

**OFFICIAL JOURNAL**  
**OF THE**  
**HOUSE OF**  
**REPRESENTATIVES**

**OF THE**  
**STATE OF LOUISIANA**

**TWENTY-FOURTH DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Friday, May 7, 2010

The House of Representatives was called to order at 9:00 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	Geymann	Morris
Anders	Gisclair	Norton
Armes	Greene	Nowlin
Arnold	Guillory	Pearson
Badon, A.	Guinn	Perry
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Pugh
Barrow	Henderson	Richard
Billiot	Henry	Richardson
Brossett	Hill	Richmond
Burford	Howard	Ritchie
Burns, H.	Hutter	Robideaux
Burns, T.	Jackson G.	Roy
Carmody	Jackson M.	Schroder
Carter	Johnson	Simon
Champagne	Jones, S.	Smiley
Chandler	Katz	Smith, G.
Chaney	Kleckley	Smith, J.
Connick	LaBruzzo	Smith, P.
Cortez	LaFonta	St. Germain
Cromer	Lambert	Stiaes
Danahay	Landry	Talbot
Dixon	LeBas	Templett
Doerge	Leger	Thibaut
Dove	Ligi	Thierry
Downs	Little	Waddell
Edwards	Lopinto	White
Ellington	Lorusso	Williams
Fannin	McVea	Willmott
Foil	Mills	Wooton

Franklin  
Gallot  
Total - 97

Monica  
Montoucet

The Speaker announced that there were 97 members present and a quorum.

**Prayer**

Prayer was offered by Rep. Brossett.

**Pledge of Allegiance**

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

**Reading of the Journal**

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

On motion of Rep. Brossett, the Journal of May 6, 2010, was adopted.

**House and House Concurrent Resolutions**  
**Lying Over**

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

**HOUSE CONCURRENT RESOLUTION NO. 155—**  
BY REPRESENTATIVES CHAMPAGNE AND PATRICIA SMITH  
A CONCURRENT RESOLUTION

To direct the office of the legislative auditor to conduct a detailed performance study and audit of the Board of Pardons and the Board of Parole regarding the efficiency of the operations of each board and the feasibility of combining the two boards into one board, and to report its findings to the Legislature of Louisiana prior to the convening of the 2012 Regular Session of the Legislature.

Read by title.

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

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

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

**SENATE BILL NO. 25—**  
BY SENATOR CROWE  
AN ACT

To amend and reenact R.S. 33:4574.1(A)(1)(b) and 4574.1.1(C)(1) and R.S. 47:301(14)(c), relative to tax exemptions and exclusions of political subdivisions of the state; to exclude or exempt from certain taxes certain agreements to occupy for a certain time period accommodation, space, or lot which is in an overnight camping facility or trailer park; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Ways and Means.

**SENATE BILL NO. 240—**  
BY SENATOR MURRAY  
AN ACT

To enact R.S. 17:1990(C)(2)(a)(iii), relative to the Recovery School District; to allow the Orleans Parish School Board to deduct certain costs from the amount of local revenues that it would

otherwise be required to transfer to the district; to require a report accounting for such excluded monies; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 247—**  
BY SENATOR ALARIO

AN ACT

To enact R.S. 33:9080.4, a bill relative to Jefferson Parish; to create the Esprit at Stonebridge Neighborhood Improvement District; to provide for district boundaries, purpose, governance, and funding, including the levy of a parcel fee; to provide relative to the powers and duties of the district and its governing board; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

**SENATE BILL NO. 527—**  
BY SENATORS BROOME AND THOMPSON

AN ACT

To enact R.S. 17:252(D), relative to student behavior and discipline; to provide relative to the model master plan for improving behavior and discipline within schools; to require certain classroom management training be provided to certain school personnel; and to provide for related matters.

Read by title.

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

**House Bills and Joint Resolutions on  
Second Reading Reported by Committee**

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

**HOUSE BILL NO. 207—**  
BY REPRESENTATIVE BILLIOT

AN ACT

To amend and reenact Code of Criminal Procedure Article 894.2(E), (F), (G), (H), (I), (J), and (K) and to enact Code of Criminal Procedure Article 894.2(L), relative to home incarceration; to require that written notice be given to local law enforcement when an offender is sentenced to home incarceration; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 524—**  
BY REPRESENTATIVE LITTLE

AN ACT

To amend and reenact R.S. 14:35.3(G)(1), relative to domestic abuse battery; to delete the provision of law authorizing the court to determine prior convictions of domestic abuse battery; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 554—**  
BY REPRESENTATIVE DANAHAY

AN ACT

To amend and reenact Code of Criminal Procedure Article 334.2, relative to bail; to provide that a person arrested for domestic abuse battery shall not be released on his own recognizance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 609—**  
BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 14:62.8(B)(2) and to enact R.S. 14:2(B)(42), relative to the crime of home invasion; to require that the sentence imposed for the crime of home invasion shall be served at hard labor; to add the crime of home invasion to the list of enumerated crimes of violence; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 664—**  
BY REPRESENTATIVE LEGER

AN ACT

To repeal Code of Criminal Procedure Article 334.3, relative to the prohibition on subsequent bail obligations following revocation or forfeiture.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 740—**  
BY REPRESENTATIVE LOPINTO

AN ACT

To enact Code of Criminal Procedure Article 523, relative to pretrial motions; to provide relative to notice of pretrial motion hearings; to provide relative to the defendant's appearance at pretrial motion hearings; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 772—**  
BY REPRESENTATIVE LOPINTO  
AN ACT

To amend and reenact R.S. 15:257, relative to compulsory process; to amend provisions relative to securing the presence of a material witness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 775—**  
BY REPRESENTATIVE SIMON  
AN ACT

To enact R.S. 15:827(A)(6), relative to the Department of Public Safety and Corrections; to provide with respect to the General Education Development test for certain incarcerated offenders; to provide for a comprehensive program; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 925—**  
BY REPRESENTATIVES AUSTIN BADON, BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, GISCLAIR, GULLORY, HARDY, HOFFMANN, LIGI, AND ROBIDEAUX AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN  
AN ACT

To enact R.S. 17:10.1(D), relative to the Louisiana school and district accountability system; to provide for the assignment of letter grades to schools and school districts that are reflective of their performance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1015—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 15:1110(A)(8) and to enact R.S. 15:1110(A)(19) and (20), relative to juvenile detention; to provide relative to juvenile justice facilities and procedures; to provide with respect to licensing standards; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Administration of Criminal Justice.

The substitute was read by title as follows:

**HOUSE BILL NO. 1477 (Substitute for House Bill No. 1015 by Representative Baldone)—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To amend and reenact R.S. 15:1110, relative to juvenile detention; to provide relative to juvenile detention facilities and procedures; to provide for the development of licensing standards; to provide for the creation of the Task Force on Juvenile Detention Standards and Licensing; to require the licensing of juvenile detention facilities; and to provide for related matters.

Read by title.

