

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES

OF THE
STATE OF LOUISIANA

THIRTY-THIRD 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

Monday, May 24, 2010

The House of Representatives was called to order at 2:00 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Fannin
Foil
Total - 97

McVea
Mills

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

Prayer

Prayer was offered by Dr. Ken Ward.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Brossett, the Journal of May 20, 2010, was adopted.

**Introduction of Resolutions,
House and House Concurrent**

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

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE FOIL AND SENATOR CLAITOR
A CONCURRENT RESOLUTION

To commend Kleinpeter Farms Dairy for its contributions to Louisiana's economy, its environmental stewardship, and its community service.

Read by title.

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

Ordered to the Senate.

**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. 182—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To direct the disaster recovery unit of the office of community development in the division of administration to allocate funding from their Fiscal Year 2010-2011 appropriation to the South Louisiana Economic Council (SLEC) in the amount of \$300,000.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 183—
BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To direct the disaster recovery unit of the office of community development in the division of administration to allocate funding from their Fiscal Year 2010-2011 appropriation to the Terrebonne Parish Consolidated Government for certain projects in Terrebonne Parish.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 184—

BY REPRESENTATIVE MICHAEL JACKSON

A CONCURRENT RESOLUTION

To direct the Department of Environmental Quality and the Department of Transportation and Development to study the feasibility of using buses fueled by compressed natural gas in mass transit applications and report their findings and recommendations to the House Committee on Transportation, Highways and Public Works and the House Committee on Natural Resources and Environment prior to December 31, 2010.

Read by title.

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

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. 16—

BY SENATOR APPEL

AN ACT

To repeal Chapter 48 of Title 34 of the Louisiana Revised Statutes of 1950, comprised of R.S. 34:3471 through 3486, relative to the Millennium Port Authority; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 274—

BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 11:701(introductory paragraph), (11), and (33)(b)(i), 728(A)(4), (C)(1)(a) and (b)(ii) and (iii) and (2) and 17:3997(A)(2) and (3), to enact R.S. 11:701(33)(d) and (e) and 728(G), and to repeal R.S. 11:701(33)(a)(xii), relative to the Teachers' Retirement System of Louisiana; to provide for definitions; to provide that membership in such system includes certain charter school employees; to provide for purchase of service credit; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 284—

BY SENATOR MARTINY

AN ACT

To enact Code of Civil Procedure Article 2542, relative to foreign defamation judgments; to provide the grounds for the recognition of foreign defamation judgments; to provide for jurisdiction; to provide definitions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 308—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 49:953(B)(1) and 968(B)(13) and R.S. 56:5(C) and 6(28), to enact R.S. 49:953(B)(5), and to repeal R.S. 49:967(D), relative to the Wildlife and Fisheries

Commission; to provide legislative oversight of certain rules and regulations; to require the commission to adopt rules and regulations in accordance with the Administrative Procedure Act; to authorize certain emergency rule procedures; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources and Environment.

SENATE BILL NO. 356—

BY SENATOR MORRELL

AN ACT

To enact R.S. 33:2590, relative to New Orleans; to provide with respect to the public meetings of the New Orleans Civil Service Commission; 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. 357—

BY SENATOR MORRELL

AN ACT

To enact R.S. 33:2590.1, relative to Orleans Parish; to provide relative to promotional exams given by the New Orleans Civil Service Commission; 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. 460—

BY SENATOR MARTINY

AN ACT

To enact Chapter 1 of Code Title I of Code Book IV of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:6000, relative to the application of foreign laws; to provide for definitions; to provide for legislative findings; to prohibit the enforcement of foreign laws under certain circumstances; to provide for applicability to certain persons; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 478—

BY SENATOR N. GAUTREAUX

AN ACT

To amend and reenact R.S. 4:165(A)(1) and (2) and (B)(1) and (2), relative to certain horse racing purses and breeders' awards; to provide with respect to monies allocated for purses and breeders' awards; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 505—

BY SENATOR JACKSON

AN ACT

To enact Chapter 20-F of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3046 through 3046.2, relative to need-based financial assistance for students enrolled in Louisiana colleges and universities; to statutorily create the

Louisiana GO Grant program; to provide with respect to eligible colleges and universities; to provide for eligibility requirements for student participation in the program; to provide for program rules and administration; 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. 509—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 17:1970.27(A) and to enact R.S. 17:1968.1 and to repeal R.S. 17:1969, relative to funding for the Louisiana School for Math, Science, and the Arts and the New Orleans Center for the Creative Arts; to provide for the inclusion of the schools in the minimum foundation program formula; to provide for the allocation of minimum foundation program funds attributable to such inclusion; to provide relative to appropriations from the state general fund; to provide relative to the

Read by title.

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

SENATE BILL NO. 534—

BY SENATOR HEBERT

AN ACT

To amend and reenact R. S. 56:109(C) and to enact R.S. 56:1691, relative to possession of firearms; to allow the possession of firearms on certain state lands; to provide terms and conditions; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 559—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 56:1681(A)(2)(d), relative to the State Parks and Recreation Commission; to provide for the membership of the commission; 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. 565—

BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 47:302.2(A), (B), and (C)(1)(a), (d), and (f)(i) and (ii) and 332.6, relative to certain collections in the city of Shreveport; to provide for the use of monies in the Shreveport Riverfront and Convention Center and Independence Stadium Fund; to correct the names of certain entities receiving allocations from the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 615—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 18:49.1(C), 1461, 1462, 1463(F), 1465(B), 1467, and 1468(C) and to enact R. S. 18:49.1(D), 1459, 1461.2, 1461.3, 1461.4, 1461.5, 1461.6, 1461.7 and 1461.8, and to repeal R.S. 14:118(A)(1)(b), 119, and 352 and R.S. 18:1300.6, relative to the election code; to provide relative to certain election offenses; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 624—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 51:2366, relative to economic development; to provide for the Louisiana Mega Project Energy Assistance Rebate; to provide for the businesses eligible for such rebate; to provide for the amount of such rebate; to provide certain authority to the secretary of the Department of Economic Development and the Department of Revenue; and to provide for a penalty for failure to file certain reports; 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. 646—

