (E)(introductory paragraph), and (G), 1199.5(C)(2) and (F)(1)(introductory paragraph), 1199.6(A)(1), (B)(introductory paragraph), and (C), 1199.9(B), 1199.10(B)(1) and (H), 1199.11, 1199.12(D)(2), (3), and (4) and (E) are hereby amended and reenacted and 1199.3(8), 1199.4(D)(7) and (E)(6), and 1199.5(F)(1)(d) are hereby enacted"

AMENDMENT NO. 5

On page 2, after line 5, insert the following:

"§1199.3. Definitions

As used in this Part, the following words have the following meanings:

* * *

(7) "Workforce development work release" means a program for on-the-job training of inmates who are participating in or have completed the inmate rehabilitation and workforce development program authorized by the provisions of this Part.

(8) "Certification" means a certificate or certification received from an industry recognized organization or a Work Ready Certificate from the Louisiana Workforce Commission or a competency certification developed by the department.

§1199.4. Inmate Rehabilitation and Workforce Development Advisory Council; creation; members; powers and duties

* * *

C. The council shall be comprised of ~~eleven~~ thirteen members.

D. ~~Six~~ Seven members of the council shall be comprised as follows:

* * *

(7) The secretary of the Department of Social Services, or his designee.

E. The governor shall appoint ~~five~~ six members in accordance with the following provisions:

* * *

(6) One member shall be appointed from a list of three members nominated by the Louisiana Chaplains' Association.

* * *

G. ~~Six~~ Seven members shall constitute a quorum, and all actions of the council shall require the affirmative vote of ~~at least six members~~ the majority of the members present.

* * *

§1199.5. Administration of program; purposes

C.

* * *

* * *

(2) Should the department enter into cooperative endeavors or contracts or receive studies or reports as provided in Paragraph (1) of this Subsection, it shall transmit the summary and the reports to the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary B, ~~the Legislative Fiscal Office, and the persons or entities which made the recommendations by April on or before March first~~ of each year.

* * *

F. In the administration of this program, the secretary, with the assistance of the council shall:

(1) Make an annual report to the legislature on or before March first each year to the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary B regarding the program. The report shall include at a minimum:

* * *

(d) A copy of any regulation adopted to implement the provisions of the program including any subsequent changes to the regulation.

* * *

§1199.6. ~~Rulemaking~~ Adoption of regulations

A.(1) The secretary, with the advice of the council, shall adopt ~~rules~~ regulations necessary to implement the provisions of this Part.

* * *

B. The ~~rules~~ regulations shall include but not be limited to:

* * *

C. ~~All rules shall be adopted pursuant to the provisions of the Administrative Procedure Act and shall be subject to legislative oversight by~~ A copy of any regulation adopted to implement the provisions of this Part shall be submitted to the House Committee on the Administration of Criminal Justice and the Senate Committee on Judiciary B.

* * *

§1199.9. Workforce development work release for participants and graduates of program administered by the department

* * *

B. Workforce development work release shall be for inmates who have graduated from the inmate rehabilitation and workforce development program and have been certified or licensed as skilled craftsmen, or who are participating in the inmate rehabilitation and workforce development program and are working toward licensing or certification as a skilled craftsman pursuant to R.S. 15:1199.12.

* * *

§1199.10. Workforce development work release for participants and graduates of the program administered by the sheriff

* * *

B.(1) ~~Only an inmate who~~ Inmates sentenced to the department and housed in other facilities as provided for in Subsection A of this Section shall be eligible to participate in workforce development work release pursuant to R.S. 15:1199.12 or a workforce development work release program administered by the sheriff provided the inmate has graduated from the inmate rehabilitation and workforce development program and obtained the proper certification or licensing as a skilled craftsman, may participate in a workforce development work release program administered by the sheriff or is participating in the inmate rehabilitation and workforce development program and is working toward licensing or certification as a skilled craftsman.

* * *

H. Deductions for ~~room, board, and other administrative costs~~ expenses listed in Subsection F of this Section resulting from participation in a workforce development work release program authorized by this Section shall not exceed seventy-five percent of the wages received by an inmate.

§1199.11. Traditional work release programs not affected

Participation in workforce development work release programs as authorized by the provisions of R.S. 15:1199.9 and 1199.10 shall not be construed to prohibit an inmate from participating in a work release program authorized by the provisions of R.S. 15:711 or 1111 if the inmate is otherwise eligible for participation. However, only those inmates who have graduated from the program and have been certified or licensed as skilled craftsmen or those inmates who are participating in the inmate rehabilitation and workforce development program and are working toward licensing or certification as a skilled craftsman pursuant to R.S. 15:1199.12 may participate in workforce development work release as authorized by the provisions of R.S. 15:1199.9 and 1199.10.

§1199.12. Program duration; development; selection of craft

* * *

D.

* * *

(2) Upon completion of the one-year intensive training program, the inmate shall qualify for any necessary examination to become a skilled craftsman continuing training, if available, including workforce development, work release apprenticeship, or similar on-the-job training that leads to the fulfillment of the requirements for licensing or certification in the selected craft, to the extent and in the manner permitted by regulations adopted by the department.

(3) The inmate shall take any necessary examination required for certification or licensing as a skilled craftsman in the selected craft if the inmate fulfills all requirements for taking the examination.

(4) Upon successful completion of any certification or licensing as a skilled craftsman, the inmate shall begin a one-year workforce development work release program. The department may by rule provide for the crediting of work release pursuant to the provisions of this Subsection toward this requirement.

E. Upon completion of the one-year workforce development work release program, the inmate shall be ~~placed upon supervised parole~~ released on his diminution of sentence release date and placed under good time parole supervision for the remainder of his sentence. It shall be ~~an additional~~ an additional condition of the inmate's supervised parole that he maintain employment as a skilled craftsman at a location approved by the department, unless extenuating circumstances prevent such employment.

* * *

Section 2. R.S. 15:1199.5(F)(7) is hereby repealed in its entirety.

Section 3. If any provision or item of an act, or the application thereof, is held invalid, such invalidity shall not affect other provisions, items, or applications of the act which can be given effect without the invalid provision, item, or application."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Anders	Geymann	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Morris
Aubert	Guillory	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Peterson
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, T.	Honey	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Templet
Doerge	LaFonta	Thibaut
Dove	Lambert	Waddell
Downs	Landry	White
Edwards	LeBas	Williams
Ellington	Leger	Willmott
Ernst	Ligi	Wooton
Fannin	Little	
Foil	Lopinto	
Total - 97		

NAYS

Total - 0

ABSENT

Burns, H.	Perry	Talbot
Cromer	Ponti	
Henry	Smiley	
Total - 7		

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

HOUSE BILL NO. 83—

BY REPRESENTATIVES TIM BURNS, ARNOLD, CARMODY, GREENE, HENRY, HOFFMANN, KATZ, LIGI, PEARSON, RICHARD, SCHRODER, SIMON, SMILEY, JANE SMITH, TALBOT, TUCKER, AND WADDELL
AN ACT

To amend and reenact R.S. 47:1705(B)(2)(c)(i), (ii), and (vi) and to enact R.S. 47:1705(B)(2)(c)(vii) and (f), relative to the requirements for public hearings on proposals to increase millage rates without voter approval; to require public notice and publication of certain information related to such millage increases; to require notification of certain elected officials; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 83 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 2, after "47:1705(B)(2)(c)" and before "enact" delete "(i), (ii), and (vi)" and insert "(ii)"

AMENDMENT NO. 2

On page 1, line 3, after "47:1705(B)(2)" and before "," delete "(c)(vii) and (f)" and insert "(f)"

AMENDMENT NO. 3

On page 1, delete lines 8 and 9 in their entirety and insert "Section 1. R.S. 47:1705(B)(2)(c)(ii) is hereby amended and reenacted and R.S. 47:1705(B)(2)(f) is hereby enacted to read as follows:"

AMENDMENT NO. 4

On page 1, delete lines 17 through 19 in their entirety and insert the following:

"(c) * * *"

AMENDMENT NO. 5

On page 2, delete lines 1 through 19 in their entirety

AMENDMENT NO. 6

On page 2, line 25, after "authority," delete the remainder of the line and insert "if such taxing authority maintains an Internet website."

AMENDMENT NO. 7

On page 2, line 26, before "The Internet" delete "on the websites of the assessor and the parish governing authority."

AMENDMENT NO. 8

On page 3, delete lines 1 through 9 in their entirety

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Barrow	Ernst	Richardson
Connick	Henry	Smiley
Cromer	Lopinto	
Danahay	Perry	

Total - 10

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

HOUSE BILL NO. 118—
BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact Code of Criminal Procedure Article 682, relative to the appointment of a substitute for a recused district attorney; to remove requirement that the substitute attorney be from the same judicial district as the district attorney who has been recused; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed House Bill No. 118 by Representative Jane Smith

AMENDMENT NO. 1

On page 1, line 2, after "Article 682" insert "and to enact R.S. 16:2(G)"

AMENDMENT NO. 2

On page 1, line 5, after "recused;" insert "to provide for duties and recusal of district attorneys;"

AMENDMENT NO. 3

On page 1, after line 18, insert the following:

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

§2. Duty of district attorney to act as counsel for parish boards and commissions

* * *

G. Notwithstanding any provision of law to the contrary, the governing authority of the parish of Iberia or any municipal or parish board may employ or retain its own attorney to represent it, if such governing authority or board finds it necessary in certain circumstances and approves such employment or retention by a majority vote."

Rep. Jane Smith moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Abramson	Gallot	Mills
Armes	Geymann	Montoucet
Arnold	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Peterson
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Honey	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet

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Dove	Landry	Thibaut
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Total - 95		

NAYS

Total - 0

ABSENT

Anders	Hardy	Morris
Cromer	Henry	Perry
Ernst	Monica	Waddell
Total - 9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 128—

BY REPRESENTATIVES HENRY, TIM BURNS, ELLINGTON, GREENE, GUINN, HARRISON, HAZEL, HENDERSON, HOWARD, KLECKLEY, LEBAS, LIGI, MONICA, PEARSON, POPE, RICHARDSON, SCHRODER, SMILEY, GARY SMITH, TALBOT, THIBAUT, AND WOOTON

AN ACT

To amend and reenact R.S. 47:305.54(B)(2) and to enact R.S. 47:305.62, relative to state sales and use tax; to authorize a state "sales tax holiday" at certain times for purchases of certain firearms; to provide for definitions; to provide restrictions on the types of purchases eligible for the exemption; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 171—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 15:574.4(H)(4)(r) and Code of Criminal Procedure Article 895(A)(13), relative to persons on probation and parole; to authorize law enforcement officers to conduct searches of convicted sex offenders while on probation or parole; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed House Bill No. 171 by Representative Hill

AMENDMENT NO. 1

On page 2, line 10, after "officer" insert the following:

"duly commissioned in the parish or municipality where the sex offender resides or is domiciled."

AMENDMENT NO. 2

On page 2, line 13, after "activity" insert "for which the person has not been charged or arrested"

AMENDMENT NO. 3

On page 3, line 2, after "officer" insert "duly commissioned in the parish or municipality where the sex offender resides or is domiciled."

AMENDMENT NO. 4

On page 3, line 5, after "activity" insert "for which the person has not been charged or arrested"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Abramson	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Geymann	Norton
Arnold	Gisclair	Nowlin
Aubert	Guillory	Pearson
Badon, A.	Guinn	Peterson
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Pugh
Barrow	Henderson	Richard
Billiot	Hill	Richardson
Brossett	Hines	Ritchie
Burford	Hoffmann	Robideaux
Burns, H.	Honey	Roy
Burns, T.	Howard	Schroder
Burrell	Hutter	Simon
Carmody	Jackson G.	Smiley
Carter	Jackson M.	Smith, G.
Champagne	Johnson	Smith, J.
Chandler	Katz	Smith, P.
Chaney	Kleckley	Stiaes
Connick	LaBruzzo	Talbot
Cortez	LaFonta	Templet
Doerge	Landry	Thibaut
Dove	LeBas	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	McVea	Wooton
Total - 90		

NAYS

Jones, R.	Leger	Richmond
Total - 3		

ABSENT

Cromer	Greene	Morris
Danahay	Henry	Perry
Dixon	Jones, S.	St. Germain
Ernst	Lambert	
Total - 11		

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

HOUSE BILL NO. 189—

BY REPRESENTATIVE GREENE

AN ACT

To amend and reenact R.S. 47:305(D)(2) and to enact R.S. 47:302(R)(3), 321(H)(3), and 331(P)(4), relative to the sales and use tax; to provide for the effectiveness and applicability of the exemption for the sale of meals by certain institutions and organizations; to provide for the exemption of the meal plans of

certain educational institutions; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 189 by Representative Greene

AMENDMENT NO. 1

On page 1, line 18, after "effective" delete the remainder of the line, delete line 19, and insert "from January 1, 1998."

AMENDMENT NO. 2

On page 2, line 16, after "furnished" delete the remainder of the line, and insert:

"to the public in connection with or by educational"

AMENDMENT NO. 3

On page 2, line 17, change "organizations" to "organizations organization facilities"

AMENDMENT NO. 4

On page 2, line 20, after "purchased." delete the remainder of the line and delete lines 21 and 22

AMENDMENT NO. 5

On page 3, line 3, after "effective" delete the remainder of the line and insert "from January 1, 1998."