On motion of Rep. Wooton, the substitute was adopted and became House Bill No. 1477 by Rep. Baldone, on behalf of the Committee on Administration of Criminal Justice, as a substitute for House Bill No. 1015 by Rep. Baldone.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 1143—**  
BY REPRESENTATIVE GALLOT  
AN ACT

To amend and reenact R.S. 42:1141(A)(1) and (6), (B)(1)(a), and (C)(1), (2), (4)(c), (d), and (e), and (5), to enact R.S. 42:1141(C)(4)(f) and (g) and 1163.1, and to repeal R.S. 42:1141(B)(3), (C)(3)(c), and (E)(10) and 1163, relative to enforcement of laws within the jurisdiction of the Board of Ethics; to provide for the conduct of hearings and procedures related thereto; to provide for review of decisions related thereto; to provide for certain time limits for such enforcement; to provide relative to the powers, functions, and duties of the Board of Ethics, relative to such enforcement; to provide relative to the powers, functions, and duties of the Ethics Adjudicatory Board and the division of administrative law, relative to such enforcement; to provide relative to the composition of and selection of members for the Ethics Adjudicatory Board; to provide for the terms of members of the Ethics Adjudicatory Board; to provide for applicability; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1143 by Representative Gallot

**AMENDMENT NO. 1**

On page 5, line 3, after "aggrieved by" delete the remainder of the line and at the beginning of line 4, delete "by" and insert "a final decision or order of"

**AMENDMENT NO. 2**

On page 5, line 4, after "panel's" change "decision" to "final decision or order"

**AMENDMENT NO. 3**

On page 5, line 7, after "panel's" change "decision" to "final decision or order"

# Page 4 HOUSE

24th Day's Proceedings - May 7, 2010

## AMENDMENT NO. 4

On page 5, line 9, after "panel's" change "decision" to "final decision or order"

## AMENDMENT NO. 5

On page 5, line 24, after "the expiration of" delete the remainder of the line and delete line 25 and insert "one of the following periods, whichever expires first:"

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

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1168—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 18:55(F) and 59(M); relative to the compensation of registrars of voters and certain employees of the registrar; to prohibit certain increases during certain time periods; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

## **HOUSE BILL NO. 1171—**

BY REPRESENTATIVES TUCKER, ARNOLD, AUSTIN BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, DOVE, GISCLAIR, HARDY, HINES, HOFFMANN, KATZ, LABRUZZO, LIGI, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, DONAHUE, DUPLESSIS, MARTINY, AND QUINN  
AN ACT

To amend and reenact R.S. 17:3386(A) and (D) and to enact R.S. 17:3139 and 3386(E), relative to public postsecondary education; to provide for the Louisiana Granting Resources and Autonomy for Diplomas Act; to provide for performance agreements between the Board of Regents and public postsecondary education institutions; to provide for the effectiveness, review, revocation, and renewal of such agreements; to provide for autonomies granted to institutions that enter into such agreements; to require specified performance objectives to be met as part of such agreements; to provide for monitoring and reporting by the Board of Regents; to exempt certain institutions from requirements relative to the use of surplus funds and the carrying forward of certain state general funds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 1171 by Representative Tucker

## AMENDMENT NO. 1

On page 2, line 7, after "by" delete the remainder of the line and delete lines 8 through 10 in their entirety and insert the following:

"providing that the institutions achieve specific, measurable performance objectives aimed at improving college completion and

at meeting the state's current and future workforce and economic development needs and by granting the institutions limited operational autonomy and flexibility in exchange for achieving such objectives."

## AMENDMENT NO. 2

On page 2, line 17, after "(a)" delete the remainder of the line and insert "Implement policies established by the institution's management board to achieve cohort graduation rate and graduation productivity goals that are"

## AMENDMENT NO. 3

On page 2, line 27, after "policies" and before "in" insert "by the end of the 2012 Fiscal Year"

## AMENDMENT NO. 4

On page 3, at the beginning of line 10, delete "programs" and insert "program offerings"

## AMENDMENT NO. 5

On page 3, at the end of line 11, delete the period "." and add "as identified by the Louisiana Workforce Commission."

## AMENDMENT NO. 6

On page 3, line 20, after "(a)" and before "remedial" delete "Phase out" and insert "Eliminate"

## AMENDMENT NO. 7

On page 3, at the beginning of line 23, after "(b)" and before "associate" delete "Phase out" and insert "Eliminate"

## AMENDMENT NO. 8

On page 3, line 23, after "degree" delete the remainder of the line and insert "program offerings unless such programs cannot be"

## AMENDMENT NO. 9

On page 3, at the beginning of line 25, after "(c)" and before "to" delete "Adhere" and insert "Upon entering the initial performance agreement, adhere"

## AMENDMENT NO. 10

On page 4, line 22, after "granted." and before "institution" delete "Each" and insert "Upon meeting the performance objectives as specified in Subsection C of this Section, each"

## AMENDMENT NO. 11

On page 5, delete line 3 in its entirety

On motion of Rep. Austin Badon, the amendments were adopted.

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

## **HOUSE BILL NO. 1269—**

BY REPRESENTATIVE GIROD JACKSON  
AN ACT

To amend and reenact R.S. 15:1403.1(B), relative to criminal street gangs; to provide with respect to the crime of solicitation of membership in a criminal street gang; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 1296—**  
BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 1:55(B)(6), relative to days of public rest and legal holidays; to provide for the use of annual or compensatory leave or unpaid leave for the observance of legal holidays; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on House and Governmental Affairs.

The substitute was read by title as follows:

**HOUSE BILL NO. 1478 (Substitute for House Bill No. 1296 by Representative Schroder)—**  
BY REPRESENTATIVE SCHRODER  
AN ACT

To enact R.S. 1:55(B)(6), relative to days of public rest and legal holidays; to provide for unpaid holidays for employees of state departments when ordered by the governor; to provide for implementation and effectiveness; and to provide for related matters.

Read by title.

On motion of Rep. Gallot, the substitute was adopted and became House Bill No. 1478 by Rep. Schroder, on behalf of the Committee on House and Governmental Affairs, as a substitute for House Bill No. 1296 by Rep. Schroder.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 1335—**  
BY REPRESENTATIVE HINES  
AN ACT

To amend and reenact Children's Code Article 899(B)(2)(b) and to enact Children's Code Article 779(B)(5), relative to juvenile dispositions; to authorize the court to require certain persons to perform community service; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 1335 by Representative Hines

**AMENDMENT NO. 1**

On page 1, at the end of line 15, add "If feasible, the court-approved community service activities shall be conducted by the caretaker and child together."

**AMENDMENT NO. 2**

On page 2, at the end of line 5, add "If feasible, the court-approved community service activities shall be conducted by the caretaker and child together."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1344—**  
BY REPRESENTATIVE AUSTIN BADON  
AN ACT

To enact R.S. 17:81(T), relative to the powers, duties, functions, and responsibilities of city, parish, and other local public school boards; to authorize the governing authority of a public elementary or secondary school to provide for the placement of certain advertisements in and on school buses; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 1344 by Representative Austin Badon

**AMENDMENT NO. 1**

On page 2, line 1, between "opposition" and "relative" delete "by the school governing authority"

**AMENDMENT NO. 2**

On page 2, between lines 3 and 4, insert the following:

"(e) The promotion of gaming."