BY SENATOR HEBERT

AN ACT

To enact R.S. 33:1236.29, relative to municipalities and parishes; to authorize a pilot program for certain parishes; to provide excavation equipment to parish residents for drainage maintenance and improvement; to provide for criteria for such agreement; to provide for limitation of liability; to provide for program effective and termination dates; 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. 688—

BY SENATOR MORRELL

AN ACT

To enact R.S. 17:1990(I), relative to the Recovery School District; to provide for the creation of community advisory boards for certain schools within the district located in Orleans Parish; to provide relative to the membership, duties, and functions of such boards; 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. 693—

BY SENATOR MORRISH

AN ACT

To enact R.S. 38:291(AA) and 329.5, relative to levee districts; to create the Chenier Plain Coastal Restoration and Protection Authority; to provide for its boundaries and membership; to provide for the powers, functions and duties of the board of commissioners; to provide terms, conditions, and requirements; and to provide for related matters.

Read by title.

Page 4 HOUSE

33rd Day's Proceedings - May 24, 2010

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

SENATE BILL NO. 707—
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 47:342(3), relative to the occupational license tax; to define contractor for purposes of the occupational license tax in certain parishes; 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. 718—
BY SENATOR MORRISH

AN ACT

To enact R.S. 32:387.19, relative to special permits; to authorize issuance of special permits for one-way hauls of bagged rice for export within a sixty-mile radius of the Port of Lake Charles; to authorize the Department of Transportation and Development to promulgate rules and regulations; to provide for limitations; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 724—
BY SENATOR N. GAUTREAU

AN ACT

To amend and reenact R.S. 41:642(A)(2), relative to sixteenth section and school board indemnity lands; to provide for revenues generated by certain sixteenth section and school board indemnity lands; to provide terms and conditions; 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. 736—
BY SENATOR DORSEY

AN ACT

To amend and reenact Code of Criminal Procedure Article 876 and to enact Children's Code Article 857(D), relative to criminal procedure; to provide for sentencing of adults for certain crimes committed as a child; to provide for certain adults charged for crimes committed as a child; to provide for requirements of sentencing; to provide for terms, conditions, and procedures; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Administration of Criminal Justice.

SENATE BILL NO. 743—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 24:973.1(B)(1) and (2), (D), and (E)(5), relative to the Legislative Youth Advisory Council; to provide for membership and terms; to provide for the selection of members nominated for membership by certain school clubs and community organizations; to provide relative to the selection process; to provide for submission of an annual report; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 744—
BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 17:3096(G), relative to monies in certain qualified tuition programs and civil procedure; to exempt certain funds from attachment, levy, garnishment, or legal process; to provide terms and conditions; 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. 749—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 24:653(H)(2), relative to the Joint Legislative Committee on the Budget; to provide for the review of certain negotiations, compromises or settlements by the Litigation Subcommittee of the Joint Legislative Committee on the Budget; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 752—
BY SENATOR LONG

AN ACT

To enact Chapter 17-F of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:1800.21 through 1800.35, relative to the creation of a nonprofit corporation; to provide for the financing and leasing of centers of excellence; to provide for its board of directors; to authorize the lease and sublease of the facilities; to authorize the issuance of bonds and certificates of participation; to empower the nonprofit corporation, the Louisiana Community and Technical College System and the state to take such other actions or enter into such other agreements as may be necessary and appropriate to carry out its responsibilities; 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. 767—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 32:266(B), relative to traffic offenses; to provide relative to the disposition of fines for exceeding the posted speed limit on an interstate highway; to change the name of the "Louisiana Highway Safety Commission Fund"; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 792 (Substitute for Senate Bill No. 136 by Senator Morrish)—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:2134(B)(3)(d), R.S. 40:1421, the introductory paragraph of 1422(A), 1422(C), the introductory paragraph of 1427, 1427(1) and (3), 1428(A)(1) and (4)(a) and (C), and 1429, relative to the insurance fraud investigation unit

within the Department of Public Safety and Corrections, public safety services, office of state police; to provide for definitions; to provide for powers and duties of the unit; to provide for reporting; to provide relative to the Insurance Fraud Investigation Fund; to extend the termination date of the unit; and to provide for related matters.

Read by title.

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

House and House Concurrent Resolutions Reported by Committee

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE RESOLUTION NO. 80—
BY REPRESENTATIVE CHANDLER
A RESOLUTION

To direct the Louisiana State Uniform Construction Code Council to report to the House Committee on Commerce a list of all changes made to the state uniform construction code since it was originally enacted by Act No. 12 of the 2005 1st Extraordinary Session of the Legislature of Louisiana.

Read by title.

Reported favorably by the Committee on Commerce.

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

HOUSE CONCURRENT RESOLUTION NO. 103—
BY REPRESENTATIVE MICHAEL JACKSON
A CONCURRENT RESOLUTION

To urge and request the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs to meet and consider the impact of potential changes in the amount of the individual income tax deduction for excess federal itemized deductions.

Read by title.

Reported by substitute by the Committee on Ways and Means.

The substitute was read by title as follows:

HOUSE CONCURRENT RESOLUTION NO. 187 (Substitute for House Concurrent Resolution No. 103 by Representative Michael Jackson)—
BY REPRESENTATIVE MICHAEL JACKSON
A CONCURRENT RESOLUTION

To urge and request the House Committee on Ways and Means and Senate Committee on Revenue and Fiscal Affairs to meet and review the goals and purposes of various state tax exemptions, credits, and deductions.