AMENDMENT NO. 6

On page 3, line 13, after "effective" delete the remainder of the line, delete line 14, and insert "from January 1, 1998."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 189 by Representative Greene

AMENDMENT NO. 1

On page 1, at the end of line 14, delete "and" and delete line 15 and at the beginning of line 16, delete "Extraordinary Session"

AMENDMENT NO. 2

On page 2, line 18, change "Item (i)" to "Item (a)(i)"

AMENDMENT NO. 3

On page 2, at the end of line 28, delete "and" and delete line 29

AMENDMENT NO. 4

On page 3, at the end of line 9, delete "and" and delete line 10 and at the beginning of line 11, delete "Extraordinary Session"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 189 by Representative Greene

AMENDMENT NO. 1

On page 2, line 18, change "Item (i)" to "Item(a)(i)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ellington	McVea
Abramson	Fannin	Mills
Anders	Foil	Monica
Armes	Franklin	Montoucet
Arnold	Gallot	Morris
Aubert	Geymann	Norton
Badon, B.	Gisclair	Nowlin
Baldone	Greene	Pearson
Barras	Hardy	Ponti
Barrow	Harrison	Pope
Billiot	Hazel	Pugh
Brossett	Henderson	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Richmond
Burns, T.	Hoffmann	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Katz	Stiaes
Cortez	Kleckley	Talbot
Cromer	LaBruzzo	Templet
Danahay	Landry	Thibaut
Dixon	LeBas	Waddell
Doerge	Leger	White
Dove	Ligi	Williams
Downs	Little	Willmott
Edwards	Lopinto	Wooton
Total - 90		

NAYS

Honey	Peterson
LaFonta	Smith, P.
Total - 4	

ABSENT

Badon, A.	Henry	Simon
Ernst	Jones, S.	St. Germain
Guillory	Lambert	
Gunn	Perry	
Total - 10		

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

HOUSE BILL NO. 215—
BY REPRESENTATIVES HUTTER AND LEGER
AN ACT

To amend and reenact R.S. 44:4.1(B)(29) and to enact R.S. 47:6035, relative to tax credits; to establish the Ports of Louisiana Investor Tax Credit; to authorize the issuance of tax credits for certain investments in ports in Louisiana; to provide for definitions; to provide for certain limitations; to provide for the certification and administration of such tax credits; to authorize the promulgation of rules and regulations; to authorize the transfer of certain tax credits; to authorize the recapture and

recovery of such tax credits under certain circumstances; to provide for a termination date; to provide an exception to the laws relative to public records and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Re-Reengrossed House Bill No. 215 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 3, change "Investor Tax Credit" to "Tax Credits"

AMENDMENT NO. 2

On page 1, line 4, after "investments" insert "and import and export activity"

AMENDMENT NO. 3

On page 1, line 13, change "Investor Tax Credit" to "Tax Credits"

AMENDMENT NO. 4

On page 1, line 15, after "investment in" insert "and the use of"

AMENDMENT NO. 5

On page 1, line 21, after "facilities" insert:

" and the utilization of public port facilities for the import and export of their cargo to or from distribution, manufacturing, fabrication, assembly, processing, or warehousing sites in Louisiana."

AMENDMENT NO. 6

On page 2, between lines 5 and 6, insert:

"(1) "Breakbulk cargo" shall mean machinery, equipment, materials, products, or commodities, including but not limited to palletized or unpalletized bagged, packaged, wrapped, drummed, baled, or crated goods and commodities. Breakbulk cargo shall mean offshore drilling platforms and equipment. Breakbulk cargo shall not include any liquid or dry commodities that are handled in bulk."

AMENDMENT NO. 7

On page 2, line 6, change "(1)" to "(2)"

AMENDMENT NO. 8

On page 3, between lines 13 and 14, insert:

"(3) "Containerized cargo" shall mean any machinery, equipment, materials, products, or commodities including but not limited to containers which are rigid, sealed, reusable metal boxes in which merchandise is shipped by vessel, truck, or rail.

(4) "Import cargo" and "export cargo" shall mean any breakbulk or containerized cargo brought to the state of Louisiana from a foreign country or from the state of Louisiana to a foreign country.

(5) "International business entity" shall mean a taxpayer corporation, partnership, limited liability company, or other

commercial entity, all or a portion of whose activities involve the import or export of breakbulk or containerized cargo to or from manufacturing, fabrication, assembly, distribution, processing, or warehousing facilities located within Louisiana."

AMENDMENT NO. 9

On page 3, line 14, change "(2)" to "(6)"

AMENDMENT NO. 10

On page 3, between lines 16 and 17, insert:

(7) "Oceangoing vessel" shall mean any vessel, ship, barge, or water craft that floats, including offshore oil exploration platforms."

AMENDMENT NO. 11

On page 3, line 17, change "(3)" to "(8)"

AMENDMENT NO. 12

On page 3, line 28, change "(4)" to "(9)"

AMENDMENT NO. 13

On page 4, between lines 2 and 3, insert:

"(10) "Public port" shall mean any deep-water port commission or port, harbor, and terminal district as defined in Article VI, Section 44 of the Constitution of Louisiana, and any other port, harbor, and terminal district established under Title 34 of the Louisiana Revised Statutes of 1950.

(11) "Qualified cargo" shall mean any breakbulk or containerized machinery, equipment, materials, products, or commodities owned by an international business entity which are imported or exported to or from a manufacturing, fabrication, assembly, distribution, processing, or warehouse facility located in Louisiana and which are so moved by way of an oceangoing vessel berthed at a public port facility during the taxable year."

AMENDMENT NO. 14

On page 4, line 3, change "(5)" to "(12)"

AMENDMENT NO. 15

On page 4, line 5, change "(6)" to "(13)"

AMENDMENT NO. 16

On page 4, between lines 9 and 10, insert:

(14) "Ton" shall be a net ton of two thousand pounds and in the case of containerized cargo it shall exclude the weight of the container."

AMENDMENT NO. 17

On page 4, delete lines 10 through 14, and insert:

"C. Investor tax credit.

(1)(a) There are hereby authorized the following credits against state income and corporate franchise tax:

(i) An Investor Tax Credit as provided for in Subsections A through H of this Section for the total capital costs of a qualifying project in the manner and according to the provisions of those Subsections.

(ii) An Import Export Cargo Credit as provided for in Subsection I of this Section in the manner and according to the provisions of that Subsection.

(b) The Investor Tax Credit provided for in this Subsection shall be issued by the Department of Economic Development for a qualifying project if the commissioner of administration, after approval of the Joint Legislative Committee on the Budget, certifies to the secretary of the department that there will be sufficient revenue received by the state to offset the effect to the state of the tax credits provided for the capital costs of the project, whether from increased port or port and harbor activity because of the grant of the tax credit or otherwise. If the commissioner with the approval of the committee so certifies, then the Department of Economic Development may grant a tax credit equal to the total capital costs of a qualifying project to be taken at five percent per tax year; however,

AMENDMENT NO. 18

On page 4, line 16, after "project." insert "(c)"

AMENDMENT NO. 19

On page 4, line 17, after "company" delete the remainder of the line, and on line 18, delete "credits are earned"

AMENDMENT NO. 20

On page 4, line 19, after "until" insert "the project is approved by the department after certification from the commissioner with the approval of the committee and" and delete "Department of" and on line 20, delete "Economic Development" and insert "department"

AMENDMENT NO. 21

On page 4, line 25, change "Section" to "Subsection"

AMENDMENT NO. 22

On page 5, line 2, change "Section" to "Subsection"

AMENDMENT NO. 23

On page 5, line 3, change "Section" to "Subsection"

AMENDMENT NO. 24

On page 5, line 8, change "Section" to "Subsection"

AMENDMENT NO. 25

On page 5, line 10, change "Section" to "Subsection"

AMENDMENT NO. 26

On page 5, line 12, change "Section" to "Subsection"

AMENDMENT NO. 27

On page 6, line 23, after "earned" delete the period "." and insert:

"and available to the initial investing company for use or transfer."

AMENDMENT NO. 28

On page 7, line 17, change "this Section" to "the tax credit provided for such investment"

AMENDMENT NO. 29

On page 8, line 16, after "project" delete the period "." and insert:

", the total amount of tax credits issued for the capital costs of the qualifying project, and the amount to be taken at five percent per tax year."

AMENDMENT NO. 30

On page 8, line 26, after "project" delete the period "." and insert:

"and the amount to be taken at five percent per tax year."

AMENDMENT NO. 31

On page 9, line 1, change "this Section" to "the tax credit for port investors"

AMENDMENT NO. 32

On page 9, line 2, change "this Section" to "the tax credit for port investors"

AMENDMENT NO. 33

On page 9, line 20, change "this Section" to "Subsection C of this Section"

AMENDMENT NO. 34

On page 9, line 23, change "this Section" to "Subsection C of this Section"

AMENDMENT NO. 35

On page 10, delete lines 6 through 9

AMENDMENT NO. 36

On page 10, delete line 10, and insert:

"G. Termination of Investor Tax Credit."

AMENDMENT NO. 37

On page 10, line 11, after "provisions of" insert "Subsection C of"

AMENDMENT NO. 38

On page 10, line 12, after "no" insert "investor"

AMENDMENT NO. 39

On page 10, line 14, change "I." to "H."

AMENDMENT NO. 40

On page On page 10, line 15, after "Development" change "by" to "for" and change "this Act" to "the Investor Tax Credit provided for in this Section"

AMENDMENT NO. 41

On page 10, between lines 15 and 16, insert:

"I. Import Export Cargo Credit.

(1) Certification of taxpayer. Only those taxpayers who have received certification from the secretary of the Department of Economic Development shall be eligible to take the tax credits provided for by this Subsection and then only for the taxable year or years and for the amount provided for in the commissioner of administration's certification, approved by the Joint Legislative Committee on the Budget, provided for in Item (2)(a)(ii) of this Subsection as allocated by the secretary. The secretary shall promulgate rules in accordance with the Administrative Procedure Act which establish the process by which a taxpayer shall apply for certification.

(a) Taxpayers eligible for certification include those international business entities which provide to the department a verified statement of cargo volume data for the calendar year prior to the year of the application, specifically including the total annual volume and tons of breakbulk or containerized cargo imported and exported from or to, manufacturing, fabrication, assembly, distribution, processing, or warehousing facilities located in Louisiana.

(b) In no event, however, shall an applicant be certified if its exports and imports are limited to bulk commodities.

(c) The secretary shall provide a statement of certification to each taxpayer which he has certified as eligible to take the tax credit after approval of the Joint Legislative Committee on the Budget, which shall contain the taxable year or years for which the taxpayer is allowed the tax credit and the amount of tax credit allocated for such taxable year or years. The secretary shall also transmit a copy of such statement to the secretary of the Department of Revenue.

(2)(a)(i) For taxable years beginning on and after January 1, 2009, there shall be allowed a credit against the individual income, corporation income, and corporation franchise tax liability of a taxpayer who has received certification pursuant to the provisions of Paragraph (1) of this Subsection. The amount of the credit shall be equal to the product of multiplying five dollars by the taxpayer's number of tons of qualified cargo for the taxable year but only for the total amount of the allocation provided to the taxpayer by the secretary of the Department of Economic Development for such taxable year.

(ii) The tax credit provided for in this Subsection shall only be allowed for all or a portion of a fiscal year if the commissioner of administration certifies to the secretary of the Department of Economic Development that there will be sufficient revenue received by the state to offset the effect to the state of the tax credits provided for in this Subsection whether from increased utilization of public port facilities because of the tax credit or otherwise, and such certification is approved by the Joint Legislative Committee on the Budget.

(b) In the event that the tax credits allowed pursuant to this Subsection exceed the total tax liability of the taxpayer in the taxable year, the amount of the credit not used as an offset against such tax liability may be carried forward as a credit against subsequent individual and corporation income, or corporation franchise tax liabilities for a period not to exceed five taxable years.

J. The Department of Economic Development may promulgate rules and regulations in accordance with the Administrative Procedure Act as are necessary to implement the provisions of this Section subject to oversight by the House ways and means and the Senate revenue and fiscal affairs committees."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Re-Reengrossed House Bill No. 215 by Representative Hutter

AMENDMENT NO. 1

In Senate Committee Amendment No. 27 proposed by Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 29, 2009, on page 3, line 34, after "for use" delete "or transfer"

AMENDMENT NO. 2

On page 1, at the end of line 6, delete "to" and on line 7, delete "authorize to transfer of certain tax credits;"

AMENDMENT NO. 3

On page 4, at the end of line 18, delete "or" and on line 19, delete "transferred"

AMENDMENT NO. 4

On page 5, delete lines 19 through 29 and delete page 6 and on page 7, delete lines 1 and 2

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Alario to Re-Reengrossed House Bill No. 215 by Representative Hutter

AMENDMENT NO. 1

In Amendment No. 17 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 21, 2009, on page 3, at the beginning of line 4, after "on the Budget" insert "and the state bond commission"

AMENDMENT NO. 2

In Amendment No. 20 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 21, 2009, on page 3, line 18, after "the committee" insert "and the state bond commission"

AMENDMENT NO. 3

In Amendment No. 41 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 21, 2009, on page 5, at the beginning of line 6, after "Budget" insert "and the state bond commission"

AMENDMENT NO. 4

In Amendment No. 41 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 21, 2009, on page 5, line 20, after "Budget" insert "and the state bond commission"

AMENDMENT NO. 5

In Amendment No. 41 proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 21, 2009, on page 5, line 38, after "Budget" insert "and the state bond commission"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lopinto
Abramson	Franklin	McVea
Anders	Gallot	Mills
Armes	Geymann	Monica
Arnold	Gisclair	Montoucet
Aubert	Greene	Norton
Badon, A.	Guillory	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard

Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Honey	Robideaux
Burrell	Howard	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, P.
Connick	Katz	Stiaes
Cortez	Kleckley	Templet
Doerge	LaFonta	Thibaut
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton

Total - 90

NAYS

Total - 0

ABSENT

Cromer	Jones, S.	Peterson
Danahay	LaBruzzo	Smith, J.
Dixon	Lambert	St. Germain
Ernst	Morris	Talbot
Guinn	Perry	

Total - 14

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

HOUSE BILL NO. 796—

BY REPRESENTATIVES PETERSON, HARDY, AND GARY SMITH
AN ACT

To amend and reenact R.S. 38:330.1(B)(1)(a), (C)(1)(a)(introductory paragraph), (i), (ii), and (iii), (2)(a), (G), and (K)(3), relative to the Southeast Flood Protection Authority East and West; to remove territorial jurisdiction under the Authority Board East; to reduce the number of members of the Authority Board East; to provide for members' qualifications; to provide relative to the membership of the nominating committee; to provide relative to the duties of the nominating committee; to provide relative to a board member's fiduciary duty to the board; to provide an exception for certain public employees to serve as members on either board; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 796 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 2, after "(C)(1)(a)" delete the remainder of the line, on line 3, delete "(iii)" and insert "and (b)."