On motion of Rep. Austin Badon, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1352—**  
BY REPRESENTATIVE LABRUZZO  
AN ACT

To enact Part VI of Chapter 14 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:1031 through 1035, relative to drug testing and psychiatric evaluations of certain elected officials; to provide for voluntary drug testing and psychiatric evaluation programs for certain elected officials; to declare the intention and policy of the legislature; to provide for the development and implementation of such programs; to provide for the duties of the legislature and certain departments relative to such programs; to provide for requirements for such programs; to require disclosure of program participants and results; to provide for the payment of the costs of a program; to provide for definitions; to provide for applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs with recommendation that it be recommitted to the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 1352 by Representative LaBruzzo

AMENDMENT NO. 1

On page 1, line 3, after "testing" insert "and psychiatric evaluations"

AMENDMENT NO. 2

On page 1, line 4, after "testing" insert "and psychiatric evaluation"

AMENDMENT NO. 3

On page 1, line 8, delete "test"

AMENDMENT NO. 4

On page 1, line 15, after "purpose." insert the following:

"The legislature finds that psychiatric evaluations of an elected official are a way for the public to judge that an elected official has the capacity and the judgement necessary to exercise his power and authority, and therefore the state has a compelling interest in establishing a program to conduct psychiatric evaluations of elected officials."

AMENDMENT NO. 5

On page 2, line 3, after "TESTING" insert "AND EVALUATION"

AMENDMENT NO. 6

On page 2, line 8, after "phencyclidine" delete the period "." and insert a comma "," and the following:

"except that a drug taken in accordance with a lawful prescription shall not be considered an illegal drug."

AMENDMENT NO. 7

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

"(2) "Mental health professional" shall mean a psychiatrist or a person who possesses a doctorate degree in psychology or counseling.

(3) "Psychiatric evaluation" shall mean an evaluation of competency and mental health by a mental health professional."

AMENDMENT NO. 8

On page 2, at the beginning of line 9, change "(2)" to "(4)"

AMENDMENT NO. 9

On page 2, line 11, after "testing" insert "and psychiatric evaluation"

AMENDMENT NO. 10

On page 2, line 13, after "testing" insert "and psychiatric evaluation"

AMENDMENT NO. 11

On page 2, line 18, after "testing" insert "and psychiatric evaluation"

AMENDMENT NO. 12

On page 2, line 26, after "testing" insert "and psychiatric evaluation"

AMENDMENT NO. 13

On page 2, line 27, after "testing" insert "and psychiatric evaluation"

AMENDMENT NO. 14

On page 3, between lines 3 and 4, insert the following:

"(4) The program shall include a complete evaluation of the competency and mental health of the elected official."

AMENDMENT NO. 15

On page 3, line 4, after "Testing" and before the semicolon ";" insert "and evaluation"

AMENDMENT NO. 16

On page 3, line 5, after "A." insert "(1)"

AMENDMENT NO. 17

On page 3, line 6, after "tested" insert "for illegal drugs"

AMENDMENT NO. 18

On page 3, between lines 7 and 8, insert the following:

"(2) If a member of the legislature or a statewide elected official chooses to participate in the program, he shall undergo a psychiatric evaluation once during the first three and one-half years of his term on a date selected by him."

AMENDMENT NO. 19

On page 3, line 8, after "B." insert "(1)"

AMENDMENT NO. 20

On page 3, line 8, before "test" insert "drug"

AMENDMENT NO. 21

On page 3, line 9, after "department's" insert "or office's"

AMENDMENT NO. 22

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

"(2) Following the psychiatric evaluation, the name of the participant shall be listed on the legislature's website or the department's or office's website, as applicable, along with the diagnosis of the mental health professional who conducted the evaluation of the participant."

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

On motion of Rep. Gallot, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Appropriations.

**HOUSE BILL NO. 1357—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 14:81.1.1, relative to sexual offenses affecting minors; to create the crime of sexting; to provide for elements of the crime; to provide for criminal penalties; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 1361—**

BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:321(D) and 323(A) and (B) and to enact R.S. 15:323(G), relative to the Louisiana Sentencing Commission; to provide for evaluation of sentencing structure; to provide for membership of the commission; to provide for the appointment of a proxy; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

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

**HOUSE BILL NO. 1368—**

BY REPRESENTATIVES JANE SMITH, BOBBY BADON, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHAMPAGNE, CONNICK, DOVE, GISCLAIR, HARDY, HOFFMANN, KATZ, LABRUZZO, LIGI, NOWLIN, ROBIDEAUX, SIMON, SMILEY, WILLIAMS, AND WOOTON AND SENATORS APPEL, BROOME, DONAHUE, DUPLESSIS, MARTINY, AND QUINN

AN ACT

To enact Chapter 44 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:4031 through 4040, relative to public elementary and secondary education; to authorize the State Board of Elementary and Secondary Education to exempt school districts from various laws and regulations pertaining to education; to provide procedures regarding request for and approval of such waivers; to provide for terms and conditions on such waivers; to provide with respect to schools within the jurisdiction of the Recovery School District and schools which may be transferred to that jurisdiction; to provide for reports; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 1368 by Representative Jane Smith

AMENDMENT NO. 1

On page 1, line 9, after "transferred to" change "such" to "that"

AMENDMENT NO. 2

On page 2, line 17, after "however," insert "Subpart B of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 3

On page 2, at the end of line 19, insert "Also, any limitation or restriction on outsourcing of food, clerical, custodial, or paraprofessional services shall not be waived."

AMENDMENT NO. 4

On page 2, at the beginning of line 22, change "an adequate showing by" to "receipt of a waiver application from"

AMENDMENT NO. 5

On page 2, line 26, between "superintendent" and "may" insert "under the direction of the governing authority"

AMENDMENT NO. 6

On page 3, line 7, change "Increases" to "Increase"

AMENDMENT NO. 7

On page 3, line 8, change "Improves" to "Improve"

AMENDMENT NO. 8

On page 3, line 9, change "Improves" to "Improve"

AMENDMENT NO. 9

On page 4, line 19, between "during" and "period" change "the prior" to "such two-year"

AMENDMENT NO. 10

On page 4, line 23, after "of this Section" change "will" to "shall"

AMENDMENT NO. 11

On page 5, line 1, after "C." delete "A" and insert "The superintendent of a"

AMENDMENT NO. 12

On page 5, line 1, between "that" and "into" change "entered" to "enters"

AMENDMENT NO. 13

On page 5, delete line 21 and on line 22, delete "waiver request." and insert "a waiver as requested or grant a waiver subject to specified modifications."