Read by title.

On motion of Rep. Greene, the substitute was adopted and became House Concurrent Resolution No. 187 by Rep. Michael Jackson, on behalf of the Committee on Ways and Means, as a substitute for House Concurrent Resolution No. 103 by Rep. Michael Jackson.

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

Senate Concurrent Resolutions Reported by Committee

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

SENATE CONCURRENT RESOLUTION NO. 3—
BY SENATOR ALARIO
A CONCURRENT RESOLUTION

To urge and request the Commission on Intergovernmental Relations to study tax sales law and procedure in Louisiana and throughout the United States.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

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. 607—
BY REPRESENTATIVE ROY
AN ACT

To enact R.S. 6:333(A)(13) and (F)(17), relative to adult protective services; to provide for a definition; to authorize banks and their affiliates to report certain suspected crimes to enforcement agencies; and to provide for relative matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Engrossed House Bill No. 607 by Representative Roy

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line in its entirety and delete lines 3 through 6 in their entirety and insert in lieu thereof the following:

"enact R.S. 6:333(A)(13) and (F)(17), relative to adult protective services; to provide for a definition; to authorize banks and their affiliates to report certain suspected crimes to enforcement agencies; and to"

AMENDMENT NO. 2

On page 1, delete lines 9 through 19 in their entirety and on page 2, delete lines 1 through 24 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 6:333(A)(13) and (F)(17) are hereby enacted to read as follows:

"§333. Disclosure of financial records; reimbursement of costs

A. As used in this Section:

* * *

(13) "Adult protective agency" means any of the following:

(a) The office of elderly affairs within the office of the governor.

(b) The office of aging and adult services within the Department of Health and Hospitals.

* * *

F. The following disclosures by a bank or any affiliate are hereby specifically authorized and, except as otherwise provided in this Subsection, nothing in this Section shall prohibit, restrict, or otherwise apply to:

* * *

(17) The disclosure by a bank or any affiliate of information related to any suspected crime against a bank customer, including but not limited to any suspected abuse, exploitation, or financial crime, to any local or state law enforcement agency or adult protective agency. Such a disclosure of information to law enforcement agencies or adult protective agencies shall be limited to the name of the customer, the account involved, and the nature of the suspected abuse, exploitation, or financial crime against the customer.

* * *"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 981—
BY REPRESENTATIVE GIROD JACKSON
AN ACT

To enact R.S. 51:933, relative to economic development; to require any business that receives a monetary incentive from the state to secure its presence in this state to enter into a cooperative endeavor agreement with the state; to provide for the minimum content of the cooperative endeavor agreement; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 981 by Representative Girod Jackson

AMENDMENT NO. 1

On page 1, delete lines 14 through 18 and insert in lieu thereof the following:

"(1) An agreement with a nongovernmental entity for economic development purposes shall contain the specific goals sought to be achieved by the nongovernmental entity and methods for reimbursement to the state if those goals are not met. Further, a nongovernmental entity, other than one participating in a business incubator program, Quality Jobs Program, or Enterprise Zone Program, which defaults on the agreement, breaches the terms of the agreement, ceases to do business, or ceases to do business in Louisiana, shall be required to repay the state, and the agreement shall set out the terms of the repayment.

(2) An agreement based on a legislative appropriation to a public or quasi-public agency or entity which is not a state budget unit shall include a comprehensive budget, provided to the agency and the legislative auditor, showing all anticipated uses of the appropriation, an estimate of the duration of the project, and a plan showing specific goals and objectives, including measures of performance. Specific goals set forth shall include goals for utilizing Louisiana Hudson Initiative and Veteran Initiative certified companies.

(3) All agreements shall contain a plan to monitor compliance with the terms of the agreement, assigning a particular person within the Department of Economic Development to be responsible for monitoring the agreement. Written reports shall be provided to the Department of Economic Development at least every six months concerning the use of funds and the specific goals and objectives for the use of the funds."

AMENDMENT NO. 2

On page 2, delete lines 1 through 17

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1388—
BY REPRESENTATIVE LAFONTA
AN ACT

To amend and reenact R.S. 37:3273(B) and to enact R.S. 37:3272(A)(20) and (21) and 3286(E), relative to private security; to define part-time event security employee; to define special event; to provide for membership on the Louisiana State Board of Private Security Examiners; to authorize a maximum fee charged to businesses that employ part-time event security employees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1388 by Representative LaFonta

AMENDMENT NO. 1

On page 1, line 5, change "prohibit the charging of additional fees on" to "authorize a maximum fee charged to"

AMENDMENT NO. 2

On page 3, line 1, change "No additional fees shall" to "An additional fee of not more than twenty dollars may"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1423—BY REPRESENTATIVE HUTTER
AN ACT

To enact R.S. 9:1121.104, relative to condominiums; to provide for attorney fees in certain circumstances; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1423 by Representative Hutter

AMENDMENT NO. 1

On page 1, line 8, after "event the" insert "actions or inactions by the" and change "causes" to "cause"

AMENDMENT NO. 2

On page 1, delete line 9 in its entirety and insert in lieu thereof "element of a unit or portion of a unit which falls under the responsibility of the unit owner, the association of unit owners may be responsible for the payment of any condominium repairs and the court costs and"

AMENDMENT NO. 3

On page 1, line 10, after "individual" insert "unit"

AMENDMENT NO. 4

On page 1, line 11, after "individual" insert "unit"

AMENDMENT NO. 5

On page 1, line 13, change "have no effect" to "be prohibited"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1488 (Substitute for House Bill No. 532 by Representative Lorusso)—BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact R.S. 24:513(A)(1)(b)(iv), relative to not-for-profit organizations; to provide relative to the powers and duties of the legislative auditor; to provide for definitions; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1489 (Substitute for House Bill No. 1151 by Representative Johnson)—BY REPRESENTATIVE JOHNSON
AN ACT