AMENDMENT NO. 2

On page 1, line 6, after "qualifications;" insert "to provide for qualifications for the Authority Board West;"

AMENDMENT NO. 3

On page 1, line 12, after "(C)(1)(a)" delete the remainder of the line, on line 13, delete "(iii)," and insert "and (b)."

AMENDMENT NO. 4

On page 2, delete line 29, and insert:

"(b) The board of commissioners of the Southeast Louisiana Flood Protection Authority-West Bank shall be composed of seven members of whom two shall reside in Jefferson Parish on the west side of the Mississippi River within the jurisdiction of the Authority, two shall reside in Orleans Parish on the west side of the Mississippi River, one shall reside in Plaquemines Parish on the west side of the Mississippi River, and three two shall reside outside of Jefferson, and Orleans, and Plaquemines parishes. The members shall be appointed by the governor from nominations submitted by the nominating committee as follows:

(i) Three members, each of whom shall be either an engineer or a professional in a related field such as geotechnical, hydrological, or environmental science. At least One one of the three members shall be a civil engineer, and one shall be a geologist.

(ii) ~~Two~~ Three members, each of whom shall be a professional in a discipline other than those identified in Item (i) of this Subparagraph who shall at a minimum hold a baccalaureate degree from an accredited institution of higher learning with at least ten years of professional experience in that discipline.

(iii) ~~Two members shall be at large~~ One member who shall possess the qualifications set forth in either (i) or (ii) of this Subparagraph.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 796 by Representative Peterson

AMENDMENT NO. 1

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Transportation, Highways and Public Works, and adopted by the Senate on June 16, 2009, line 26, change "minium" to "minimum"

AMENDMENT NO. 2

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Transportation, Highways and Public Works, and adopted by the Senate on June 16, 2009, line 28, change "posses" to "possess"

AMENDMENT NO. 3

In Senate Committee Amendment No. 4, proposed by the Senate Committee on Transportation, Highways and Public Works, and adopted by the Senate on June 16, 2009, line 29, following "either" and before "(i)" insert "Item"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Abramson	Franklin	Monica
Anders	Geymann	Montoucet
Arnes	Gisclair	Nowlin
Arnold	Guillory	Pearson
Aubert	Hardy	Peterson

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

Total - 92

NAYS

Total - 0

ABSENT

Burns, T.	Greene	Morris
Cromer	Guinn	Norton
Ernst	Jones, R.	Perry
Gallot	Lambert	White

Total - 12

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Speaker Tucker in the Chair

HOUSE BILL NO. 276—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 40:1730.26(2), relative to the state uniform construction code; to provide for oversight by the legislature with regards to the updated state uniform construction code; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 276 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 18, after "approval." delete the remainder of the line, and delete lines 19 and 20, and on page 2, delete lines 1 through 5, and insert the following:

"Additionally, the council shall provide the members of each house of the legislature a summary of the major proposed changes to the International Residential Code at the time of submission to the oversight committees."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Total - 0

ABSENT

Cromer	Kleckley	Norton
Danahay	Lambert	Perry
Ernst	Leger	Peterson
Guinn	Mills	Roy
Harrison	Morris	

Total - 14

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

HOUSE BILL NO. 365—

BY REPRESENTATIVE SIMON

AN ACT

To enact Part VII-B of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2318.2, to establish and provide for the Percent for Universal Design Program; to require that a certain percent of the expenditure for construction or renovation of a state building shall be used to implement principles of universal design; to provide exceptions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 365 by Representative Simon

AMENDMENT NO. 1

On page 2, line 25, delete "monetary requirements" and insert "two percent monetary requirement"

AMENDMENT NO. 2

On page 4, between lines 21 and 22, insert:

"E. Nothing in this Part shall supercede, restrict, or limit the application of the following laws:

(1) The Americans with Disabilities Act of 1990 (42 U.S.C. §1201 et seq.).

(2) The Rehabilitation Act of 1973 (29 U.S.C. §701 et seq.) and ensuing regulations.

(3) The Fair Housing Act (42 U.S.C. §3601 et seq.).

(4) R.S. 40:1731 through 1744.

(5) R.S. 49:148 through 148.3.

AMENDMENT NO. 3

On page 4, line 22, change "E." to "F.(1)"

AMENDMENT NO. 4

On page 4, at the end of line 23, insert the following:

"The commissioner may also solicit the assistance and advice of the Louisiana Chapter of the American Institute of Architects in determining whether a particular design feature complies with the intent and principles of universal design. Neither the Louisiana Chapter of the American Institute of Architects nor any member thereof shall be liable for any opinion, assistance, or advice rendered pursuant to this Section.

(2) The rules provided for in this Section shall contain standards for construction and renovation and this Section shall not be implemented until such rules have been finally promulgated in accordance with the Administrative Procedure Act and shall be specifically subject to oversight and approval by the House and Senate committees on transportation, highways, and public works."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 365 by Representative Simon

AMENDMENT NO. 1

In Amendment No. 4 proposed by the Senate Committee on Transportation, Highways and Public Works and adopted by the Senate on June 18, 2009, on page 1, line 23, after "Section." insert "No member of the general public shall have a cause of action for damages against the state, the commissioner of administration, nor any employee of the division of administration for the inclusion or failure to include a particular design feature."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 98

NAYS

Total - 0

ABSENT

Ernst	Morris	Perry
Lambert	Norton	White
Total - 6		

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

HOUSE BILL NO. 367—

BY REPRESENTATIVES DOVE, BALDONE, AND HARRISON AND SENATORS DUPRE AND B. GAUTREUX
AN ACT

To enact R.S. 33:2481.3, relative to the municipal police civil service; to provide relative to the position of police chief in the city of Houma; to provide that such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to qualifications; to provide relative to resignation from and return to the classified service; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 420—

BY REPRESENTATIVE RICHARD

AN ACT

To amend and reenact R.S. 18:59(A), 103(A), 109, 115(A)(1) and (F)(2)(d), 151(B), 152(C)(1), 175, 196(A)(1), 423(E), 427(A), 428(A), (B), and (C), 431(B)(5), 433(A)(3), (B)(4), (G)(1) and (2)(introductory paragraph), (H)(1)(introductory paragraph), (I), and (J), 465(E)(1), 562(A)(2), 566.2(C), 1253(E), 1254(A) and (C), 1255(A), 1272(A), 1275.1(B), 1275.8, 1306(A)(2) and (3) and (B)(1), 1307(B)(2), 1308(C), 1309(A)(3), (B)(1), (C), (D)(1), (E)(2), (I), and (J), 1315(C)(2) and (3)(a), 1363(A), 1373, 1400.3(D), 1505.1(D), and 1505.2(H)(6)(a)(introductory paragraph), (Q)(3)(a)(ii), and (R)(3)(a)(ii), to enact R.S. 18:1253(F), 1254(E), 1309(K), and 1363(H), and to repeal R.S. 18:433(A)(2) and 1372, relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide relative to deputy registrars of voters; to provide relative to the registration of voters; to provide relative to changes in registrations; to provide relative to records used for the conduct of the registrar's office; to provide relative to the duties of registrars; to provide relative to reports and lists produced by the Department of State; to provide relative to the inactive list of voters; to provide relative to allocation of voting machines for precincts; to provide relative to parish boards of election supervisors; to provide relative to watchers; to provide relative to law enforcement officers; to provide relative to courses of instruction conducted by the clerk; to provide relative to election commissioners; to provide relative to nominating petitions; to provide relative to procedures and requirements for voting; to provide relative to provisional voting; to provide relative to nominations for candidates for presidential electors; to provide relative to application for voting and voting absentee by mail; to provide relative to early voting; to provide relative to election expenses; to provide relative to congressional elections; to provide relative to early voting commissioners; to provide relative to challenges of absentee by mail and early voting ballots; to provide relative to the preparation and testing of voting machines; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Reengrossed House Bill No. 420 by Representative Richard

AMENDMENT NO. 1

On page 1, line 5, between "(J)," and "465(E)(1)" insert "463(A)(2)(a)(vii)"

AMENDMENT NO. 2

On page 1, line 9, change "R.S. 18:1253(F)" to "R.S. 18:463(A)(2)(a)(viii), 492(A)(7), 1253(F)"

AMENDMENT NO. 3

On page 1, line 20, between "commissioners;" and "to" insert "to provide qualifications for candidacy for public office, notice of candidacy, and grounds for objection to candidacy;"

AMENDMENT NO. 4

On page 2, line 12, between "(J)," and "465(E)(1)" insert "463(A)(2)(a)(vii)"

AMENDMENT NO. 5

On page 2, line 16, change "R.S. 18:1253(F)" to "R.S. 18:463(A)(2)(a)(viii), 492(A)(7), 1253(F)"

AMENDMENT NO. 6

On page 11, between lines 14 and 15, insert the following:

"§463. Notice of candidacy; financial statements; political advertising; penalties

A.

* * *

(2)(a) The notice of candidacy also shall include a certificate, signed by the candidate, certifying all of the following:

* * *

(vii) That he has either filed his federal and state income tax returns, filed for an extension of time for filing either or both tax returns, or is not required to file either or both returns.

(viii) That all of the statements contained in it are true and correct.

* * *"

AMENDMENT NO. 7

On page 11, after line 29, add the following:

"§492. Grounds for an objection to candidacy

A. An action objecting to the candidacy of a person who qualified as a candidate in a primary election shall be based on one or more of the following grounds:

* * *

(7) The defendant falsely certified on his notice of candidacy that he has filed his federal and state income tax returns, filed for an extension of time for filing either or both tax returns as provided in R.S. 18:463(A)(2), or is not required to file either or both returns.

* * *"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 420 by Representative Richard

AMENDMENT NO. 1

On page 6, line 6 change "will" to "shall"

AMENDMENT NO. 2

On page 21, line 6, delete "Federal Savings and Loan Insurance Corporation,"

AMENDMENT NO. 3

On page 21, on lines 20 and 21, delete "Federal Savings and Loan Insurance Corporation,"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Burns, T.	Guinn	Morris
Champagne	Kleckley	Norton
Ernst	Lambert	Perry

Total - 9

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 446—

BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 47:2062, 2142(A) and (C), 2144, 2145(B), 2153(B)(5), and 2155(A), relative to ad valorem taxes; to provide for the assistance to each parish tax assessor by an attorney or agency; to provide for the collection of penalties; to provide relative to undivided interests in title to tax sale property; to provide for bidding procedures; to provide for the form for tax sale certificates; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 446 by Representative Henry

AMENDMENT NO. 1

On page 1, line 11, delete "state or"

AMENDMENT NO. 2

On page 1, at the beginning of line 12, insert "A."

AMENDMENT NO. 3

On page 1, line 14, after "all taxes" delete the remainder of the line and delete line 15, and insert:

"that are delinquent and have become final. Upon all taxes and penalties"

AMENDMENT NO. 4

On page 1, line 16, after "or agency," delete the remainder of the line, and delete lines 17 through 19 and insert:

"the delinquent owing the tax shall pay a commission to such"

AMENDMENT NO. 5

On page 2, between lines 3 and 4, insert the following:

"B. The provisions of this Section shall not apply to any property tax matter involving correctness or legality challenges."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Peterson Simon Smith, P.
Total - 3

ABSENT

Arnold Guinn Nowlin
Burns, T. Kleckley Perry
Ernst Morris Ponti
Geymann Norton
Total - 11

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

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 729: Reps. St. Germain vice Ponti.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

Senate Amendments to House Bill

June 23, 2009

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

I am directed to inform your honorable body that the Senate refuses to recede from and instead insists on its amendments to House Bill No. 689 by Representative Peterson.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 689—
BY REPRESENTATIVES PETERSON, HARRISON, LEGER, AND WILLIAMS AND SENATOR LAFLEUR
AN ACT

To enact Subpart Q of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.121, relative to state funds; to create the Louisiana Statewide Educational Facilities Fund as a special fund in the state treasury; to provide for the deposit, use, and investment of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Chaisson to Engrossed House Bill No. 689 by Representative Peterson

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line, and on line 3 change "Revised Statutes of 1950, to be comprised of R.S. 39:100.121," to "authorize and provide"

AMENDMENT NO. 2

On page 1, line 4, change "Louisiana Statewide Educational Facilities" to "Higher Education Restoration"

AMENDMENT NO. 3

On page 1, line 8, after "Section 1." delete the remainder of the line, and delete lines 9 through 18, and on page 2, delete lines 1 through 8, and insert the following:

"A. There is hereby established in the state treasury a special fund to be known as the "Higher Education Restoration Fund", hereinafter referred to as the "fund".

B. Out of the monies remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state that become due and payable, the treasurer in each fiscal year shall pay into the fund an amount equal to the total amount of additional revenue received by the state through Section 2 of this Act.

C. The monies in the fund shall be appropriated by the legislature solely for the purpose of providing funding for higher education.

D. All unexpended and unencumbered monies in the fund at the end of a fiscal year shall remain in the fund and be available for appropriation in the next fiscal year in the same manner as allocated herein. Monies in the fund shall be invested in the same manner as the monies in the state general fund, and all interest earned on the investment of the monies in the fund shall be deposited into the state general fund.

Section 2. Section 2 of Act No. 399 of the 2007 Regular Session of the Legislature of Louisiana is hereby amended and reenacted to read as follow:

"Section 2. The provisions of R.S. 47:293(2)(c) as enacted in this Act, regardless of any subsequent redesignation and any contrary provision in this Act, shall become effective for all taxable periods beginning on or after January 1, 2012 and the remaining provisions of this Act shall become effective for all taxable periods beginning on or after January 1, 2007."