AMENDMENT NO. 14

On page 5, line 22, after "The waiver" change "will" to "shall"

AMENDMENT NO. 15

On page 6, at the end of line 23, change "it is determined" to "the board determines"

On motion of Rep. Austin Badon, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1403—**

BY REPRESENTATIVE BARRAS  
AN ACT

To amend and reenact R.S. 24:58(D)(1), R.S. 42:1157(A)(3), and R.S. 49:78(D)(1), relative to late filing fees for certain lobbyist disclosure reports; to provide for the amount of the late filing fees for certain lobbyist expenditure reports; and to provide for related matters.

Read by title.

# Page 8 HOUSE

24th Day's Proceedings - May 7, 2010

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1450—**  
BY REPRESENTATIVES ELLINGTON AND RITCHIE  
AN ACT

To enact Subpart R 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. 39:100.130 and 100.131, relative to state grants and capital outlay; to establish the Rural Hospital Capital Improvement Act; to provide for a grant program for certain rural hospitals; to authorize rulemaking; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 1450 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 3, change "through 100.132," to "and 100.131,"

AMENDMENT NO. 2

On page 1, line 5, after "hospitals;" delete "to" and delete line 6 in its entirety

AMENDMENT NO. 3

On page 1, line 7, delete "rural hospitals;"

AMENDMENT NO. 4

On page 1, line 10, change "through 100.132," to "and 100.131,"

AMENDMENT NO. 5

On page 2, at the end of line 7, change the comma " ," to a period " . "

AMENDMENT NO. 6

On page 2, delete lines 8 through 11 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 18 through 21 in their entirety

AMENDMENT NO. 8

On page 2, at the beginning of line 22, change "(4)" to "(2)"

AMENDMENT NO. 9

On page 2, at the beginning of line 25, change "(5)" to "(3)"

AMENDMENT NO. 10

On page 3, line 24, after "support" delete the remainder of the line and insert "may receive a grant award in an amount determined by the department."

AMENDMENT NO. 11

On page 3, line 25, delete "hundred thousand dollars annually."

AMENDMENT NO. 12

On page 4, delete lines 10 through 23 in their entirety

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1473 (Substitute for House Bill No. 984 by Representative Abramson)—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To enact R.S. 40:2133(C), 2133.1, and 2136(C), relative to ambulatory surgical centers; to provide for a definition of a use agreement; to provide authorization for ambulatory surgical centers to enter into use agreements; to provide for promulgation of rules, regulations, and minimum standards; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1474 (Substitute for House Bill No. 1191 by Representative Talbot)—**  
BY REPRESENTATIVE TALBOT  
AN ACT

To enact R.S. 22:1016, relative to the sale and purchase of health insurance coverage; to provide for public policy; to prohibit any resident of this state from being required to purchase health insurance coverage; to authorize the attorney general to initiate litigation relative to such prohibition; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1475 (Substitute for House Bill No. 1210 by Representative Schroder)—**  
BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact R.S. 22:1703(A), relative to public adjuster fees; to require public adjuster contracts to be in writing and signed by the parties; to authorize a public adjuster to charge a certain percentage fee for their services; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1476 (Substitute for House Bill No. 1258 by Representative Harrison)—**  
BY REPRESENTATIVE HARRISON  
AN ACT

To enact R.S. 30:2154(B)(9) and to repeal R.S. 30:2157 and 2157.1, relative to providing for permits, licenses, registrations, variances, or compliant schedules issued by the Department of Environmental Quality; to provide for emergency response standards; to provide for certification of certain abilities of local



fire departments; to provide for the emergency response standards of certain solid waste facilities; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**Speaker Pro Tempore Robideaux in the Chair**

**Reconsideration**

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

**HOUSE BILL NO. 68—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 40:1379.3(H)(2) and (N)(8) and to enact R.S. 40:1379.3(U), relative to concealed handgun permits; to provide for the adoption of rules and fees; to authorize certain religious organizations to allow concealed handguns to be carried in places of worship pursuant to a valid concealed handgun permit; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Henry Burns gave notice of his intention to call House Bill No. 68 from the calendar on Wednesday, May 12, 2010.

**HOUSE BILL NO. 863—**  
BY REPRESENTATIVES STIAES AND LEGER  
AN ACT

To enact R.S. 32:300.8, relative to motor vehicles; to prohibit the use of hand-held wireless telecommunications devices while operating motor vehicles; to provide for penalties; and to provide for related matters.

Read by title.

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

Returned to the calendar under the rules.

**Suspension of the Rules**

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

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

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

**Local and Consent Calendar**

**HOUSE BILL NO. 30—**  
BY REPRESENTATIVE WOOTON  
AN ACT

To amend and reenact R.S. 15:825.2(A), relative to special agents of the Department of Public Safety and Corrections; to increase the pool of employees who are eligible to be appointed special agents; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders	Fannin	Monica
Armes	Foil	Montoucet
Arnold	Franklin	Morris
Badon, A.	Gallot	Norton
Badon, B.	Geymann	Nowlin
Baldone	Gisclair	Perry
Barras	Guinn	Ponti
Barrow	Hardy	Pope
Billiot	Harrison	Pugh
Brossett	Hazel	Richard
Burford	Henderson	Richardson
Burns, H.	Henry	Richmond
Burrell	Hill	Ritchie
Carmody	Howard	Roy
Carter	Hutter	Simon
Champagne	Jackson G.	Smiley
Chandler	Jackson M.	Smith, G.
Chaney	Katz	Smith, P.
Connick	Kleckley	Stiaes
Cortez	LaFonta	Talbot
Cromer	Lambert	Templet
Danahay	Landry	Thibaut
Dixon	LeBas	Thierry
Doerge	Leger	Waddell
Dove	Ligi	White
Downs	Little	Williams
Edwards	Lorusso	Willmott
Ellington	McVea	Wooton

Total - 84

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Hoffmann	Pearson
Abramson	Johnson	Robideaux
Aubert	Jones, R.	Schroder
Burns, T.	Jones, S.	Smith, J.
Greene	LaBruzzo	St. Germain
Guillory	Lopinto	
Hines	Mills	

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Page 10 HOUSE

24th Day's Proceedings - May 7, 2010

HOUSE BILL NO. 641—

BY REPRESENTATIVES HENDERSON AND HUTTER  
AN ACT

To repeal R.S. 56:431.1(D), relative to permits for devices to protect oysters from predation; to remove the date after which such permits may not be granted by the Department of Wildlife and Fisheries; and to provide for related matters.

Read by title.

Rep. Henderson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 86

NAYS

Total - 0

ABSENT

Mr. Speaker	Hines	Pearson
Abramson	Hoffmann	Robideaux
Aubert	Jackson M.	Schroder
Burns, T.	Jones, R.	Smith, P.
Greene	LaBruzzo	Thierry
Guillory	Nowlin	

Total - 17

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 642—

BY REPRESENTATIVES HENDERSON AND HUTTER  
AN ACT

To amend and reenact R.S. 56:421(B)(introductory paragraph) and to enact R.S. 56:421(B)(14), relative to the Louisiana Oyster Task Force; to add a member to the task force; and to provide for related matters.