To enact R.S. 32:1264.1, relative to the distribution and sale of motor vehicles; to require that a notice regarding recalls be given to a prospective buyer prior to the purchase of a motor vehicle; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 9—BY SENATOR B. GAUTREAUX
AN ACT

To amend and reenact R.S. 32:300.5(C)(4) and R.S. 32:300.7(D), relative to texting while driving a motor vehicle; to provide for the use of certain wireless telecommunications devices for text messaging; to change the violation to a primary offense; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 9 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 1, line 7, following "(4)" delete "is" and insert "and R.S. 32:300.7(D) are"

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

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

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

SENATE BILL NO. 20—BY SENATOR MURRAY AND REPRESENTATIVE STIAES
AN ACT

To amend and reenact R.S. 47:1703(E), relative to ad valorem property tax exemptions and assessments; to authorize an extension of the homestead exemption or a special assessment level on property damaged or destroyed in certain disasters or emergencies and provide for claiming the extension; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 27—BY SENATORS N. GAUTREAUX, ADLEY, MARIONNEAUX, MURRAY, RISER AND SHAW
AN ACT

To enact R.S. 32:861.1, relative to motor vehicles and security; to exempt the registered owner of a motor vehicle who is a

Page 8 HOUSE

33rd Day's Proceedings - May 24, 2010

member of the armed services from the duty to maintain liability security while on active duty overseas; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 43—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 47:1903.2, relative to the Orleans Parish assessor; to provide for the transfer of certain assets, records, and rights of the Board of Assessors of Orleans Parish to the Orleans Parish assessor; to provide that the Orleans Parish assessor shall be responsible for all assets and debts of the Board of Assessors of Orleans Parish; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 63—

BY SENATOR AMEDEE AND REPRESENTATIVES LAMBERT AND AUBERT

AN ACT

To request the Department of Transportation and Development to study the feasibility of a West Bank Turnpike; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 93—

BY SENATOR MURRAY

AN ACT

To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to provide for the establishment and issuance of the "Masonic Blue Lodge" plate; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 104—

BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 38:326(A) and (C), relative to police officers of a levee district and a levee and drainage district; to provide relative to the special officer commission; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 130—

BY SENATOR MORRELL

AN ACT

To enact R.S. 46:236.1.5(D) and Chapter 13-D of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1441 through 1449, relative to child support; to provide relative to the collection of child support through private party child support collection agencies; to provide for definitions; to provide for the regulation of services of private party child support collection agencies; to provide relative to prohibited practices and penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 130 by Senator Morrell

AMENDMENT NO. 1

On page 1, line 2, change "13-D" to "13-B"

AMENDMENT NO. 2

On page 1, line 3, change "1449" to "1448"

AMENDMENT NO. 3

On page 2, line 1, change "1449" to "1448"

AMENDMENT NO. 4

On page 3, delete lines 3 through 5 in their entirety and insert the following:

"(7) "Obligor" means a resident of this state required to pay child support in accordance with an order of support issued by a court or other tribunal."

AMENDMENT NO. 5

On page 3, line 13, delete "a fee or" and at the beginning of line 14, delete "other"

AMENDMENT NO. 6

On page 3, delete lines 21 through 23 in their entirety and insert the following:

"he is not employed by a private child support collection agency or does not derive a substantial portion of business from the"

AMENDMENT NO. 7

On page 3, at the end of line 24, change "Subitem" to "Section"

AMENDMENT NO. 8

On page 3, line 27, delete "for other individuals"

AMENDMENT NO. 9

On page 4, line 3, change "under the" to "in accordance with"

AMENDMENT NO. 10

On page 4, line 4, change "order of a court" to "a court order"

AMENDMENT NO. 11

On page 4, line 6, change "Department of Social Services" to "department"

AMENDMENT NO. 12

On page 4, line 14, delete "to whom" and at the beginning of line 15, delete "the payment is owed"

AMENDMENT NO. 13

On page 4, line 17, change "intending to provide" to "providing"

AMENDMENT NO. 14

On page 4, line 18, change "collect" to "collecting"

AMENDMENT NO. 15

On page 4, line 19, after "shall" insert "comply with the following"

AMENDMENT NO. 16

On page 4, line 21, change "requested by the secretary of state, including but not limited to" to "requested, including"

AMENDMENT NO. 17

On page 4, line 22, after "agency" insert a comma "," and delete "and" and at the end of the line, delete "for such entity"

AMENDMENT NO. 18

On page 4, at the end of line 23, insert a period "." and delete line 24 in its entirety

AMENDMENT NO. 19

On page 4, line 25, after "(2)" delete the remainder of the line and insert "Submit to the state treasurer not later than 4:30 p.m. on the fifth business day after registering with the secretary of state all of the following:"

AMENDMENT NO. 20

On page 5, line 13, after "form" insert a period "." and delete the remainder of the line

AMENDMENT NO. 21

On page 5, delete line 14 and insert "The contract shall include all of the following:"

AMENDMENT NO. 22

On page 5, line 16, after "provided" insert a period "." and delete the remainder of the line

AMENDMENT NO. 23

On page 5, at the end of line 17, delete "by the" and at the beginning of line 18, delete "public child support collection agency"

AMENDMENT NO. 24

On page 5, line 19, after "collected" insert a period "." and delete the remainder of the line and delete line 20 in its entirety

AMENDMENT NO. 25

On page 5, line 22, change "could" to "may"

AMENDMENT NO. 26

On page 5, line 29, change "that a private child support" to "the"

AMENDMENT NO. 27

On page 6, delete line 1 and insert "to refund any improperly retained fee."