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

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

Point of Order

Rep. Smiley asked for a ruling from the Chair as to whether House Bill No. 689 suspends a tax exemption and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

Ruling of the Chair

The Chair ruled the bill did suspend a tax exemption and therefore would require the favorable vote of two-thirds of the elected members to finally pass the House.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Franklin	Norton
Aubert	Gallot	Peterson
Badon, A.	Gisclair	Richmond
Baldone	Hardy	Ritchie
Barrow	Henderson	Smith, G.
Brossett	Honey	Smith, P.
Burrell	Jackson G.	St. Germain
Chaney	Jackson M.	Stiaes
Dixon	Jones, R.	Williams
Doerge	LaFonta	Wooton
Downs	Leger	
Edwards	Montoucet	
Total - 34		

NAYS

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

ABSENT

Jones, S.
Total - 1

The House refused to concur in the amendments proposed by the Senate.

Conference committee appointment pending.

Motion

Rep. Geymann moved to reconsider the vote by which the House failed to concur in the amendments proposed by the Senate to House Bill No. 782, which motion was agreed to.

Suspension of the Rules

On motion of Rep. Ellington, the rules were suspended in order to take up and consider House Bill No. 782 at this time.

HOUSE BILL NO. 782—
BY REPRESENTATIVE ELLINGTON
AN ACT

To enact R.S. 33:9109.1, relative to communications districts; to provide for intent; to provide for definitions; to provide for collection and remittance of prepaid wireless telecommunications service charge; to provide for the administration of the prepaid wireless service charge; to provide for distribution of funds to communications districts; to provide for issues of liability; to provide for exclusivity of the service charge; to provide an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 782 by Representative Ellington

AMENDMENT NO. 1

On page 3, line 21, change "sixty cents per" to "two percent of the amount of the"

AMENDMENT NO. 2

On page 4, line 27, after "retain" delete "three" and insert the following:

"the entirety of the 2010 first quarter's fees. Thereafter, a seller shall be permitted to deduct and retain four"

AMENDMENT NO. 3

On page 5, line 12, change "one" to "two"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Ernst	Lopinto
Anders	Fannin	McVea
Armes	Foil	Mills
Arnold	Gallot	Monica
Aubert	Geymann	Montoucet
Badon, B.	Gisclair	Morris
Baldone	Guillory	Nowlin
Barras	Guinn	Ponti
Billiot	Hardy	Pugh
Brossett	Harrison	Richard
Burford	Hazel	Richardson
Burns, H.	Henderson	Richmond
Burrell	Henry	Ritchie
Carmody	Hill	Robideaux
Carter	Hines	Roy
Champagne	Hoffmann	Schroder

Chandler	Howard	Smith, G.
Chaney	Jackson G.	Smith, J.
Connick	Johnson	St. Germain
Cortez	Jones, R.	Stiaes
Cromer	Jones, S.	Templet
Danahay	Katz	Thibaut
Dixon	LaBruzzo	Waddell
Doerge	Lambert	White
Dove	LeBas	Williams
Downs	Leger	Willmott
Edwards	Ligi	Wooton
Ellington	Little	
Total - 83		

NAYS

Badon, A.	Hutter	Pope
Barrow	Jackson M.	Simon
Burns, T.	Kleckley	Smiley
Franklin	Norton	Talbot
Greene	Perry	
Honey	Peterson	
Total - 16		

ABSENT

Mr. Speaker	Landry	Smith, P.
LaFonta	Pearson	
Total - 5		

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

Consent to Correct a Vote Record

Rep. Tim Burns requested the House consent to correct his vote on the concurrence in the Senate Amendments to House Bill No. 782 from yea to nay, which consent was unanimously granted.

HOUSE BILL NO. 367—
 BY REPRESENTATIVES DOVE, BALDONE, AND HARRISON AND SENATORS DUPRE AND B. GAUTREAUX
 AN ACT

To enact R.S. 33:2481.3, relative to the municipal police civil service; to provide relative to the position of police chief in the city of Houma; to provide that such position is in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to qualifications; to provide relative to resignation from and return to the classified service; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 367 by Representative Dove

AMENDMENT NO. 1

On page 1, delete lines 14 through 19 and insert

"A. Notwithstanding any provision of law to the contrary, the position of chief of police for the city of Houma is in the unclassified service, and the right of selection, appointment, supervision, and discharge for such position is vested in the president of the parish of

Terrebonne. The chief of police shall have not less than five years of full time law enforcement experience and shall have successfully completed a certified training program approved by the Council on Peace Officers Standards and Training. The appointment of the chief of police shall be subject to the approval of the parish governing authority. Any person appointed to the position of chief of police shall meet all qualifications and requirements as provided in the parish compensation plan in effect at the time of his appointment.

B. Any person who resigns from a position in the classified service to be appointed chief of police shall not forfeit his seniority accumulated to the date of his resignation, but he shall not accumulate seniority during the time he is not in the classified service. If any such person resigns from the position of chief of police or is terminated for any reason other than malfeasance in office, he shall be eligible to be reemployed to the same position in the classified service in which he was employed immediately preceding his resignation from the classified service. If the position has been filled or no longer exists, then his former employer shall employ him to a comparable position.

C. The provisions of this Section shall be null and void on July 1, 2012."

AMENDMENT NO. 2

On page 2, delete lines 1 through 11

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Dupre to Reengrossed House Bill No. 367 by Representative Dove

AMENDMENT NO. 1

On page 1, line 15, change "are" to "is"

AMENDMENT NO. 2

On page 2, line 11, change "to" to "in"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Ernst	Morris
Abramson	Fannin	Norton
Anders	Foil	Nowlin
Armes	Gallot	Pearson
Arnold	Gisclair	Perry
Aubert	Greene	Ponti
Baldone	Guillory	Pope
Barras	Guinn	Pugh
Billiot	Harrison	Richard
Brossett	Henderson	Richardson
Burns, H.	Henry	Ritchie
Burns, T.	Hines	Robideaux
Carmody	Hoffmann	Schroder
Carter	Howard	Simon
Champagne	Hutter	Smiley
Chandler	Jones, R.	Smith, G.
Chaney	Kleckley	Smith, J.
Connick	LaBruzzo	St. Germain
Cortez	Lambert	Talbot
Cromer	Landry	Templet
Danahay	Ligi	White

Doerge	Little	Williams
Dove	Lopinto	Willmott
Downs	McVea	Wooton
Edwards	Monica	
Total - 74		

NAYS

Badon, B.	Hardy	Montoucet
Barrow	Hazel	Richmond
Burford	Honey	Roy
Burrell	Jackson G.	Smith, P.
Dixon	Johnson	Stiaes
Franklin	LaFonta	Thibaut
Total - 18		

ABSENT

Badon, A.	Jackson M.	Leger
Ellington	Jones, S.	Mills
Geymann	Katz	Peterson
Hill	LeBas	Waddell
Total - 12		

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

HOUSE BILL NO. 453—
BY REPRESENTATIVE PUGH

AN ACT

To enact R.S. 32:361.2(E), relative to tinting of motor vehicle windows; to provide for a decal to be issued to persons with medical exemptions; to provide for a fee to be imposed; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 453 by Representative Pugh

AMENDMENT NO. 1

On page 1, line 2, delete "To enact 32:361.2(E)" and insert "To amend and reenact R.S. 32:361.2(A)(2)(d) and to enact 32:361.2(E) and (F)" and after "windows;" insert "to provide for a criminal background check; to dedicate certain revenue into a special fund in the state treasury designated as the Motor Vehicle Inspection Enforcement Fund;"

AMENDMENT NO. 2

On page 1, line 6 delete "R.S. 32:361.2(E) is hereby enacted to read as follows:" and insert "R.S. 32:361.2(A)(2)(d) is hereby amended and reenacted and 32:361.2(E) and (F) are hereby enacted to read as follows:"

AMENDMENT NO. 3

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

"A.

* * *

(2)

* * *

(d)(i) Persons convicted of violent crimes or drug offenses shall not be eligible for a medical exemption. ~~At~~ Therefore, at the time of applying for the exemption, the applicant shall provide written consent on a form approved by the Louisiana Bureau of Criminal Identification and Information authorizing the bureau to release any information contained in the applicant's criminal history record and identification files to the office of state police for verification that the applicant has not been convicted of a violent crime or drug offense.

(ii) Applicants shall submit a full set of fingerprints and the department shall authorize the bureau to conduct a state and federal criminal history record check, which shall include a check of National Criminal History Records from the Federal Bureau of Investigations Criminal Justice Information Services Division.

(iii) The applicant shall be responsible for the payment of fees of the bureau associated with the state and federal criminal history check as is required by R.S. 15:587."

AMENDMENT NO. 4

On page 1, after line 14, insert :

"F. All assessments, fees, penalties, and other funds received under the provisions of R.S. 32:361.1, 361.2, and 361.3 shall be disposed of in accordance with the following provisions:

(1) All assessments, fees, penalties and all other funds received by the Department under the provisions of R.S. 32:361.1, 361.2, and 361.3, subject to the exceptions contained in Article VII, Section 9 of the Constitution of Louisiana, shall be deposited immediately upon receipt into the state treasury and shall be credited to the Bond Security and Redemption Fund.

(2) Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer, prior to placing the remaining funds in the state general fund, shall pay an amount equal to the total amount of funds paid into the state treasury by the Department under the provisions of R.S. 32:361.1, 361.2, and 361.3 into a special fund which is hereby created in the state treasury and designated as the Motor Vehicle Inspection Enforcement Fund.

(3) All unexpended and unencumbered monies in the fund at the end of each fiscal year shall remain in the Motor Vehicle Inspection Enforcement Fund. The monies in the fund shall be invested by the treasurer in the same manner as monies in the state general fund. All interest earned on monies from the fund invested by the state treasurer shall be deposited in the fund.

(4) Subject to appropriation, the monies in the fund shall be used to provide for the expenses of the program established by R.S. 32:361.1, 361.2, and 361.3, as determined by the Department."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Heitmeier to Engrossed House Bill No. 453 by Representative Pugh

AMENDMENT NO. 1

On page 1, line 3, after "exemptions;" delete the remainder of line 3

AMENDMENT NO. 2

On page 1, line 4, delete "imposed;"

AMENDMENT NO. 3

On page 1, line 13, after "this Section," delete the remainder of line 13 and delete line 14

AMENDMENT NO. 4

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 8, 2009, on page 1, line 3, change "32:361.2(E) and (F)" to "R.S. 32:361.2(E)"

AMENDMENT NO. 5

In Senate Committee Amendment No. 1, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 8, 2009, on page 1, line 4, after "check;" delete the remainder of line 4 and delete line 5

AMENDMENT NO. 6

In Senate Committee Amendment No. 2, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 8, 2009, on page 1, line 8, after "amended" delete the remainder of line 8 and insert the following: "and R.S. 32:361.2(E) is"

AMENDMENT NO. 7

In Senate Committee Amendment No. 3, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 8, 2009, on page 1, delete lines 24 through 26

AMENDMENT NO. 8

Delete Senate Committee Amendment No. 4, proposed by the Senate Committee on Transportation, Highways, and Public Works and adopted by the Senate on June 8, 2009

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Mills
Anders	Gallot	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Norton
Aubert	Guinn	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Perry
Baldone	Henderson	Pope
Barras	Henry	Pugh
Billiot	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Johnson	Schroder
Chaney	Jones, R.	Simon
Cortez	Jones, S.	Smith, G.
Cromer	Katz	Smith, J.
Danahay	Kleckley	St. Germain
Dixon	LaBruzzo	Thibaut
Doerge	Landry	Waddell
Dove	LeBas	Willmott
Downs	Ligi	Wooton
Edwards	Little	
Ernst	Lopinto	
Total - 76		

NAYS

Barrow	Jackson M.	Smith, P.
Connick	LaFonta	Stiaes
Hardy	Peterson	Williams
Honey	Richmond	
Jackson G.	Smiley	
Total - 13		

ABSENT

Brossett	Fannin	Morris
Burns, T.	Geymann	Ponti
Champagne	Guillory	Talbot
Chandler	Lambert	Templet
Ellington	Leger	White
Total - 15		

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

HOUSE BILL NO. 458—

BY REPRESENTATIVES TALBOT, BALDONE, HENRY BURNS, CARTER, CHAMPAGNE, FOIL, HENRY, HOFFMANN, HONEY, LITTLE, MILLS, PERRY, PUGH, RICHARD, RICHMOND, ROBIDEAUX, SIMON, SMILEY, JANE SMITH, TEMPLET, AND THIBAUT AND SENATORS CROWE, DUPLESSIS, MICHOT, SMITH, AND WALSWORTH
AN ACT

To amend and reenact R.S. 47:6023, relative to tax credits; to provide relative to the sound recording investor tax credit; to provide relative to certain definitions; to remove certain limitations of the sound recording investor tax credit; to provide relative to the promulgation of rules and regulations; to provide relative to the certification and payment of the tax credit; to provide relative to the display of the state brand or logo under certain circumstances; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 458 by Representative Talbot

AMENDMENT NO. 1

On page 4, line 4, delete "~~Until January 1, 2010, there~~ There" and insert "Until January 1, 2015, there"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Abramson	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Hardy	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Perry
Baldone	Henderson	Peterson
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hines	Pugh
Brossett	Hoffmann	Richard
Burford	Honey	Richardson
Burns, H.	Howard	Richmond

Burns, T.	Hutter	Ritchie
Burrell	Jackson G.	Robideaux
Carmody	Jackson M.	Roy
Carter	Johnson	Schroder
Champagne	Jones, R.	Simon
Chandler	Jones, S.	Smiley
Chaney	Katz	Smith, G.
Connick	Kleckley	Smith, J.
Cortez	LaBruzzo	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Landry	Stiaes
Doerge	LeBas	Talbot
Dove	Leger	Thibaut
Downs	Ligi	Waddell
Edwards	Little	Williams
Ernst	Lopinto	Willmott
Fannin	McVea	Wooton