Read by title.

Rep. Henderson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Total - 0

ABSENT

Mr. Speaker	Danahay	Jones, S.
Abramson	Greene	LaBruzzo
Aubert	Hines	Pearson
Badon, A.	Hoffmann	Schroder
Burns, T.	Jones, R.	

Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 692—**

BY REPRESENTATIVES WOOTON AND HUTTER  
AN ACT

To amend and reenact R.S. 56:426(D), relative to recordation of oyster leases; to extend the time within which a lease renewal must be recorded; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 90

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Danahay	LaBruzzo
Abramson	Hines	Pearson
Aubert	Hoffmann	Schroder
Badon, A.	Johnson	
Burns, T.	Jones, R.	

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 693—**

BY REPRESENTATIVES WOOTON AND HUTTER  
AN ACT

To amend and reenact R.S. 40:5.3.1, relative to oyster harvest and production; to require the Department of Health and Hospitals to notify oyster harvesters and dealers of a possible state exemption from the National Shellfish Sanitation Program's Vibrio management plan; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 91

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Burns, T.	Jones, R.
Abramson	Harrison	LaBruzzo
Aubert	Hines	Pearson
Badon, A.	Hoffmann	Schroder

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Page 12 HOUSE

24th Day's Proceedings - May 7, 2010

HOUSE BILL NO. 887—

BY REPRESENTATIVES ST. GERMAIN AND DOVE AND SENATOR N. GAUTREAUX AND REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 56:325.4(D), relative to finfish; to provide relative to submission of stock assessment reports; to authorize the development of stock management regimes for black drum, flounder, and sheepshead for approval by the Wildlife and Fisheries Commission; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative St. Germain to Engrossed House Bill No. 887 by Representative St. Germain

AMENDMENT NO. 1

On page 2, delete line 6 in its entirety

On motion of Rep. St. Germain, the amendments were adopted.

Rep. St. Germain moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 88

NAYS

Total - 0

ABSENT

Mr. Speaker Guillory LaBruzzo
Abramson Hines Pearson
Aubert Hoffmann Schroder
Badon, A. Jackson M. Smith, G.
Burns, T. Jones, R. Smith, J.
Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 888—

BY REPRESENTATIVES ST. GERMAIN AND DOVE AND SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 56:325.2(A) and 326(E)(1)(a), relative to finfish; to provide for identification of certain saltwater finfish; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders Franklin Monica
Armes Gallot Montoucet
Arnold Gisclair Morris
Badon, B. Greene Norton
Baldone Guinn Nowlin
Barras Hardy Perry
Barrow Harrison Ponti
Billiot Hazel Pope
Brossett Henderson Pugh
Burford Henry Richardson
Burns, H. Hill Richmond
Burrell Howard Ritchie
Carmody Hutter Robideaux
Carter Jackson G. Roy
Champagne Jackson M. Schroder
Chandler Johnson Simon
Chaney Jones, S. Smiley
Connick Katz Smith, P.
Cortez Kleckley St. Germain
Cromer LaFonta Stiaes
Danahay Lambert Talbot
Dixon Landry Thibaut
Doerge LeBas Thierry
Dove Ligi Waddell
Downs Little White
Edwards Lopinto Williams
Ellington Lorusso Willmott
Fannin McVea Wooton
Foil Mills

Total - 86

NAYS

Total - 0

ABSENT

Mr. Speaker	Guillory	Pearson
Abramson	Hines	Richard
Aubert	Hoffmann	Smith, G.
Badon, A.	Jones, R.	Smith, J.
Burns, T.	LaBruzzo	Templet
Geymann	Leger	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 890—**

BY REPRESENTATIVES HARRISON, BOBBY BADON, BILLIOT, HENRY BURNS, CHAMPAGNE, DOVE, FOIL, GISCLAIR, GUINN, HENDERSON, LAMBERT, LITTLE, ST. GERMAIN, AND WILLIAMS AND SENATORS B. GAUTREAUX AND N. GAUTREAUX  
AN ACT

To enact R.S. 56:578.15, relative to a state certification program for Louisiana wild fish; to authorize the secretary of the Department of Wildlife and Fisheries to establish such program; and to provide for related matters.

Read by title.

Rep. Harrison moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Anders	Gallot	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Pearson
Barras	Hardy	Perry
Barrow	Harrison	Ponti
Billiot	Hazel	Pope
Brossett	Henderson	Pugh
Burford	Henry	Richardson
Burns, H.	Hill	Richmond
Burrell	Howard	Robideaux
Carmody	Hutter	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaFonta	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	McVea	Wooton
Franklin	Mills	
Total - 89		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Nowlin
Abramson	Hines	Richard
Aubert	Hoffmann	Ritchie
Badon, A.	Jones, R.	Smith, G.
Burns, T.	LaBruzzo	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 953—**

BY REPRESENTATIVE LAMBERT  
AN ACT

To amend and reenact R.S. 56:332(M), relative to crab fishing; to allow commercial fishermen with appropriate gear licenses to keep finfish while crabbing; and to provide for related matters.

Read by title.

Rep. Lambert moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Anders	Gallot	Monica
Armes	Gisclair	Montoucet
Arnold	Greene	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Pearson
Barrow	Harrison	Perry
Billiot	Hazel	Ponti
Brossett	Henderson	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Richardson
Burrell	Howard	Richmond
Carmody	Hutter	Ritchie
Carter	Jackson G.	Robideaux
Champagne	Jackson M.	Roy
Chandler	Johnson	Schroder
Chaney	Jones, S.	Simon
Connick	Katz	Smiley
Cortez	Kleckley	Smith, P.
Cromer	LaFonta	St. Germain
Danahay	Lambert	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Thibaut
Dove	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	McVea	Wooton
Franklin	Mills	
Total - 89		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Richard
Abramson	Hines	Smith, G.
Aubert	Hoffmann	Smith, J.

Page 14 HOUSE

24th Day's Proceedings - May 7, 2010

Badon, A. Jones, R. Templet
Burns, T. LaBruzzo
Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1260—

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 14:95.1(C)(2) and (3), relative to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to remove the authorization for sheriffs to issue permits allowing certain felons to possess firearms or carry concealed weapons; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1346—

BY REPRESENTATIVES DOVE, BOBBY BADON, BALDONE, BILLIOT, HENRY BURNS, CHAMPAGNE, FOIL, GISCLAIR, GUINN, HARRISON, HENDERSON, SAM JONES, LAMBERT, LITTLE, MONTOUCET, RICHARD, ST. GERMAIN, WHITE, AND WOOTON

AN ACT

To amend and reenact R.S. 56:639.8(E) and (G), relative to the Artificial Reef Development Fund; to allow the monies in said fund to be used in association with the wild seafood certification program administered by the Department of Wildlife and Fisheries; and to provide for related matters.