AMENDMENT NO. 28

On page 6, line 7, after "agency" insert a period "." and delete the remainder of the line and delete line 8 in its entirety

AMENDMENT NO. 29

On page 6, delete lines 16 through 18, and insert the following:

"(10) A statement that the obligee may continue to receive or pursue support enforcement services through the department and the collection agency may not prohibit this in any way."

AMENDMENT NO. 30

On page 6, line 26, delete "private child support"

AMENDMENT NO. 31

On page 7, line 3, after "collected" insert a period "." and delete the remainder of the line

AMENDMENT NO. 32

On page 7, delete lines 4 through 9 in their entirety

AMENDMENT NO. 33

On page 7, delete line 11 and insert "include any of the following:"

AMENDMENT NO. 34

On page 7, delete lines 12 through 20 and insert the following:

"(1) A requirement that the obligee waive the right to pursue any civil or criminal matter, agree to resolve disputes in a jurisdiction other than the obligee's, or agree to the application of laws other than those of the residence of the obligee. Any waiver, including an agreement to arbitrate or a choice of forum or law, required as a condition of doing business with the collection agency shall be presumed against public policy and unenforceable."

AMENDMENT NO. 35

On page 7, delete line 27 and insert "(3) A requirement that the obligee not pursue a child"

Page 10 HOUSE

33rd Day's Proceedings - May 24, 2010

AMENDMENT NO. 36

On page 8, delete lines 2 through 7 and insert the following:

"(4) A requirement that the obligee waive his right to review and consent to any modification of the contract.

(5) A prohibition against termination of the contract for the collection of child support payments until the arrears are paid.

(6) A requirement that the obligee waive his right to accept a settlement offer."

AMENDMENT NO. 37

On page 8, line 11, after "D." and before "In" insert "The provisions of this Subsection shall be attached to the contract as an addendum, in at least ten-point font, and be signed and dated by the obligee."

AMENDMENT NO. 38

On page 8, line 12, delete "between a private child support collection agency and"

AMENDMENT NO. 39

On page 8, delete line 13 and insert "it shall be cancelled or terminated if any of the following:"

AMENDMENT NO. 40

On page 8, line 18, delete "private child support"

AMENDMENT NO. 41

On page 8, at the beginning of line 23, before "A" insert "A," and after "shall" and before the colon ":" insert "comply with all of the following"

AMENDMENT NO. 42

On page 8, delete lines 24 through 26 and insert the following:

"(1) Enter into a written contract with the obligee, as provided in R.S. 51:1444, before providing support enforcement services."

AMENDMENT NO. 43

On page 8, line 29, delete "with him that the"

AMENDMENT NO. 44

On page 9, delete lines 1 and 2 and insert "that he is not obligated to hire a collection agency to collect child support."

AMENDMENT NO. 45

On page 9, line 4, delete "to the obligee"

AMENDMENT NO. 46

On page 9, at the end of line 5, delete "as child support or" and at the beginning of line 6, delete "arrearages"

AMENDMENT NO. 47

On page 9, line 7, delete "by the collection agency"

AMENDMENT NO. 48

On page 9, delete lines 9 through 21 and insert the following:

"(a) The name of the obligor and any other identifying information.

(b) The amount of support collected.

(c) The date each amount was received.

(d) The date each amount received was forwarded to the obligee.

(e) The amount of each payment forwarded to the obligee.

(f) The source of payment and the actions taken by the collection agency which resulted in the payment."

AMENDMENT NO. 49

On page 9, line 22, change "kept" to "retained" and delete "private"

AMENDMENT NO. 50

On page 9, at the beginning of line 23, delete "child support"

AMENDMENT NO. 51

On page 9, line 25, change the period "." to a comma "," and change "This" to "excluding"

AMENDMENT NO. 52

On page 9, line 26, delete "provision shall not apply to"

AMENDMENT NO. 53

On page 9, delete lines 28 and 29 and insert "(5) Forward"

AMENDMENT NO. 54

On page 10, line 3, delete the period "." and delete "The records required under this Section shall be maintained by the" and on line 4, delete "private child support collection agency"

AMENDMENT NO. 55

On page 10, delete lines 6 and 7, and insert "of the contract, the collection agency shall maintain all of the following:"

AMENDMENT NO. 56

On page 10, line 9, delete "private child support"

AMENDMENT NO. 57

On page 10, line 10, delete "private child support"

AMENDMENT NO. 58

On page 10, line 15, delete "private child support"

AMENDMENT NO. 59

On page 10, delete lines 18 through 20 and insert the following:

"the disclosure of information pertaining to the obligee or obligor, including protections for records maintained"

AMENDMENT NO. 60

On page 10, line 22, delete "private child support"

AMENDMENT NO. 61

On page 10, line 24, delete "private child support"

AMENDMENT NO. 62

On page 10, delete lines 25 and 26 and insert "agency as provided in this Paragraph. The obligee shall be"

AMENDMENT NO. 63

On page 10, line 28, delete "private child support"

AMENDMENT NO. 64

On page 11, line 1, delete "private child support"

AMENDMENT NO. 65

On page 11, line 2, delete "private child support"

AMENDMENT NO. 66

On page 11, at the beginning of line 11, change "(11)" to "B."

AMENDMENT NO. 67

On page 11, delete lines 13 through 16 in their entirety and insert the following:

"attorney contracting with an obligee to provide child support collection services for compensation shall comply with all provisions governing attorney conduct."

AMENDMENT NO. 68

On page 11, at the beginning of line 19, insert "A."