Total - 96

NAYS

Total - 0

ABSENT

Cromer	Guillory	Temple
Ellington	Guinn	White
Geymann	Lambert	

Total - 8

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

HOUSE BILL NO. 517—

BY REPRESENTATIVES LEBAS, BURFORD, HENRY BURNS, TIM BURNS, GREENE, HAZEL, HOFFMANN, LABRUZZO, LIGI, LOPINTO, SCHRODER, SIMON, JANE SMITH, AND WHITE

AN ACT

To enact R.S. 40:1299.35.9, relative to health care services; to protect persons who refuse to provide health care services from certain types of punitive measures; to provide for definitions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Health and Welfare to Reengrossed House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:1299.35.9" delete the comma "," and insert "and Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.291,"

AMENDMENT NO. 2

On page 1, line 4, after "definitions;" insert "to provide for intergovernmental transfers from local governing bodies to the Department of Health and Hospitals; to provide for acceptance and use of intergovernmental transfers;"

AMENDMENT NO. 3

On page 1, line 6, after "R.S. 40:1299.35.9" delete "is" and insert "and Part LXVI of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1300.291, are"

AMENDMENT NO. 4

On page 1, line 8, after "person" and before "has" delete ", employer, or entity"

AMENDMENT NO. 5

On page 1, line 9, after "person" and before "shall" delete ", employer, or entity"

AMENDMENT NO. 6

On page 1, line 10, after "conscience" and before ":" insert "to the extent that patient access to health care is not compromised" and after "person" and before "shall" delete ", employer, or entity"

AMENDMENT NO. 7

On page 1, line 15, after "person" and before "declines" delete ", employer, or entity"

AMENDMENT NO. 8

On page 1, line 17, after "person" and before "shall" delete ", employer, or entity"

AMENDMENT NO. 9

On page 1, line 18, after "practicable," and before "declination" delete "its" and insert "his"

AMENDMENT NO. 10

On page 1, line 19, after "Section." insert the following "Any pharmacy who employs a pharmacist which declines to participate in any health care service that violates his conscience, shall post a conspicuous notice in the pharmacy area of the facility which sufficiently notifies the public that the pharmacy has employed a pharmacist which will decline to provide health care service based upon a claim of a sincerely held religious belief or moral conviction. All persons who have a sincerely held religious belief or moral conviction and who seek employment at a health care facility shall notify the prospective employer of the existence of any sincerely held religious belief or moral conviction. Any health care facility that employs a person with a sincerely held religious belief or moral conviction shall ensure that the health care facility has sufficient staff to provide patient care in the event an employee declines to participate in any health care service that violates his conscience."

AMENDMENT NO. 11

On page 2, between lines 2 and 3, insert the following:

"(4) A person shall notify his employer in writing as soon as practicable of any health care service which violates his conscience. A person shall notify any patient before such person provides any consultation or service to the patient of the existence of a health care service which he will decline to provide because the health care service violates his conscience."

AMENDMENT NO. 12

On page 2, delete lines 8 through 11 in their entirety

AMENDMENT NO. 13

On page 2, after line 15, insert the following:

** * *

PART LXVI. INTERGOVERNMENTAL TRANSFERS

§1300.291. Authority to accept and use intergovernmental transfers from local governing bodies

A. The Department of Health and Hospitals may accept intergovernmental transfers from local governing bodies, including but not limited to a parish, for the purpose of enhancing the delivery of health care services to the uninsured and Medicaid patients. Any such transfer shall be in accordance with federal law and subject to approval by the Centers for Medicare and Medicaid Services.

B. It is the intent of the legislation that any transfer authorized herein shall be primarily utilized for the enhancement of health care within the jurisdiction of the transferring entity. However, any such transfer shall be under the administrative control of the Department of Health and Hospitals.

C. The department may establish a methodology utilizing a pool, or pools, to facilitate distribution of any transfers received in addition to any federal financial participation earned through the use of such transfers, as authorized herein. The methodology shall be created with the intent to maximize, to the fullest extent possible, the return to the providers located within the jurisdiction of the local governing body from which such transfer is derived. The department may create criteria for qualification to participate in any pool methodology and establish criteria and priorities for reimbursement within the respective pool. Any such criteria may include health care providers which reside outside the jurisdiction of the transferring body.

D. The department may submit waivers or state plan amendments to the Centers for Medicare and Medicaid Services in order to secure federal financial participation in relation to any such payments or reimbursement. Payments shall be made only in accordance with an approved waiver or state plan amendment.

E. The department and the transferring local governing body may enter into an agreement, in accordance with state and federal law, concerning the use of transferred funds in a way that is consistent with the legislative intent set forth herein."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1

In Senate Committee Amendment No. 6, proposed by Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 1, at the end of line 19, insert "and on page 1, line 13, after "violates" and before "conscience" change "its" to "his""

AMENDMENT NO. 2

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 1, line 27, change "who" to "that"

AMENDMENT NO. 3

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 1, line 28, after "pharmacist" change "which" to "who"

AMENDMENT NO. 4

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 1, line 29, at the end of the line change "which" to "that"

AMENDMENT NO. 5

In Senate Committee Amendment No. 10, proposed by the Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 1, line 30, after "pharmacist" change "which" to "who"

AMENDMENT NO. 6

In Senate Committee Amendment No. 11, proposed by the Senate Committee on Health and Welfare, and adopted by the Senate on June 11, 2009, page 2, line 7, change "which" to "that" and on page 2, line 9, change "which" to "that"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator McPherson to Reengrossed House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1

In Amendment No. 10 proposed by the Senate Committee on Health and Welfare and adopted by the Senate June 11, 2009, on page 1, line 27, after "following "" delete "Any pharmacy who employs a" and delete lines 28 through 31 in their entirety and on line 32, delete "or moral conviction."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Amedee to Reengrossed House Bill No. 517 by Representative LeBas

AMENDMENT NO. 1

On page 2, delete lines 14 and 15 in their entirety

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

Point of Order

Rep. Gallot 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 declined to rule on the question of germaneness of the Senate amendments.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Franklin, Monica; Abramson, Gallot, Montoucet; Anders, Geymann, Morris; Armes, Gisclair, Nowlin; Arnold, Greene, Pearson; Badon, B., Guillory, Perry; Baldone, Guinn, Ponti; Barras, Hardy, Pope; Billiot, Harrison, Pugh; Burford, Hazel, Richard; Burns, H., Henderson, Richardson; Burns, T., Henry, Richmond; Burrell, Hill, Ritchie; Carmody, Hines, Robideaux; Carter, Hoffmann, Roy; Champagne, Howard, Schroder; Chaney, Hutter, Simon; Connick, Jackson M., Smiley; Cortez, Johnson, Smith, G.

Cromer	Jones, S.	Smith, J.
Danahay	Katz	St. Germain
Dixon	Kleckley	Talbot
Doerge	LaBruzzo	Templet
Dove	Landry	Thibaut
Downs	LeBas	Waddell
Edwards	Ligi	Williams
Ellington	Little	Willmott
Ernst	Lopinto	Wooton
Fannin	McVea	
Foil	Mills	

Total - 88

NAYS

Aubert	Jackson G.	Norton
Badon, A.	Jones, R.	Peterson
Brossett	LaFonta	Smith, P.
Honey	Leger	Stiaes

Total - 12

ABSENT

Barrow	Lambert
Chandler	White

Total - 4

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

HOUSE BILL NO. 523—
BY REPRESENTATIVE ERNST

AN ACT

To amend and reenact R.S. 14:95.2.1(A), to enact R.S. 14:95.2.1(D), and to repeal R.S. 40:1379.3(N)(9), relative to illegal carrying of a firearm at a parade; to provide for increased penalties for illegal carrying of a firearm at a parade; to remove element of the crime requiring that the firearm be used in the commission of a crime of violence; to provide for exceptions; to repeal prohibition regarding a concealed weapon being carried at a parade or demonstration; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 523 by Representative Ernst

AMENDMENT NO. 1

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

"(7) Any person lawfully engaged in hunting or a sport shooting activity on any public or private property where such hunting or sport shooting activity is lawfully permitted. For the purposes of this Paragraph, "sport shooting activity" means a competitive or recreational activity that involves the use and discharge of any firearm, including but not limited to trap, skeet and target shooting."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Abramson	Gallot	Monica
Anders	Geymann	Montoucet
Armes	Gisclair	Morris
Aubert	Greene	Norton

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

Total - 96

NAYS

Total - 0

ABSENT

Arnold	Harrison	Templet
Badon, A.	Lambert	White
Fannin	McVea	

Total - 8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 563—
BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 47:2134(D), 2153(B)(5), 2201, and 2202, relative to ad valorem taxes; to provide relative to certain challenges to assessments; to provide for bidding procedures at tax sales; to provide for tax sale title to undivided interests; to provide for public sale or donation of tax parcels; to provide for the sale of adjudicated property to adjoining property owners; to provide for effectiveness as to suits filed on or after a certain date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 563 by Representative Burrell

AMENDMENT NO. 1

On page 3, line 19, after "bidding" insert "at a public meeting of the governing authority"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Kostelka to Reengrossed House Bill No. 563 by Representative Burrell

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:" insert "1856(E) and (G), 1857(B)(2), 1998(A)(2), (B)(3) and (F)," and after "2134" delete "(D)"

AMENDMENT NO. 2

On page 1, line 9, after "R.S. 47:" insert "1856(E) and (G), 1857(B)(2), 1998(A)(2), (B)(3) and (F)," and after "2134" delete "(D) is" and insert "are"

AMENDMENT NO. 3

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

"§1856. Notice of valuation, hearings, appeals

* * *

E. Any company instituting suit under the provisions of Subsection D of this Section shall pay the disputed portion of its taxes under protest to the officer or officers designated by law for the collection of such taxes and shall cause notice or notices to issue in such suit to such officer or officers as provided in R.S. ~~47:2110(E)~~ 47:2134(B). However, the portion of taxes that are not in dispute by the taxpayer shall be paid without being made subject to the protest.

* * *

G. Any taxpayer asserting that a law or laws, including the application thereof, related to the valuation or assessment of public service properties is in violation of any act of the Congress of the United States, the Constitution of the United States, or the constitution of the state shall file suit in accordance with the provisions of R.S. ~~47:2110(B) and (C)~~ 47:2134(C) and (D). The provisions of R.S. 47:1856(E) and (F) shall be applicable to such proceedings; however, the tax commission and all affected assessors and the officers responsible for the collection of any taxes owed pursuant to such assessment shall be made parties to such suit. If such suit affects assessments of property located in more than one parish, such suit may be brought in either the district court for the parish in which the tax commission is domiciled or the district court of any one of the parishes in which the property is located and assessed. No bond or other security shall be necessary to perfect an appeal in such suit. Any appeal from a judgment of the district court shall be heard by preference within sixty days of the lodging of the record in the court of appeal. The appeal shall be taken thirty days from the date the judgment of the district court is rendered.

§1857. Corrections and changes

* * *

B.(1)

* * *

(2) Any company that has filed suit under these provisions and whose taxes have become due shall pay such taxes under protest to the officer or officers designated by law for the collection of such taxes and shall cause notice or notices to issue in such suit to the officer or officers as provided in R.S. ~~47:2110(E)~~ 47:2134(B). Upon receipt of such notice or notices, the amount paid under protest shall be segregated and invested by such officer or officers either in an interest-bearing account or in a certificate of deposit pending a final, nonappealable judgment in the suit.

* * *

§1998. Judicial review; generally

A.(1)

* * *

(2) Any taxpayer who has filed suit under this provision and whose taxes have become due shall pay such taxes under protest and shall cause to issue notice to the officer designated by law for the collection of such tax under the provisions of R.S. ~~47:2110(E)~~ 47:2134(B), and shall cause service of process to be made on the Louisiana Tax Commission as the officer designated by law to assess the property as provided for in R.S. ~~47:2110(B)~~ 47:2134(B). However, the portion of taxes that is not in dispute shall be paid without being made subject to the protest.

B.(1)

* * *

(3) Any taxpayer in the state who has filed suit under these provisions and whose taxes have become due shall pay said taxes under protest and shall cause to issue a notice to the officer designated by law for the collection of such tax under the provisions of R.S. ~~47:2110(E)~~ 47:2134(B), and shall cause service of process to be made on the Louisiana Tax Commission as provided for in R.S. ~~47:2110(B)~~ 47:2134(B). However, the portion of taxes that is not in dispute shall be paid without being made subject to the protest.

* * *

F. If the assessed valuation finally determined under this Section is greater than the taxpayer's own assessed valuation, the court shall enter judgment against the taxpayer for the additional taxes due together with interest at the actual rate earned on the money paid under protest in the escrow account during the period from the date of notice of intention to file suit for recovery of taxes pursuant to R.S. ~~47:2110(E)~~ 47:2134(B) until paid. If the taxpayer prevails in his suit to recover taxes paid under protest, the appropriate amount of taxes shall be refunded to the taxpayer together with interest at the rate set forth above during the period from the date of payment until the date of such refund.

* * *

AMENDMENT NO. 4

On page 1, delete lines 11 through 14, and insert:

"A. ~~(4)~~ No court of this state shall issue any process to restrain, or render any decision that has the effect of impeding, the collection of an ad valorem tax imposed by any political subdivision, under authority granted to it by the legislature or by the constitution.