Read by title.

Rep. Dove moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders Gallot Montoucet
Arnes Gisclair Morris
Arnold Greene Norton
Badon, B. Guillory Nowlin
Baldone Guinn Pearson
Barras Hardy Perry
Barrow Harrison Ponti
Billiot Hazel Pope
Brossett Henderson Pugh
Burford Henry Richardson
Burns, H. Hill Richmond
Burns, T. Howard Ritchie
Carmody Hutter Robideaux
Carter Jackson G. Roy
Champagne Jackson M. Schroder
Chandler Johnson Simon
Chaney Jones, S. Smiley
Connick Katz Smith, J.
Cortez Kleckley Smith, P.
Cromer LaBruzzo St. Germain
Danahay LaFonta Stiaes
Dixon Lambert Talbot

Doerge Landry Templet
Dove LeBas Thibaut
Downs Ligi Thierry
Edwards Little Waddell
Ellington Lopinto White
Fannin Lorusso Williams
Foil McVea Willmott
Franklin Mills Wooton
Total - 90

NAYS

Total - 0

ABSENT

Mr. Speaker Geymann Monica
Abramson Hines Richard
Aubert Hoffmann Smith, G.
Badon, A. Jones, R.
Burrell Leger
Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Speaker Tucker in the Chair

HOUSE BILL NO. 1260—

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 14:95.1(C)(2) and (3), relative to the possession of a firearm or carrying a concealed weapon by a person convicted of certain felonies; to remove the authorization for sheriffs to issue permits allowing certain felons to possess firearms or carry concealed weapons; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Henry and Leger to Engrossed House Bill No. 1260 by Representative Hazel

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 14:95.1(C)(2) and (3)," to "R.S. 14:95.1(C),"

AMENDMENT NO. 2

On page 1, line 4, change "sheriffs" to "law enforcement"

AMENDMENT NO. 3

On page 1, line 7, change "R.S. 14:95.1(C)(2) and (3) are" to "R.S. 14:95.1(C) is"

AMENDMENT NO. 4

On page 1, delete lines 12 through 19 in their entirety

AMENDMENT NO. 5

On page 2, delete lines 1 through 3 in their entirety and insert the following:

~~"C. Except as otherwise specifically provided, this Section shall not apply to the following cases:~~

~~(1) The provisions of this Section prohibiting the possession of firearms and carrying concealed weapons by persons who have been convicted of certain felonies shall not apply to any person who has not been convicted of any felony for a period of ten years from the date of completion of sentence, probation, parole, or suspension of sentence.~~

~~(2) Upon completion of sentence, probation, parole, or suspension of sentence the convicted felon shall have the right to apply to the sheriff of the parish in which he resides, or in the case of Orleans Parish the superintendent of police, for a permit to possess firearms. The felon shall be entitled to possess the firearm upon the issuing of the permit.~~

~~(3) The sheriff or superintendent of police, as the case may be, shall immediately notify the Department of Public Safety, in writing, of the issuance of each permit granted under this Section."~~

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	Mills
Anders	Gallot	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Badon, B.	Guillory	Nowlin
Baldone	Hardy	Pearson
Barras	Harrison	Perry
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Brossett	Henry	Pugh
Burford	Hill	Richardson
Burns, H.	Howard	Richmond
Burns, T.	Hutter	Ritchie
Carmody	Jackson G.	Robideaux
Carter	Jackson M.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, S.	Simon
Chaney	Katz	Smiley
Connick	Kleckley	Smith, P.
Cortez	LaBruzzo	St. Germain
Cromer	LaFonta	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Thibaut
Doerge	LeBas	Thierry
Dove	Leger	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	McVea	

Total - 89

**NAYS**

Total - 0

**ABSENT**

Abramson	Guinn	Richard
Aubert	Hines	Smith, G.
Badon, A.	Hoffmann	Smith, J.
Burrell	Jones, R.	Templet
Geymann	Monica	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Regular Calendar**

**HOUSE BILL NO. 949—**

BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 44:3(I), relative to criminal history records; to provide relative to public records; to provide for the accessibility of records of criminal convictions through the Louisiana Bureau of Criminal Identification and Information or any law enforcement agency; to provide for a charge to be assessed; to limit liability for any law enforcement agency furnishing such records; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 951—**

BY REPRESENTATIVES BILLIOT, GISCLAIR, HENRY, LABRUZZO,  
AND LIGI AND SENATORS APPEL, MARTINY, AND MORRELL  
AN ACT

To amend and reenact Part VII of Chapter 14 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4890 and 4891 and R.S. 44:4.1(B)(18), relative to privileged communications made to code enforcement officers; to provide for the exercise of police powers by a parish; to provide a privilege for communications made to code enforcement officers; to provide restrictions on such privilege; to provide definitions; to provide a public records exception for such privileged communications; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ponti to Engrossed House Bill No. 951 by Representative Billiot

AMENDMENT NO. 1

On page 1, delete line 6 in its entirety and insert in lieu thereof: "made to certain code enforcement officers; to exempt certain communications from the privilege; to provide restrictions on such privilege; to"

AMENDMENT NO. 2

On page 2, line 8, after "including" delete the remainder of the line in its entirety.

# Page 16 HOUSE

24th Day's Proceedings - May 7, 2010

## AMENDMENT NO. 3

On page 2, at the end of line 9 insert the following: "The term "code enforcement officer" shall not include building or zoning inspectors."

## AMENDMENT NO. 4

On page 2, at the end of line 14, delete the period "." and insert the following: "except local code violations enforced by building or zoning inspectors."

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

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

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Foil	Lorusso
Arnold	Franklin	McVea
Badon, B.	Gisclair	Ponti
Baldone	Greene	Richardson
Barrow	Hardy	Richmond
Billiot	Harrison	Ritchie
Brossett	Hazel	Robideaux
Burns, H.	Henderson	Roy
Burrell	Henry	Smith, P.
Carter	Jackson G.	St. Germain
Champagne	Jackson M.	Stiaes
Chaney	Johnson	Talbot
Connick	Jones, S.	Waddell
Danahay	LaFonta	White
Dixon	Landry	Williams
Doerge	Leger	Willmott
Dove	Ligi	Wooton
Edwards	Lopinto	
Total - 53		

#### NAYS

Anders	Gallot	Nowlin
Burford	Guinn	Pearson
Burns, T.	Hill	Perry
Carmody	Howard	Pope
Chandler	Katz	Schroder
Cortez	LaBruzzo	Simon
Cromer	LeBas	Thibaut
Downs	Little	Thierry
Ellington	Monica	
Fannin	Morris	
Total - 28		

#### ABSENT

Abramson	Hoffmann	Pugh
Armes	Hutter	Richard
Aubert	Jones, R.	Smiley
Badon, A.	Kleckley	Smith, G.
Barras	Lambert	Smith, J.
Geymann	Mills	Templet
Guillory	Montoucet	
Hines	Norton	
Total - 22		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

## HOUSE BILL NO. 990—

BY REPRESENTATIVE THIERRY AND SENATOR GUILLORY  
AN ACT

To amend and reenact R.S. 15:1199.1, 1199.2(A)(introductory paragraph), 1199.3(2), 1199.4(A) and (M), 1199.7(A) and (C), 1199.9, 1199.10(B)(1), 1199.11, 1199.12, and 1199.14(B) and to enact R.S. 15:1199.2(A)(5), (6), (7), (8), and (9) and (G), (H), (I), (J), (K), and (L), 1199.3(9) and 1199.4(N), relative to inmate rehabilitation; to provide for reentry programs and initiatives; to provide for definitions; to provide for additional duties of the reentry advisory council; to provide with respect to eligibility standards; to provide for certification and licensing of skilled craftsmen; to provide for the percentage of inmate wages which can be taken to pay for some of the expenses of the program; to provide for the duration of the program; to provide for applicability; and to provide for related matters.