AMENDMENT NO. 69

On page 11, at the end of line 20, delete the colon ":" and insert "obtain from the obligee all of the following:" and delete line 21 in its entirety

AMENDMENT NO. 70

On page 11, at the beginning of line 22, change "(a)" to "(1)"

AMENDMENT NO. 71

On page 11, at the beginning of line 23, change "(b)" to "(2)"

AMENDMENT NO. 72

On page 11, at the beginning of line 25, change "(c)" to "(3)"

AMENDMENT NO. 73

On page 11, line 26, after "owed" insert a period "." and delete the remainder of the line and delete line 27 in its entirety

AMENDMENT NO. 74

On page 11, at the beginning of line 28, change "(d)" to "(4)"

AMENDMENT NO. 75

On page 12, delete lines 2 through 4, and insert the following:

"B. In addition to Subsection A of this Section, before commencing support enforcement services, the collection agency shall send the obligor a written notice no later than five days after the obligee and collection agency sign a contract. The notice shall include all of the following:"

AMENDMENT NO. 76

On page 12, at the beginning of line 5, change "(i)" to "(1)"

AMENDMENT NO. 77

On page 12, at the beginning of line 6, change "(ii)" to "(2)"

AMENDMENT NO. 78

On page 12, delete line 8 and insert "the current child support owed by the obligor."

AMENDMENT NO. 79

On page 12, at the beginning of line 9, change "(iii)" to "(3)"

AMENDMENT NO. 80

On page 12, line 11, delete "pursuant to this Paragraph"

AMENDMENT NO. 81

On page 12, delete lines 14 through 22 and insert the following:

"(4) A statement that if the obligor provides written notice to the collection agency within the time period in Paragraph (3) of this Subsection, disputing the existence or amount of the child support obligation or arrears, the collection agency shall cease efforts to collect the support until it obtains and mails to the obligor written verification of the existence or amount of the obligation."

AMENDMENT NO. 82

On page 12, at the beginning of line 23, change "(v)" to "(5)"

AMENDMENT NO. 83

On page 12, delete line 26 and insert "C. A statement in accordance with Subsection B(4)"

AMENDMENT NO. 84

On page 13, at the beginning of line 2, change "(3)" to "(D)"

AMENDMENT NO. 85

On page 13, line 3, delete "pursuant to Item (2)(a)(iii) of this Section"

AMENDMENT NO. 86

On page 13, delete lines 5 through 29 in their entirety and insert the following:

"§1447. Prohibited acts

A. A private child support collection agency providing support enforcement services to an obligee in this state or collecting support or arrears from an obligor shall not engage in any act which violates any provision of the Fair Debt Collection Practices Act, 15 U.S.C. 1692 et seq., or the Federal Trade Commission Act, 15 U.S.C. 42 et seq.

§1448. Civil penalties

A. When a private child support collection agency is found by a court to have violated the provisions of R.S. 51:1443, the court shall award to the state a civil penalty not to exceed ten thousand dollars.

B. A collection agency found by a court to have violated any of the provisions of R.S. 51:1444 through 1447 shall be ordered to pay to the plaintiff a civil penalty not to exceed five thousand dollars per violation and reasonable attorney fees, expenses, and court costs.

C. The civil penalties provided in this Section shall be cumulative to each other and any other provision of law."

AMENDMENT NO. 87

Delete pages 14 through 19 in their entirety

AMENDMENT NO. 88

On page 20, delete lines 1 through 24 in their entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 130 by Senator Morrell

AMENDMENT NO. 1

In House Committee Amendment No. 23 proposed by the House Committee on Civil Law and Procedure on page 2 line 30 change "public" to "private"

AMENDMENT NO. 2

In House Committee Amendment No. 29 proposed by the House Committee on Civil Law and Procedure on page 3 line 11 change "lines 16 through 18" to "lines 16 through 19"

AMENDMENT NO. 3

In House Committee Amendment No. 81 proposed by the House Committee on Civil Law and Procedure on page 7 line 29 following "period" and before "in" insert "provided"

AMENDMENT NO. 4

In House Committee Amendment No. 83 proposed by the House Committee on Civil Law and Procedure on page 8 line 4 following "with" change "Subsection" to "Paragraph"

AMENDMENT NO. 5

On page 11, line 5, following "this" change "Section" to "Subsection"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 206—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 47:463.24(D), relative to special license plates for retired law officers; to provide for eligibility; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 217—
BY SENATOR CLAITOR

AN ACT

To amend and reenact Part V of Chapter 2 of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2337.1 through 2337.10, relative to the Uniform Prudent Management of Institutional Funds; to provide for a new title for Part V; to provide for definitions for Part V; to provide for the standard of conduct in managing and investing an institutional fund; to provide for the appropriation for expenditure or the accumulation of an endowment fund; to provide for the rules of construction; to provide for the delegation of management and investment functions; to provide for the release or modification of restrictions on management, investment, or purpose of an institutional fund; to provide for reviewing compliance; to provide for the application of this Part upon existing institutional funds; to provide for the relationship of this Part to the Electronic Signatures in Global and National Commerce Act; to provide for the uniformity of application and construction of this Part; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 218—
BY SENATOR APPEL

AN ACT

To enact R.S. 9:4815, relative to the Private Works Act; to provide for the escrow of funds due under certain contracts; to provide for the duties of an escrow agent; to provide for the release of funds from escrow; to provide for exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 218 by Senator Appel

AMENDMENT NO. 1

On page 1, line 4, after "exceptions;" and before "and" insert "to provide for a limitation of liability;"

AMENDMENT NO. 2

On page 3, at the end of line 9, change the colon ":" to a comma "," and insert "the following shall occur:"

AMENDMENT NO. 3

On page 3, line 14, change "or arbitrators who have" to "who has"

AMENDMENT NO. 4

On page 3, line 16, delete "or arbitrators"

AMENDMENT NO. 5

On page 3, at the end of line 17, delete "or" and at the beginning of line 18, delete "arbitrators"

AMENDMENT NO. 6

On page 3, line 24, change "Further, neither" to "Neither"