~~(2) B.(1) A person resisting the payment of an amount of tax due or the enforcement of a provision of the tax law taxpayer challenging the correctness of an assessment under either R.S. 47:1856, 1857, or 1998 shall timely pay the disputed amount of tax due under protest to the officer or officers designated by law for the collection of this tax and shall give him, the assessor, and the Louisiana Tax Commission notice at the time of payment of his intention to file suit for the recovery of the tax. Upon receipt of notice, the amount paid shall be segregated and held by the officer for a period of thirty days. The portion of the taxes that is paid by the taxpayer to the collecting officer or officers that is neither in dispute nor the subject of a suit contesting the correctness of the assessment shall not be made subject to the protest.~~

(2)(a) If at the time of the payment of the disputed taxes under protest the taxpayer has previously filed a correctness challenge suit under the provisions of R.S. 47:1856, 1857, or 1998, such taxpayer shall give notice of the suit to the collecting officer or officers in the parish or parishes in which the property is located. This notice shall

be sufficient to cause the collecting officer or officers to further hold the amount paid under protest segregated pending the outcome of the suit.

(b) If at the time of the payment of the protested tax, a correctness challenge suit is not already pending under the provisions of R.S. 47:1856, 1857, or 1998, then a suit seeking recovery of the protested payment need not be filed until thirty (30) days from the date a final decision is rendered by the Louisiana Tax Commission under either R.S. 47:1856, 1857, or 1998. The taxpayer making the payment under protest under these circumstances must advise the collecting officer or officers in the parish or parishes in which the property is located at the time of the protest payment that the protest payment is in connection with a correctness challenge and must promptly notify the collecting officer or officers when a final decision is rendered by the Louisiana Tax Commission under either R.S. 47:1856, 1857, or 1998. The collecting officer or officers shall continue to segregate and hold the protested amount in escrow until a timely correctness challenge suit is filed.

(c) If a suit is timely filed contesting the correctness of the assessment pursuant to R.S. 47:1856, 1857, or 1998 and seeking the recovery of the tax paid under protest, then that portion of the taxes paid that are in dispute shall be deemed as paid under protest, and that amount shall be segregated and shall be further held pending the outcome of the suit. The portion of the taxes that is paid by the tax debtor to the officer and is neither in dispute nor the subject of the suit contesting the correctness shall not be made subject to the protest.

(3) In a correctness challenge suit under either R.S. 47:1856, 1857, or 1998 the officer or officers designated for the collection of taxes in the parish or parishes in which the property is located, the assessor or assessors for the parish or district, or parishes or districts, in which the property is located, and the Louisiana Tax Commission shall be the sole necessary and proper party defendants in any such suit.

(4) If the taxpayer prevails, the collecting officer or officers shall refund the amount to the taxpayer with interest at the actual rate earned on the money paid under protest in the escrow account during the period from the date such funds were received by the collecting officer or officers to the date of the refund. If the taxpayer does not prevail, the taxpayer shall be liable for the additional taxes together with interest at the rate set forth above during the period from the date the notice of intention to file suit for recovery of taxes was given to the officer until the date the taxes are paid.

C.(1) A person resisting the payment of an amount of ad valorem tax due or the enforcement of a provision of the ad valorem tax law and thereby intending to maintain a legality challenge shall timely pay the disputed amount due under protest to the officer or officers designated by law for the collection of the tax and shall give such officer or officers, notice at the time of payment of his intention to file suit for the recovery of the protested tax. Upon receipt of a notice, the protested amount shall be segregated and held by the collecting officer for a period of thirty (30) days.

(2) A legality challenge suit must be filed within thirty (30) days from the date of the protested payment. If a suit is timely filed contesting the legality of the tax or the enforcement of a provision of the tax law and seeking recovery of the tax, then that portion of the taxes paid that are in dispute shall be further deemed as paid under protest, and that amount shall be segregated and shall be further held pending the outcome of the suit. The portion of the taxes that is paid by the taxpayer to the collecting officer or officers that is neither in dispute nor the subject of a suit contesting the legality of the tax shall not be made subject to the protest.

(3) In any such legality challenge suit, service of process upon the officer or officers responsible for collecting the tax, the assessor

or assessors for the parish or district, or parishes or districts in which the property is located, and the Louisiana Tax Commission shall be sufficient service, and these parties shall be the sole necessary and proper party defendants in any such suit.

(4) If the tax debtor taxpayer prevails, the collecting officer or officers shall refund the such amount to the tax debtor taxpayer with interest at the actual rate earned on the money paid under protest in the escrow account during the period from the date such funds were received by the collecting officer or officers to the date of the refund. If the tax debtor taxpayer does not prevail, the tax debtor taxpayer shall be liable for the additional taxes together with interest at the rate set forth above during the period from the date the notice of intention to file suit for recovery of taxes was given to the officer until the date the taxes are paid.

~~B; D.~~ The right to sue for recovery of a tax paid under protest as provided in this Section shall afford a legal remedy and right of action in any state or federal court having jurisdiction of the parties and subject matter for a full and complete adjudication of all questions arising in connection with a correctness challenge or the enforcement of the right rights respecting the legality of any tax accrued or accruing or the method of enforcement thereof. ~~In any such suit, service of process upon the officer or agency designated and provided for in R.S. 47:1998(A)(2) or (B)(3), or Subsection A of this Section, shall be required.~~ ~~C.~~ The right to sue for recovery of a tax paid under protest as provided in this Section shall afford a legal remedy and right of action at law in the state or federal courts where any tax or the collection thereof is claimed to be an unlawful burden upon interstate commerce, or in violation of any act of the Congress of the United States, the Constitution of the United States, or the constitution of the state. The portion of the taxes which is paid by the taxpayer to the collecting officer or officers that is neither in dispute nor the subject of such suit shall not be made subject to the protest.

E.(1) Upon request of a tax debtor taxpayer and upon proper showing by the tax debtor taxpayer that the principle of law involved in an additional assessment is already pending before the courts for judicial determination, the tax debtor taxpayer, upon agreement to abide by the pending decision of the courts, may pay the additional assessment under protest but need not file an additional suit. In such cases, the tax so paid under protest shall be segregated and held by the collecting officer or officers designated by law for the collection of the tax until the question of law involved has been determined by the courts and shall then be disposed of as provided in the decision of the court.

(2) If the taxpayer prevails, the officer or officers shall refund such amount to the taxpayer with interest at the actual rate earned on the money paid under protest in the escrow account during the period from the date such funds were received by the officer or officers to the date of the refund. If the taxpayer does not prevail, the taxpayer shall be liable for the additional taxes together with interest at the rate set forth above during the period from the date the notice of intention to file suit for recovery of taxes was given to the officer until the date the taxes are paid.

~~D.~~ An assessment valuation or claim of exemption shall be challenged only pursuant to the method or procedures as provided first in R.S. 47:1992, then in R.S. 47:1989, and finally in R.S. 47:1998.

E. Any tax debtor in the state who has paid his disputed taxes under protest as provided in this Section and who has filed suit under the provisions of R.S. 47:1856, 1857, or 1998 shall cause to be served in the suit notice to the officer or officers designated for the collection of taxes in the parish or parishes in which the property is located, the assessor or assessors for the parish or district, or parishes or districts, in which the property is located, and the chairman of the Louisiana Tax Commission. This notice shall be sufficient to cause the officer or officers to further hold the amount segregated pending the outcome of the suit."

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

As a substitute motion, Rep. Wooton moved that the amendments proposed by the Senate be rejected.

Rep. Burrell objected.

The vote recurred on the substitute motion.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Anders, Arnes, Billiot, Burford, Burns, T., Carmody, Chaney, Cortez, Cromer, Doerge, Downs, Ellington, Ernst, Fannin, Greene, Guinn, Harrison, Henry, Hill, Hoffmann, Howard, Hutter, Johnson, Katz, Kleckley, LaBruzzo, Landry, LeBas, Ligi, Little, Lopinto, McVea, Monica, Montoucet, Nowlin, Pearson, Ponti, Pope, Pugh, Richard, Richardson, Ritchie, Schroder, Simon, Smiley, Smith, G., Talbot, Templet, Thibaut, Willmott, Wooton.

Total - 52

NAYS

Table with 3 columns of names: Abramson, Aubert, Baldone, Barras, Barrow, Brossett, Burns, H., Burrell, Carter, Champagne, Connick, Danahay, Edwards, Foil, Franklin, Gallot, Gisclair, Hardy, Hazel, Henderson, Hines, Honey, Jackson G., Jackson M., Jones, S., Norton, Perry, Richmond, Smith, P., St. Germain, Williams.

Total - 31

ABSENT

Table with 3 columns of names: Arnold, Badon, A., Badon, B., Chandler, Dixon, Dove, Geymann, Guillory, Jones, R., LaFonta, Lambert, Leger, Mills, Morris, Peterson, Robideaux, Roy, Smith, J., Stiaes, Waddell, White.

Total - 21

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 564—

BY REPRESENTATIVES ABRAMSON, AUSTIN BADON, BOBBY BADON, BALDONE, BILLIOT, BROSSETT, HENRY BURNS, TIM BURNS, BURRELL, CARTER, CHANEY, FOIL, GISCLAIR, MICKEY GUILLORY, GUINN, HARDY, HAZEL, HENDERSON, HILL, HINES, HOFFMANN, HOWARD, HUTTER, GIRÓD JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, LAFONTA, LEGER, LIGI, PEARSON, PETERSON, POPE, RICHARDSON, RICHMOND, ROY, SMILEY, ST. GERMAIN, STIAES, TEMPLET, THIBAUT, TUCKER, WADDELL, WILLIAMS, AND WILLMOTT AND SENATOR BROOME

AN ACT

To enact R.S. 14:46.3, relative to trafficking of children for sexual purposes; to create the crime of trafficking of children for sexual

purposes; to provide for definitions; to prohibit the use of certain defenses; to provide for criminal penalties; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 564 by Representative Abramson

AMENDMENT NO. 1

On page 1, lines 12 and 14, change ".or" to "z"

AMENDMENT NO. 2

On page 2, lines 26 and 29, following "parole" and before "or" insert "z"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Broome to Reengrossed House Bill No. 564 by Representative Abramson

AMENDMENT NO. 1

On page 1, at the end of line 10, delete "solicit."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Abramson, Anders, Arnes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, T., Burrell, Carmody, Carter, Champagne, Connick, Cortez, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Hazel, Henderson, Hill, Hines, Hoffmann, Honey, Howard, Hutter, Jackson G., Jackson M., Johnson, Jones, S., Katz, LaBruzzo, LaFonta, Landry, LeBas, Leger, Little, Lopinto, Mills, Monica, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Peterson, Ponti, Pope, Pugh, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Stiaes, Talbot, Templet, Thibaut, Waddell, Williams, Willmott, Wooton.

Total - 87

NAYS

Total - 0

ABSENT

Burns, H.	Gallot	Leger
Chandler	Harrison	Ligi
Chaney	Henry	McVea
Cromer	Jones, R.	Richard
Dove	Kleckley	White
Ernst	Lambert	

Total - 17

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

HOUSE BILL NO. 578—

BY REPRESENTATIVES RICHMOND, ABRAMSON, ARNOLD, BALDONE, BARRAS, BARROW, BILLIOT, BURRELL, DANAHAY, DIXON, GALLOT, HARDY, HENDERSON, HINES, HOFFMANN, HONEY, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, MILLS, NOWLIN, PERRY, RITCHIE, JANE SMITH, PATRICIA SMITH, STIAES, AND WILLIAMS

AN ACT

To amend and reenact R.S. 47:297(K) and (O) and 287.752, to enact R.S. 47:287.786, and to repeal R.S. 47:287.748, relative to state income tax credits to reduce recidivism of persons released from custody in Louisiana; to provide for and increase the individual and corporation income tax credits for the employment of certain persons convicted of certain crimes; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 578 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 15, after "offense" delete the remainder of the line and insert "at the"

AMENDMENT NO. 2

On page 2, line 22, after "offense" delete the remainder of the line and at the beginning of line 23 delete "age"

AMENDMENT NO. 3

On page 4, line 24, after "offense" delete the remainder of the line and insert "at the time of initial"

AMENDMENT NO. 4

On page 5, line 12, after "offense" delete the remainder of the line and insert "at the time of initial"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Little
Abramson	Foil	Lopinto
Anders	Franklin	McVea
Arnold	Geymann	Mills
Aubert	Gisclair	Monica

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

Total - 90

NAYS

Total - 0

ABSENT

Armes	Kleckley	Talbot
Cromer	Lambert	Waddell
Dove	Pugh	White
Gallot	Simon	Williams
Henry	Smiley	

Total - 14

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 595—

BY REPRESENTATIVES DANAHAY, ARNOLD, BARRAS, BURFORD, HENRY BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, FOIL, GREENE, HOFFMANN, LABRUZZO, LEGER, LIGI, LOPINTO, MONICA, MORRIS, NOWLIN, PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, SCHRODER, SIMON, SMILEY, JANE SMITH, TALBOT, AND WADDELL AND SENATORS KOSTELKA AND MICHOT

AN ACT

To enact R.S. 42:1266 and Chapter 27 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:1501, relative to unclassified civil service; to provide relative to the duties and responsibilities of certain unclassified officials and employees; to require certain education for certain unclassified officials and employees; to provide for the development and content of the education; to provide for duties and responsibilities relative to the education; to make the compensation of certain unclassified officials and employees contingent upon the conduct of certain duties; to provide definitions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Senate and Governmental Affairs to Reengrossed House Bill No. 595 by Representative Danahay

AMENDMENT NO. 1

On page 5, between lines 9 and 10, insert the following:

"(4) If the unclassified official or employee described in Subsection A of this Section serves in a position at a public postsecondary education institution, the chairman of the management board that governs the institution shall be the certifying official."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Mills
Armes	Geymann	Monica
Aubert	Gisclair	Montoucet
Badon, A.	Greene	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Pearson
Billiot	Harrison	Perry
Brossett	Hazel	Ponti
Burford	Henderson	Pope
Burns, H.	Hill	Pugh
Burns, T.	Hines	Richard
Burrell	Hoffmann	Richardson
Carmody	Honey	Richmond
Carter	Howard	Ritchie
Champagne	Hutter	Robideaux
Chandler	Jackson G.	Roy
Chaney	Jackson M.	Schroder
Connick	Johnson	Simon
Cortez	Jones, S.	Smiley
Danahay	Katz	Smith, G.
Dixon	LaBruzzo	Smith, J.
Doerge	LaFonta	Smith, P.
Dove	Landry	St. Germain
Downs	LeBas	Talbot
Edwards	Leger	Thibaut
Ellington	Ligi	Waddell
Ernst	Little	Willmott
Fannin	Lopinto	Wooton
Total - 90		