Read by title.

### Motion

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

### Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Thierry gave notice of her intention to call House Bill No. 990 from the calendar on Wednesday, May 12, 2010.

## HOUSE BILL NO. 1047—

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 22:1574, relative to insurance; to create the Bail Bond Apprentice Program; to provide for oversight; to provide for apprenticeship; to provide for maintenance of records; to provide for qualifications and requirements; to provide for notification; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 1047 by Representative St. Germain

## AMENDMENT NO. 1

On page 1, line 10, following "shall" and before "to" change "only be available" to "be available only"

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

Rep. St. Germain moved the final passage of the bill, as amended.

### ROLL CALL

The roll was called with the following result:

#### YEAS

Mr. Speaker	Foil	McVea
Anders	Franklin	Mills
Arnold	Gallot	Montoucet
Badon, B.	Gisclair	Morris
Barras	Greene	Norton
Barrow	Hardy	Nowlin



Billiot	Harrison	Pearson
Brossett	Hazel	Pugh
Burford	Henry	Richmond
Burns, T.	Hill	Ritchie
Burrell	Jackson G.	Robideaux
Carmody	Jackson M.	Schroder
Carter	Johnson	Simon
Champagne	Jones, S.	Smith, P.
Chandler	Katz	St. Germain
Connick	LaBruzzo	Stiaes
Cortez	LaFonta	Talbot
Danahay	Lambert	Thierry
Dixon	Landry	Waddell
Doerge	LeBas	White
Dove	Leger	Williams
Downs	Ligi	Willmott
Edwards	Little	Wooton
Ellington	Lopinto	
Fannin	Lorusso	

Total - 73

NAYS

Armes	Perry	Roy
Guinn	Pope	Smiley
Howard	Richardson	Thibaut

Total - 9

ABSENT

Abramson	Geymann	Kleckley
Aubert	Guillory	Monica
Badon, A.	Henderson	Ponti
Baldone	Hines	Richard
Burns, H.	Hoffmann	Smith, G.
Chaney	Hutter	Smith, J.
Cromer	Jones, R.	Templet

Total - 21

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1272—**  
BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 40:1379.3(H)(2) and to enact R.S. 40:1379.3(D)(3), relative to concealed handgun permits; to increase the period of time in which a concealed handgun permit is valid; to provide with respect to costs and fees; to provide with respect to the adoption of rules for certain permits; to authorize the use of fixed-case marking projectiles for handgun competency training; and to provide for related matters.

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Montoucet
Anders	Gisclair	Morris
Arnold	Greene	Norton
Badon, B.	Guinn	Nowlin

Barras	Hardy	Pearson
Barrow	Harrison	Perry
Billiot	Hazel	Ponti
Brossett	Henderson	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Richardson
Burns, T.	Howard	Richmond
Burrell	Jackson G.	Ritchie
Carmody	Jackson M.	Robideaux
Carter	Johnson	Roy
Champagne	Jones, S.	Schroder
Chandler	Katz	Simon
Connick	LaBruzzo	Smith, J.
Cortez	LaFonta	Smith, P.
Cromer	Lambert	St. Germain
Danahay	Landry	Stiaes
Dixon	LeBas	Talbot
Doerge	Leger	Thibaut
Dove	Ligi	Thierry
Downs	Little	Waddell
Edwards	Lopinto	White
Ellington	Lorusso	Williams
Fannin	McVea	Willmott
Foil	Mills	Wooton

Total - 84

NAYS

Total - 0

ABSENT

Abramson	Geymann	Monica
Armes	Guillory	Richard
Aubert	Hines	Smiley
Badon, A.	Hoffmann	Smith, G.
Baldone	Hutter	Templet
Chaney	Jones, R.	
Franklin	Kleckley	

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1288—**  
BY REPRESENTATIVE GUINN  
AN ACT

To amend and reenact R.S. 56:320(A)(1) and 322(E)(5) relative to methods of taking fish; to provide relative to the use of wire nets; to allow the use of wire nets and hoop nets for recreational fishing throughout the state; and to provide for related matters.

Read by title.

Rep. Waddell, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Waddell on behalf of the Legislative Bureau to Engrossed House Bill No. 1288 by Representative Guinn

**AMENDMENT NO. 1**

On page 2, line 13, following "may" and before "wire" change "only have in his possession or in use" to "have in his possession or in use only those"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	Norton
Anders	Gallot	Pearson
Arnold	Gisclair	Ponti
Badon, B.	Greene	Pope
Baldone	Guinn	Pugh
Barras	Harrison	Richardson
Barrow	Hazel	Richmond
Billiot	Henderson	Ritchie
Brossett	Henry	Robideaux
Burford	Hill	Roy
Burns, H.	Howard	Schroder
Burns, T.	Jackson G.	Simon
Burrell	Jackson M.	Smiley
Carmody	Johnson	Smith, J.
Carter	Jones, S.	Smith, P.
Champagne	Katz	St. Germain
Cortez	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	LeBas	Thibaut
Doerge	Ligi	Thierry
Dove	Little	Waddell
Downs	Lopinto	White
Edwards	Lorusso	Williams
Ellington	McVea	Willmott
Foil	Mills	Wooton
Total - 75		

**NAYS**

Cromer	Landry	Montoucet
Lambert	Leger	Perry
Total - 6		

**ABSENT**

Abramson	Geymann	Monica
Armes	Guillory	Morris
Aubert	Hardy	Nowlin
Badon, A.	Hines	Richard
Chandler	Hoffmann	Smith, G.
Chaney	Hutter	Templet
Connick	Jones, R.	
Fannin	Kleckley	
Total - 22		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1301—**  
BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 44:19, relative to records in the custody of a coroner; to exempt certain medical records in the custody of a coroner from public records provisions; and to provide for related matters.

Read by title.