AMENDMENT NO. 7

On page 3, line 25, after "shall" and before "be" delete "not"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 229—
BY SENATOR MARTINY

AN ACT

To amend and reenact Code of Evidence Art. 902(1), relative to self-authentication; to provide relative to electronically generated documents under seal; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed Senate Bill No. 229 by Senator Martiny

AMENDMENT NO. 1

On page 1, line 2, change "Art." to "Article"

AMENDMENT NO. 2

On page 1, line 6, change "Art." to "Article"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 236—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 9:335(A)(2)(b), relative to divorce and joint custody of children; to provide relative to a joint custody decree and physical custody of children; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 261—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 48:1805(B)(2), relative to the Zachary Taylor Parkway Commission; to provide relative to the term a member appointed to the commission may serve; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 281—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 9:951(A), 952(B)(1) and (3) and 954, and to enact R.S. 9:951(C), relative to provisional custody by mandate; to extend to grandparents with custody the right to confer the power of provisional custody by mandate for the care, custody, and control of a minor child; to provide for exceptions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 320—
BY SENATOR QUINN

AN ACT

To amend and reenact Subpart E of Part III of Chapter 1 of Code Title V of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, presently comprised of R.S. 9:355.1 through 355.17, to be comprised of R.S. 9:355.1 through 355.19, relative to the relocation of the residence of a child; to provide for definitions; to provide for applicability; to provide for the proposal of relocation; to provide for notice; to provide for an

objection; to provide for the limitation on an objection to relocation by non-parents; to provide for the failure to object; to provide for court authorization to relocate; to provide for a temporary order; to provide for the priority for hearings; to provide for factors to determine relocation; to provide for the appointment of a mental health expert; to provide for the burden of proof; to provide for a modification of custody; to provide for the posting of security; to provide for sanctions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 320 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 3, delete "presently"

AMENDMENT NO. 2

On page 1, line 16, delete "presently"

AMENDMENT NO. 3

On page 3, line 22, after "residence" and before "is" insert "of a child"

AMENDMENT NO. 4

On page 3, line 26, delete "of the residence of the child"

AMENDMENT NO. 5

On page 3, line 27, delete "that a provision of"

AMENDMENT NO. 6

On page 3, line 28, change "that governs" to "which govern"

AMENDMENT NO. 7

On page 3, line 29, delete "of the child"

AMENDMENT NO. 8

On page 4, line 1, change "persons" to "person" and after "notice" and before "and" delete "of"

AMENDMENT NO. 9

On page 4, at the beginning of line 2, change "persons" to "person"

AMENDMENT NO. 10

On page 4, line 3, change "that child's principal residence" to "the principal residence of the child"

AMENDMENT NO. 11

On page 5, line 7, delete "however,"

AMENDMENT NO. 12

On page 6, line 7, change "child's principal residence" to "the principal residence of the child"

AMENDMENT NO. 13

On page 6, line 27, after "date" and before "the" delete "that"

AMENDMENT NO. 14

On page 7, line 11, after "and" and before "the" delete "that"

AMENDMENT NO. 15

On page 7, line 29, delete "who desires to relocate"

AMENDMENT NO. 16

On page 10, line 28, change "will" to "may"

AMENDMENT NO. 17

On page 11, line 6, change "such" to "the"

AMENDMENT NO. 18

On page 11, line 9, change "will" to "may"

AMENDMENT NO. 19

On page 11, line 10, change "will" to "may"

AMENDMENT NO. 20

On page 12, line 21, change "made in good faith and is" to "in good faith and"

AMENDMENT NO. 21

On page 14, delete lines 15 through 19 in their entirety and insert the following:

"Section 2. This Act shall not apply to any litigation pending on the effective date of this Act regarding custody of a child due to the relocation of a party; however this Act shall apply to any subsequent relocation after final disposition of that litigation."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 321—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 22:832(C)(1) and (7), relative to insurance premium tax; to provide for evidence of qualifying Louisiana investments which reduce such tax; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 322—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 9:392(A)(introductory paragraph), (7)(a) and (b), and (B) and 399.1, relative to paternity; to provide for acknowledgments of paternity; to provide terminology to include both parents; to provide for the inclusion of certain information; to provide for the dismissal of a paternity judgment; to provide for the burden of proof; to provide exceptions; to provide for genetic testings; to provide for the filing of tests results; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 323—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 46:236.1.2(B)(2), relative to family and child support programs; to provide relative to the access and visitation program; to provide relative to the Department of Social Services; to provide for the standing of attorneys affiliated with the access and visitation program; to authorize attorneys affiliated with the access and visitation program to appear in court for certain purposes; to provide for the obtaining and enforcing of a court order for visitation or child support; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 323 by Senator Quinn

AMENDMENT NO. 1

On page 1, line 14, change "B. (1)" to "B."

AMENDMENT NO. 2

On page 2, line 3, change "should" to "shall"

AMENDMENT NO. 3

On page 2, line 4, delete "or children"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 361—
BY SENATOR SMITH

AN ACT

To amend and reenact Civil Code Articles 538, 549, 553, 558, 567 through 569, 573 through 575, 577, 580, 581, 583, 584, 586 through 594, 601, 603, 604, 608, 613, 615, 616, 618 through 620, and 623 through 625, and to enact Civil Code Articles 568.1, 568.2, and 568.3, relative to usufruct; to provide for the continuous revision; to provide for the general principles; to provide for the capacity to receive; to provide for voting shares of stock; to provide for improvements and alterations; to provide for contracts affecting liability; to provide for disposition of nonconsumables; to provide for obligations and rights; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 361 by Senator Smith

AMENDMENT NO. 1

On page 1, line 5, after "revision" and before the semicolon ";" insert "of the Civil Code"

AMENDMENT NO. 2

On page 3, line 16, change "include, however," to "include"