NAYS

Total - 0

ABSENT

Anders	Henry	Stiaes
Arnold	Jones, R.	Templet
Barrow	Kleckley	White
Cromer	Lambert	Williams
Gallot	Peterson	
Total - 14		

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

HOUSE BILL NO. 618—

BY REPRESENTATIVES GREENE, BALDONE, HENRY, HOFFMANN, HONEY, RICHMOND, RITCHIE, AND JANE SMITH
AN ACT

To amend and reenact R.S. 47:601(A)(introductory paragraph) and 611, relative to corporation franchise tax; to exempt a certain amount of taxable capital from the tax; to eliminate the

minimum amount of the tax; to provide relative to the initial franchise tax on newly taxable corporations; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Engrossed House Bill No. 618 by Representative Greene

AMENDMENT NO. 1

On page 1, line 2, delete "(introductory paragraph) and 611"

AMENDMENT NO. 2

On page 1, line 3, after "tax; to" delete the remainder of the line, and insert:

"phase out the tax on certain corporations;"

AMENDMENT NO. 3

On page 1, line 8 change "(introductory paragraph) and 611 are" to "is"

AMENDMENT NO. 4

On page 1, delete lines 10 through 22, on page 2, delete lines 1 through 10, and insert:

"§601. Imposition of tax

A. (1) Every domestic corporation and every foreign corporation, exercising its charter, or qualified to do business or actually doing business in this state, or owning or using any part or all of its capital, plant, or any other property in this state, subject to compliance with all other provisions of law, except as otherwise provided for in this Chapter shall pay an annual tax at the following rates:

(a) Corporations whose taxable capital exceeds one hundred fifty thousand dollars shall pay an annual tax at the rate of one dollar and fifty cents for each one thousand dollars, or major fraction thereof on the first three hundred thousand dollars of taxable capital and at the rate of three dollars for each one thousand dollars, or major fraction thereof, which exceeds three hundred thousand dollars of taxable capital. Taxable capital shall be determined as hereinafter provided; The minimum tax for such corporations shall not be less than ten dollars per year in any case. Beginning January 1, 2010, there shall be no minimum tax due for such corporations, except for ten dollars which shall be due initially as provided for in R.S. 47:611,

(b) Corporations whose taxable capital is one hundred fifty thousand dollars or less shall pay an annual tax for the following tax years, as follows:

(i) Beginning January 1, 2010, there shall be no minimum tax due for such corporations as provided for in R.S. 47:611, except for ten dollars which shall be due on the first day of the calendar year or fiscal year in which the corporation is subject to the provisions of this Chapter, or would have been subject to such provisions but for the exemption provided for in Item (iv) of this Subparagraph.

(ii) For taxable periods beginning during calendar year 2011, such corporations shall pay an annual tax at the rate of one dollar for each one thousand dollars of taxable capital, or major fraction thereof.

(iii) For taxable periods beginning during calendar year 2012, such corporations shall pay an annual tax at the rate of fifty cents for each one thousand dollars of taxable capital, or major fraction thereof.

(iv) For all taxable periods beginning after January 1, 2013, such corporations shall be exempt from the payment of the corporate franchise tax except for an initial payment of ten dollars as provided for in Item (i) of this Subparagraph.

(2) Taxable capital shall be determined as provided for in this Chapter.

(3) The tax levied herein is due and payable on any one or all of the following alternative incidents:

(a) The qualification to carry on or do business in this state or the actual doing of business within this state in a corporate form. The term "doing business" as used herein shall mean and include each and every act, power, right, privilege, or immunity exercised or enjoyed in this state, as an incident to or by virtue of the powers and privileges acquired by the nature of such organizations, as well as, the buying, selling, or procuring of services or property.

(b) The exercising of a corporation's charter or the continuance of its charter within this state.

(c) The owning or using any part or all of its capital, plant, or other property in this state in a corporate capacity.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Anders	Gallot	Stiaes
Badon, A.	Harrison	White
Cromer	Kleckley	Williams
Dove	Lambert	

Total - 11

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 620—

BY REPRESENTATIVE CORTEZ

AN ACT

To amend and reenact R.S. 46:438.3(B), 439.1, 439.2(A)(2)(b), 439.3, and 439.4(A)(1) and (3), (C)(1), (D), and (G), relative to the Medical Assistance Program Integrity Law; to provide for false or fraudulent claims; to provide for qui tam actions; to provide for qui tam procedures; to provide for the recovery awarded to a qui tam plaintiff; to comply with the provisions of section 1909 of the federal Social Security Act to increase by ten percent Louisiana's share of any amounts recovered through a false claims action; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Reengrossed House Bill No. 620 by Representative Cortez

AMENDMENT NO. 1

On page 3, between lines 16 and 17, insert

"~~G~~. F. No employer of a qui tam plaintiff shall discharge, demote, suspend, threaten, harass, or discriminate against a qui tam plaintiff at any time arising out of the fact that the qui tam plaintiff brought an action pursuant to this Subpart unless the court finds that the qui tam plaintiff has instituted or proceeded with an action that is frivolous, vexatious, or harassing."

AMENDMENT NO. 2

On page 3, line 17, change "~~F~~." to "~~G~~."

AMENDMENT NO. 3

On page 3, delete lines 27 through 29

AMENDMENT NO. 4

On page 4, delete lines 1 and 2

AMENDMENT NO. 5

On page 4, line 3, delete "~~H~~. G." and insert "H."

AMENDMENT NO. 6

On page 4, line 6, delete "~~F~~. H." and insert "I."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 620 by Representative Cortez

AMENDMENT NO. 1

On page 5, at the end of line 29, change "and" to "or"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. Speaker, Gallot, Monica; Abramson, Gisclair, Montoucet; Anders, Greene, Norton; Armes, Guillory, Nowlin; Arnold, Guinn, Pearson; Aubert, Hardy, Perry; Badon, B., Harrison, Peterson; Baldone, Hazel, Ponti; Barras, Henderson, Pope; Billiot, Henry, Pugh; Brossett, Hill, Richard; Burford, Hines, Richardson; Burns, H., Hoffmann, Richmond; Burns, T., Honey, Ritchie; Burrell, Howard, Robideaux; Carmody, Hutter, Roy; Carter, Jackson G., Schroder; Champagne, Jackson M., Simon; Chandler, Johnson, Smiley; Chaney, Jones, R., Smith, G.; Connick, Jones, S., Smith, J.; Cortez, Katz, Smith, P.; Danahay, LaBruzzo, St. Germain; Dixon, LaFonta, Talbot; Doerge, Landry, Tempel; Downs, LeBas, Thibaut; Edwards, Leger, Waddell; Ellington, Ligi, Williams; Ernst, Little, Willmott; Fannin, Lopinto, Wooton; Foil, McVea; Franklin, Mills

Total - 94

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT' in three columns: Badon, A., Geymann, Stiaes; Barrow, Kleckley, White; Cromer, Lambert; Dove, Morris

Total - 10

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

HOUSE BILL NO. 128—

BY REPRESENTATIVES HENRY, TIM BURNS, ELLINGTON, GREENE, GUINN, HARRISON, HAZEL, HENDERSON, HOWARD, KLECKLEY, LEBAS, LIGI, MONICA, PEARSON, POPE, RICHARDSON, SCHRODER, SMILEY, GARY SMITH, TALBOT, THIBAUT, AND WOOTON

AN ACT

To amend and reenact R.S. 47:305.54(B)(2) and to enact R.S. 47:305.62, relative to state sales and use tax; to authorize a state "sales tax holiday" at certain times for purchases of certain firearms; to provide for definitions; to provide restrictions on the types of purchases eligible for the exemption; and to provide for related matters.

Called from the calendar.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Reengrossed House Bill No. 128 by Representative Henry

AMENDMENT NO. 1

On page 1, line 2, delete "amend and reenact R.S. 47:305.54(B)(2) and to"

AMENDMENT NO. 2

On page 1, line 7, delete "R.S. 47:305.54(B)(2) is hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, delete lines 7 through 17, on page 2, delete lines 1 through 29, and on page 3 delete lines 1 through 7, and insert the following:

"Section 1. R.S. 47:305.62 is hereby enacted to read as follows:

§305.62. Exemption; Annual Louisiana Second Amendment Weekend Holiday

A. This Act shall be known as the Annual Louisiana Second Amendment Weekend Holiday Act.

B.(1) Notwithstanding any other provisions of law to the contrary, the sales and use tax levied by the state of Louisiana and its political subdivisions shall not apply to the sales price or cost price of any consumer purchases of firearms, ammunition, and hunting supplies which shall begin each calendar year at 12:01 a.m. on the Friday after Thanksgiving and end at 11:59 p.m. on the Sunday after Thanksgiving.

(2) For purposes of this Section, "consumer purchases" shall mean purchases by individuals of firearms, ammunition, and hunting supplies not for business purposes. Consumer purchases shall not include the purchase of animals for the use of hunting.

(3) For the purposes of this Section, "hunting supplies" shall mean purchases of any tangible personal property for the use of hunting, including but not limited to archery, off-road vehicles, and vessels such as ATVs, airboats, and pirogues, accessories, animal feed, apparel, shoes, bags, float tubes, binoculars, tools, firearm and archery cases, firearm and archery accessories, range finders, knives, decoys, treestands, blinds, chairs, optics, hearing protection and enhancements, holsters, belts, slings and miscellaneous gear.

(4) For purposes of this Section, "firearms" shall mean a shotgun, rifle, pistol, revolver, primitive weapon, or other handgun.

C. This provision will apply if and only if during the time period provided for in Paragraph (B)(1) of this Section, one of the following occurs:

(1) Title to or possession of firearms, ammunition and hunting supplies are transferred from a selling dealer to a purchaser.

(2) A customer selects an eligible item from the selling dealer's inventory for layaway that is physically set aside in the selling dealer's inventory for future delivery to that customer.

(3) The customer makes final payment and withdraws an item from layaway that might have been placed before the time period provided for in Paragraph (B)(1) of this Section.

(4) The customer orders and pays for an eligible item and the selling dealer accepts the order for immediate shipment, even if delivery is made after the time period provided for in Paragraph (B)(1) of this Section, provided that the customer has not requested delayed shipment.

D. Eligible items that customers purchase during the time period provided for in paragraph (B)(1) of this Section with "rain checks" will qualify for exemption, regardless of when the "rain checks" were issued. However, issuance of "rain checks" during the exemption period will not qualify items for exemption if the otherwise eligible items are actually purchased after the time period provided for in Paragraph (B)(1) of this Section.

E.(1) When a customer purchases an eligible item during the time period provided for in Paragraph (B)(1) of this Section and exchanges the item without additional cash consideration after such time period for an essentially identical item of different size, caliber, color, or other feature, no additional tax is due.

(2) When a customer after the time period provided for in Paragraph (B)(1) of this Section, returns an eligible item that was purchased during such time period and receives credit on the purchase of a different item, the appropriate sales tax is due on the purchase of the new item.

F. For a sixty-day period after the time period provided for in Paragraph (B)(1) of this Section, when a customer returns an item that would qualify for an exemption, no credit or refunds of sales tax shall be given unless the customer provides a receipt or invoice that shows that the sales tax was paid, or the retailer has sufficient documentation that shows that the tax was paid on the specific item. This sixty-day period is not intended to change a dealer's policy concerning the time period during which returns will be accepted.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Monica
Abramson	Geymann	Montoucet
Anders	Gisclair	Morris
Armes	Greene	Norton
Arnold	Guillory	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Hazel	Peterson
Baldone	Henderson	Ponti
Barras	Henry	Pope
Barrow	Hill	Pugh
Billiot	Hines	Richard
Brossett	Hoffmann	Richardson
Burford	Howard	Richmond
Burns, H.	Hutter	Ritchie
Burns, T.	Jackson G.	Robideaux
Burrell	Jackson M.	Roy
Carmody	Johnson	Schroder
Carter	Jones, R.	Simon

Champagne	Jones, S.	Smiley
Chandler	Katz	Smith, G.
Chaney	Kleckley	Smith, J.
Cortez	LaBruzzo	Smith, P.
Danahay	LaFonta	St. Germain
Dixon	Landry	Talbot
Doerge	LeBas	Templet
Edwards	Leger	Thibaut
Ellington	Ligi	Waddell
Ernst	Little	Williams
Fannin	Lopinto	Willmott
Foil	McVea	Wooton
Franklin	Mills	
Total - 95		

NAYS

Total - 0

ABSENT

Connick	Downs	Lambert
Cromer	Harrison	Stiaes
Dove	Honey	White
Total - 9		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

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

Petitions, Memorials and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 23, 2009

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 100
Returned without amendments

House Concurrent Resolution No. 108
Returned with amendments

House Concurrent Resolution No. 117
Returned without amendments

House Concurrent Resolution No. 131
Returned with amendments

House Concurrent Resolution No. 147
Returned without amendments

House Concurrent Resolution No. 151
Returned with amendments

House Concurrent Resolution No. 162
Returned without amendments

House Concurrent Resolution No. 164
Returned with amendments

House Concurrent Resolution No. 165
Returned without amendments

House Concurrent Resolution No. 166
Returned without amendments

House Concurrent Resolution No. 168
Returned without amendments

House Concurrent Resolution No. 218
Returned with amendments

House Concurrent Resolution No. 232
Returned without amendments

House Concurrent Resolution No. 233
Returned without amendments

House Concurrent Resolution No. 234
Returned without amendments

House Concurrent Resolution No. 235
Returned without amendments

House Concurrent Resolution No. 236
Returned with amendments

House Concurrent Resolution No. 238
Returned without amendments

House Concurrent Resolution No. 239
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 1 by Sen. Chaisson, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 20 by Sen. Chaisson, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 33 by Sen. Chaisson, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 57 by Sen. Gautreaux, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 104 by Sen. Duplessis, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 235 by Sen.N. Gautreaux, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 254 by Sen. Murray, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 261 by Sen. Donahue, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 302 by Sen. Broome, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 303 by Sen. Riser, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 304 by Sen. Hebert, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 347 by Sen. Mount, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