Rep. Pearson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Foil	Montoucet
Anders	Franklin	Morris
Armes	Gallot	Norton
Arnold	Gisclair	Nowlin
Badon, B.	Greene	Pearson
Baldone	Guinn	Perry
Barras	Harrison	Ponti
Barrow	Hazel	Pope
Billiot	Henderson	Pugh
Brossett	Henry	Richardson
Burford	Hill	Richmond
Burns, H.	Howard	Ritchie
Burns, T.	Jackson G.	Robideaux
Burrell	Jackson M.	Roy
Carmody	Johnson	Schroder
Carter	Jones, S.	Simon
Champagne	Katz	Smiley
Chandler	LaBruzzo	Smith, J.
Connick	LaFonta	Smith, P.
Cortez	Lambert	St. Germain
Cromer	Landry	Stiaes
Danahay	LeBas	Talbot
Dixon	Leger	Thibaut
Doerge	Ligi	Thierry
Dove	Little	Waddell
Downs	Lopinto	White
Edwards	Lorusso	Willmott
Ellington	McVea	Wooton
Fannin	Mills	
Total - 86		

**NAYS**

Total - 0

**ABSENT**

Abramson	Hardy	Monica
Aubert	Hines	Richard
Badon, A.	Hoffmann	Smith, G.
Chaney	Hutter	Templet
Geymann	Jones, R.	Williams
Guillory	Kleckley	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 949—**  
BY REPRESENTATIVE BALDONE  
AN ACT

To enact R.S. 44:3(I), relative to criminal history records; to provide relative to public records; to provide for the accessibility of records of criminal convictions through the Louisiana Bureau of Criminal Identification and Information or any law enforcement agency; to provide for a charge to be assessed; to limit liability for any law enforcement agency furnishing such records; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Wooton to Engrossed House Bill No. 949 by Representative Baldone

AMENDMENT NO. 1

On page 1, line 4, after "Information or" delete the remainder of the line and at the beginning of line 5, delete "enforcement agency" and insert "sheriff"

AMENDMENT NO. 2

On page 1, at the end line of line 5, after "for" delete "any" and insert "certain"

AMENDMENT NO. 3

On page 1, line 15 after "any" delete "law enforcement agency" and insert "sheriff"

AMENDMENT NO. 4

On page 1, at the beginning of line 18 delete "Any law enforcement agency" and insert "The bureau or any sheriff"

AMENDMENT NO. 5

On page 2, line 11 after "Any" and before "agency" insert "sheriff"

AMENDMENT NO. 6

On page 2, delete line 14 in its entirety and insert "(4) The bureau or sheriff furnishing such records shall not, for any reason."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders	Downs	Lopinto
Arnold	Edwards	Lorusso
Badon, B.	Ellington	McVea
Baldone	Fannin	Monica
Barras	Foil	Norton
Barrow	Franklin	Nowlin
Billiot	Gallot	Richardson
Brossett	Gisclair	Richmond
Burns, H.	Hardy	Ritchie
Burns, T.	Harrison	Robideaux
Burrell	Henderson	Roy
Carmody	Henry	Schroder
Carter	Hill	Smith, P.
Champagne	Jackson G.	St. Germain
Chandler	Jackson M.	Stiaes
Chaney	Johnson	Talbot
Connick	Jones, S.	Thierry
Cromer	LaFonta	White
Danahay	Landry	Williams
Dixon	LeBas	Willmott
Doerge	Leger	
Dove	Ligi	

Total - 64

**NAYS**

Mr. Speaker	Katz	Pugh
Burford	Little	Simon
Cortez	Montoucet	Smith, J.
Greene	Pearson	Thibaut
Hazel	Ponti	Waddell
Howard	Pope	Wooton

Total - 18

**ABSENT**

Abramson	Hines	Mills
Armes	Hoffmann	Morris
Aubert	Hutter	Perry
Badon, A.	Jones, R.	Richard
Geymann	Kleckley	Smiley
Guillory	LaBruzzo	Smith, G.
Guinn	Lambert	Templet

Total - 21

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

Motion to reconsider pending.

**Consent to Correct a Vote Record**

Rep. Little requested the House consent to correct his vote on final passage of House Bill No. 949 from yea to nay, which consent was unanimously granted.

**HOUSE BILL NO. 1307—**  
BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 42:5(D), relative to public comment at open meetings; to require a period of public comment for each item on a public agenda prior to the public body taking a vote on the item; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Gallot to Engrossed House Bill No. 1307 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 1, line 3, after "comment" delete the remainder of the line and at the beginning of line 4 delete "taking a vote on the item;" and insert in lieu thereof "at public meetings prior to a vote on any agenda item;"

AMENDMENT NO. 2

On page 1, line 11, after "shall," delete the remainder of the line and delete lines 12 and 13 in their entirety and at the beginning of line 14 delete "of each" and insert in lieu thereof "allow a public comment period at any point in the meeting prior to action on an"

AMENDMENT NO. 3

On page 1, at the end of line 15, change "periods." to "period."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	Montoucet
Anders	Gallot	Morris
Arnold	Gisclair	Norton
Badon, B.	Greene	Nowlin
Baldone	Hardy	Pearson
Barras	Harrison	Perry
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Brossett	Henry	Pugh
Burford	Hill	Richardson
Burns, H.	Howard	Richmond
Burns, T.	Jackson G.	Ritchie
Burrell	Johnson	Robideaux
Carmody	Jones, S.	Roy
Carter	Katz	Schroder
Champagne	Kleckley	Simon
Chandler	LaBruzzo	Smiley
Chaney	LaFonta	Smith, J.
Cortez	Lambert	Smith, P.
Cromer	Landry	St. Germain
Danahay	LeBas	Stiaes
Dixon	Leger	Talbot
Doerge	Ligi	Thibaut
Dove	Little	Thierry
Downs	Lopinto	Waddell
Edwards	Lorusso	White
Ellington	McVea	Williams
Fannin	Mills	Willmott
Foil	Monica	Wooton

Total - 87

**NAYS**

Total - 0

**ABSENT**

Abramson	Guillory	Jones, R.
Armes	Guinn	Richard
Aubert	Hines	Smith, G.
Badon, A.	Hoffmann	Templet
Connick	Hutter	
Geymann	Jackson M.	

Total - 16

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 1465 (Substitute for House Bill No. 763 by Representative Gary Smith)—**  
BY REPRESENTATIVE GARY SMITH  
AN ACT

To amend and reenact R.S. 9:4802(G)(2), relative to notices under the Private Works Act; to require notice of a lien under certain circumstances; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Henderson gave notice of Rep. Hutter's intention to call House Bill No. 1213 from the calendar on Wednesday, May 12, 2010.

**Privileged Report of the Committee on Enrollment**

May 7, 2010

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. 61—**  
BY REPRESENTATIVE BURRELL  
A RESOLUTION

To express sincere and heartfelt condolences upon the death of James Washington, Sr.

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.

**Leave of Absence**

Rep. Hoffmann - 1 day

**Adjournment**

On motion of Rep. Billiot, at 11:00 A.M., the House agreed to adjourn until Monday, May 10, 2010, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 10, 2010.

ALFRED W. SPEER  
Clerk of the House