June 23, 2009

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 350 by Sen. Morrell, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 2: Senators Marionneaux, Broome, Chaisson.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 76: Senators Dorsey, Jackson, and Cheek.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 98: Senators Marionneaux, Morrish, and Dupre.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 118: Senators Marionneaux, Martiny, and Dorsey.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 119: Senators Martiny, Claitor, and Shaw.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 145: Senators Duplessis, Martiny, and N. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 234: Senators Dupre, Hebert, and Amedee.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 352: Senators McPherson, LaFleur, and N. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 381: Senators Duplessis, Marionneaux, and N. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 404: Senators Hebert, Morrell, and Long.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 406: Senators Hebert, Morrell, and Morrish.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 420: Senators Kostelka, Donahue, and Heitmeier.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 439: Senators Thompson, Riser, and Dupre.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 509: Senators Marionneaux, Dorsey, and Gray Evans.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 522: Senators McPherson, Smith, and B. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 531: Senators Nevers, Donahue, and Morrish.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 599: Senators Dorsey, LaFleur, and Martiny.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 600: Senators Quinn, Chaisson, and N. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 612: Senators Nevers, Kostelka, and Gray Evans.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 629: Senators Michot, Guillory, and Quinn.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 689: Senators Gray Evans, Murray, and Morrell.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 729: Senators Riser, Murray, and Cheek.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 753: Senators Marionneau, Dorsey, and Duplessis.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 756: Senators Thompson, Adley, Marionneau.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 774: Senators McPherson, Long, and Riser.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 782: Senators Duplessis, Murray, and Crowe.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 796: Senators Gray Evans, McPherson, and Chaisson.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 802: Senators Michot, Broome, and Alario.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 813: Senators Hebert, LaFleur, and Murray.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 820: Senators Duplessis, Riser, and Walsworth.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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 House Bill No. 852: Senators Kostelka, Amedee, and Thompson.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 1: Senators Chaisson, Michot, and Broome.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 20: Senators Chaisson, Amedee, and Marionneaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 33: Senators Chaisson, Marionneaux, and N. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 57: Senators B. Gautreaux, Morrell, and Appel.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 104: Senators Duplessis, Gray Evans, and Marionneaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 140: Senators Riser, Amedee, and Walsworth.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 235: Senators N. Gautreaux, Gray Evans, and Amedee.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 254: Senators Murray, Long, and Dorsey.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 261: Senators Donahue, Kostelka, and Murray.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 302: Senators Broome, Martiny, and B. Gautreaux.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 303: Senators Riser, Michot, and Murray.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 304: Senators Hebert, Morrell, and Gray Evans.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 347: Senators Mount, Martiny, and Jackson.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**APPOINTMENT OF
CONFERENCE COMMITTEE**

June 23, 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. 350: Senators Morrell, McPherson, and Chaisson.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 5 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 34 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 52 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 75 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 91 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 108 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 109 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 113 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 123 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 139 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 150 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 159 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 163 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 167 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 172 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 183 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 194 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 199 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 206 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 221 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 228 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 245 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 246 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 252 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 267 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 268 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 287 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 313 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 316 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**RELATIVE TO CONSIDERATION
AFTER THE 57th CALENDAR DAY**

June 23, 2009

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

I am directed to inform your honorable body that the Senate, by a record vote of two-thirds of its elected members, has adopted a motion to consider Senate Bill No. 338 on third reading and final passage after the 57th calendar day and ask the House of Representatives to concur in the same.

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 23, 2009

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 12, 146, 148, 149, and 152

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Conference Committee Reports Received

Conference Committee Reports were received for the following legislative instruments:

House Bill No. 522

The conference committee reports for the legislative instruments above lie over under the rules.

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

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

HOUSE RESOLUTION NO. 119—

BY REPRESENTATIVE JOHNSON
A RESOLUTION

To commend Eleanor Gremillion for her outstanding service to the city of Marksville.

Read by title.

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

HOUSE RESOLUTION NO. 120—
BY REPRESENTATIVES KLECKLEY, DANAHAY, GEYMAN, GUINN,
AND FRANKLIN

A RESOLUTION

To memorialize the United States Congress to establish an additional classification for airports.

Read by title.

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

HOUSE RESOLUTION NO. 121—
BY REPRESENTATIVE PONTI

A RESOLUTION

To request the House Committee on Commerce to study and make recommendations with respect to issues relating to the Louisiana State Plumbing Code and the adoption of the International Plumbing Code.

Read by title.

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

HOUSE RESOLUTION NO. 122—
BY REPRESENTATIVE PERRY

A RESOLUTION

To commend the Kaplan High School Beta Club upon winning first place in the Group Talent competition at the 2009 National Beta Club Convention.

Read by title.

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

HOUSE RESOLUTION NO. 123—
BY REPRESENTATIVE HARDY

A RESOLUTION

To urge and request the House Committee on House and Governmental Affairs to study the issue of assistant sergeants at arms carrying firearms when in uniform inside the Louisiana State Capitol building or on the capitol grounds.

Read by title.

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

HOUSE RESOLUTION NO. 124—
BY REPRESENTATIVE MORRIS

A RESOLUTION

To urge and request the Department of Transportation and Development and the Department of Agriculture and Forestry to submit a report on all state-controlled, inspected, or maintained dams and spillways in Louisiana to the Infrastructure and Resources Subcommittee of the House Committee on Appropriations.

Read by title.

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

HOUSE RESOLUTION NO. 125—
BY REPRESENTATIVE HENRY BURNS
A RESOLUTION

To commend Master Sergeant Gary Yates upon his retirement from the United States Air Force Reserve.

Read by title.

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

HOUSE RESOLUTION NO. 126—
BY REPRESENTATIVE BARROW

A RESOLUTION

To urge and request the Louisiana Recovery Authority to provide new action plans to spend Community Development Block Grant funds allowing nonprofit organizations to perform cost evaluation, construction, case management, and emergency rental assistance and to use unallocated Community Development Block Grant or other identified funds to fill discrepancies for Louisiana recipients receiving housing grants.

Read by title.

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

HOUSE RESOLUTION NO. 127—
BY REPRESENTATIVE WADDELL

A RESOLUTION

To request the House Committee on House and Governmental Affairs to study the impact and effect of R.S. 44:5, relative to the exemption to the public records laws for certain records of and for the governor.

Read by title.

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

HOUSE RESOLUTION NO. 128—
BY REPRESENTATIVE ROSALIND JONES

A RESOLUTION

To request the House Committee on House and Governmental Affairs to study the advisability of having a Parliamentarian as a separate officer of the House of Representatives.

Read by title.

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

HOUSE RESOLUTION NO. 129—
BY REPRESENTATIVE BARROW

A RESOLUTION

To commend Warrick Dunn for his achievements in sports and his philanthropy through the Warrick Dunn Foundation.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 240—
BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To urge and request the Orleans Parish School Board not to cause to be demolished or removed the building generally referred to as the Louis D. Armstrong Elementary School, which is located in the Ninth Ward of Orleans Parish, was used as a school facility prior to August 29, 2005, and is a civil rights landmark.

Read by title.

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

Ordered to the Senate.

Privileged Report of the Committee on Enrollment

June 23, 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. 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.

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.

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.

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.

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.

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, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DANAHAY, DIXON, DOERGE, DOVE, DOWNS, EDWARDS, ELLINGTON, ERNST, FANNIN, FOIL, FRANKLIN, GALLOT, GEYMAN, GISCLAIR, GREENE, MICKEY GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HONEY, HOWARD, HUTTER, GIROD JACKSON, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MCVEA, MILLS, MONICA, MONTUCET, MORRIS, NORTON, NOWLIN, PEARSON, PERRY, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RICHMOND, RITCHIE, ROBIDEAUX, ROY, SCHRODER, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STAES, TALBOT, TEMPLET, THIBAUT, WADDELL, WHITE, WILLIAMS, WILLMOTT, 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.

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.

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 23, 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. 3—

BY REPRESENTATIVE GREENE

AN ACT

To enact the Omnibus Bond Authorization Act of 2009, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

HOUSE BILL NO. 123—

BY REPRESENTATIVE WOOTON

AN ACT

To enact R.S. 27:306(A)(5)(d), relative to video draw poker devices; to provide that the owner or lessor of a qualified truck stop facility may close the restaurant at a qualified truck stop facility during a legal holiday; and to provide for related matters.

HOUSE BILL NO. 338—

BY REPRESENTATIVE GREENE AND SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 47:293(9)(a)(xvi), 297.10(A), 297.11, and 297.12(A)(introductory paragraph) and (B)(1), relative to individual income tax deductions; to provide for eligibility for deductions for tuition and other educational expenses related to elementary and secondary education; to provide with respect to eligible expenses; and to provide for related matters.

HOUSE BILL NO. 363—

BY REPRESENTATIVES AUBERT AND LANDRY

AN ACT

To amend and reenact Civil Code Articles 2358, 2362.1 through 2364, and 2365 through 2367.2 and R.S. 9:374, to enact Civil Code Article 2367.3, and to repeal Civil Code Article 2364.1, relative to the community property regime; to provide for claims for reimbursement between spouses; to provide for a reduction in reimbursement for obligations paid with respect to certain movable property; to provide when a claim for reimbursement may be made; to provide for the use of a residence of the spouses; and to provide for related matters.

HOUSE BILL NO. 604—

BY REPRESENTATIVE AUBERT
AN ACT

To amend and reenact R.S. 33:4711, relative to surplus property of police juries; to provide for the exchange of surplus property to private persons; and to provide for related matters.

HOUSE BILL NO. 682—

BY REPRESENTATIVE CHANDLER
AN ACT

To authorize and provide for the transfer or lease of certain state property in Concordia Parish to Ira and Brenda Fontenot from the division of administration; and to provide for related matters.

HOUSE BILL NO. 790—

BY REPRESENTATIVES GREENE, BALDONE, HOFFMANN, HONEY,
RICHMOND, RITCHIE, AND JANE SMITH
AN ACT

To amend and reenact R.S. 47:6015, and Section 2 of Act No. 9 of the 2002 First Extraordinary Session of the Legislature, relative to the research and development tax credit; to authorize the issuance of tax credits for certain research and development activities; to provide for the amount of the tax credit; to authorize the refundability of the tax credits; to provide for a sunset date for issuance of the tax credit; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 798—

BY REPRESENTATIVES CARTER, BALDONE, HONEY, RICHMOND,
RITCHIE, AND GARY SMITH AND SENATORS MOUNT AND MURRAY
AN ACT

To amend and reenact R.S. 47:6034, relative to tax credits; to provide relative to the musical and theatrical production income tax credit; to provide for certain definitions; to provide relative to the application for tax credits for state-certified productions; to provide relative to the application for tax credits for state-certified musical or theatrical facility infrastructure projects; to authorize the collection of application fees; to provide for the amount of the fee and the disposition of the monies collected from the fee; to create the Entertainment Promotion and Marketing Fund; to provide relative to the use of the monies in the fund; to provide relative to the promulgation of rules and regulations; to provide relative to display of the state's logo under certain circumstances; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 869—

BY REPRESENTATIVES TUCKER, ARMES, BALDONE, BARRAS,
BROSSETT, BURFORD, TIM BURNS, CHANEY, CROMER, DOWNS,
HARRISON, HENRY, HINES, GIROD JACKSON, ROSALIND JONES, SAM
JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT, LIGI,
MILLS, MONICA, PEARSON, PONTI, PUGH, RITCHIE, ROBIDEAUX,
ROY, SCHRODER, WILLMOTT, WOOTON, DIXON, JOHNSON, AND
LOPINTO

AN ACT

To appropriate funds for Fiscal Year 2009-2010 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; and otherwise to provide with respect to the appropriations and allocations herein made.

HOUSE BILL NO. 879—

BY REPRESENTATIVES TUCKER, ARMES, BALDONE, BARRAS,
BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS,
CARMODY, CHANEY, CONNICK, CROMER, DIXON, DOWNS,
GISCLAIR, GUINN, HARDY, HARRISON, HENRY, HINES, HOFFMANN,
HOWARD, HUTTER, GIROD JACKSON, JOHNSON, ROSALIND JONES,
SAM JONES, KATZ, KLECKLEY, LABRUZZO, LAFONTA, LAMBERT,
LEBAS, LEGER, LIGI, LITTLE, LOPINTO, MILLS, MONICA, NOWLIN,
PEARSON, PETERSON, PONTI, POPE, PUGH, RICHARD, RICHMOND,
RITCHIE, ROBIDEAUX, ROY, TEMPLET, WHITE, WILLIAMS,

WILLMOTT, AND WOOTON AND SENATORS ALARIO, DONAHUE,
MICHOT, AND WALSWORTH

AN ACT

To appropriate funds and to make certain changes in appropriations from certain sources and purposes in specific amounts for the making of supplemental appropriations for Fiscal Year 2008-2009; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 880—

BY REPRESENTATIVES TEMPLET, ARMES, AUBERT, HENRY BURNS,
GISCLAIR, GUINN, HOWARD, NORTON, AND POPE
AN ACT

To amend and reenact R.S. 40:1322(B), relative to convenience fees; to authorize the Department of Public Safety and Corrections to charge a convenience fee when a customer pays for a transaction in certain ways; 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.

Adjournment

On motion of Rep. Brossett, at 7:15 P.M., the House agreed to adjourn until Wednesday, June 24, 2009, at 10:00 A.M.

The Speaker of the House declared the House adjourned until 10:00 A.M., Wednesday, June 24, 2009.

ALFRED W. SPEER
Clerk of the House