AMENDMENT NO. 3

On page 3, at the end of line 18, insert "Donation and alienation"

AMENDMENT NO. 4

On page 3, line 25, after "the" and before "of" change "rules" to "provisions" and after "those" and before "subject" change "rules" to "provisions"

AMENDMENT NO. 5

On page 4, line 6, delete "Civil Code"

AMENDMENT NO. 6

On page 4, line 8, delete "Civil Code"

AMENDMENT NO. 7

On page 4, line 12, delete "Civil Code"

AMENDMENT NO. 8

On page 4, line 14, change "Article 568-B" to "Article 568.1"

AMENDMENT NO. 9

On page 4, at the end of line 21, insert "Right to lease"

AMENDMENT NO. 10

On page 4, at the end of line 27, insert "Requirement to remove encumbrance"

Page 16 HOUSE

33rd Day's Proceedings - May 24, 2010

AMENDMENT NO. 11

On page 4, delete lines 31 through 40 in their entirety

AMENDMENT NO. 12

On page 6, at the beginning of line 15, delete "thereof"

AMENDMENT NO. 13

On page 6, line 22, change "majeure" to "majeure."

AMENDMENT NO. 14

On page 7, at the beginning of line 25, delete "or debts"

AMENDMENT NO. 15

On page 8, line 5, change "was" to "is"

AMENDMENT NO. 16

On page 8, line 9, after "debt" and before "has" change "he" to "the usufructuary" and at the end of the line, change "he" to "the usufructuary"

AMENDMENT NO. 17

On page 9, line 18, change the comma ",", to a semicolon ";"

AMENDMENT NO. 18

On page 10, at the end of line 21, change "cannot" to "can not"

AMENDMENT NO. 19

On page 11, line 25, change "can" to "may"

AMENDMENT NO. 20

On page 12, line 3, change "Article 568" to "Article 568.1"

AMENDMENT NO. 21

On page 12, at the end of line 29, delete "the third"

AMENDMENT NO. 22

On page 13, at the beginning of line 1, change "section" to "Section 3"

AMENDMENT NO. 23

On page 13, line 8, change "two" to "(2)"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 361 by Senator Smith

AMENDMENT NO. 1

On page 11, line 12, following "which" insert "is"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 402—

BY SENATOR RISER

AN ACT

To enact R.S. 48:35.1, relative to roads and highways in this state; to provide relative to reflective glass markings on streets, roads, or highways; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 411—

BY SENATOR CHAISSON

AN ACT

To enact R.S. 48:36, relative to the Department of Transportation and Development; to provide for topographic mapping responsibilities; to authorize the department to develop and maintain a statewide digital geospatial database; to provide for the adoption of rules; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 440—

BY SENATORS RISER, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 47:490.2(B), 490.3(A), 490.5(B), 490.6(A), 490.8(A), 490.9(A), 490.10(A), 490.11(A), 490.12(A), 490.13(A), 490.14(A), 490.15(A), 490.17(A)(introductory paragraph), 490.18(B), 490.19(A), 490.20(B), and 490.21(B), relative to military honor license plates; to provide for all such license plates for motorcycles; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 440 by Senator Riser

AMENDMENT NO. 1

On page 1, line 9, following "490.15(A)" and before "," change "490.17(A)" to "490.17(A)(introductory paragraph)"

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

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

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

SENATE BILL NO. 457—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 9:4203 and 4206, relative to the Louisiana Binding Arbitration Law; to provide certain procedures, requirements, and conditions regarding evidence; to provide relative to payment of deposits, fees, or expenses; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Civil Law and Procedure to Reengrossed Senate Bill No. 457 by Senator Appel

AMENDMENT NO. 1

On page 2, line 18, change "such" to "the"

AMENDMENT NO. 2

On page 2, line 20, delete "recovery of"

AMENDMENT NO. 3

On page 3, line 13, delete "such"

AMENDMENT NO. 4

On page 3, line 14, delete "such"

AMENDMENT NO. 5

On page 3, line 15, delete "or arbitrators"

AMENDMENT NO. 6

On page 3, line 16, change "legal rules of evidence" to "the Code of Evidence"

AMENDMENT NO. 7

On page 3, line 17, change "necessary" to "required"

AMENDMENT NO. 8

On page 3, line 18, delete "or arbitrators"

AMENDMENT NO. 9

On page 3, at the end of line 20, delete "or" and at the beginning of line 21, delete "arbitrators"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 474—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 32:414(T)(1), relative to child restraint systems; to provide for certain notifications; to provide for affidavits under certain circumstances; to provide for suspensions of licenses under certain circumstances; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 480—
BY SENATOR RISER

AN ACT

To amend and reenact R.S. 32:1518(A) and to enact R.S. 32:1518(C), relative to hazardous materials transportation and motor carrier safety; to provide relative to revocation of hazardous materials endorsements on a commercial driver's license; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Engrossed Senate Bill No. 480 by Senator Riser

AMENDMENT NO. 1

On page 2, line 4, at the end of the line, delete "an"

AMENDMENT NO. 2

On page 2, delete line 5 in its entirety and insert in lieu thereof:

"a hazardous material, as defined by R.S. 30:2363(7)."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 506—

BY SENATORS CROWE, ALARIO, APPEL, CHEEK, CLAITOR, DORSEY, DUPLESSIS, B. GAUTREAU, LONG, MURRAY, NEVERS, PETERSON, QUINN, RISER, SHAW, THOMPSON AND WALSWORTH AND REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to honor the 2009 World Champion New Orleans Saints; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the fee and application of the fee for such plates; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Reengrossed Senate Bill No. 506 by Senator Crowe

AMENDMENT NO. 1

On page 2, line 13, after "treasury" delete the remainder of the line and lines 14 and 15 in their entirety and insert the following:

"and shall be distributed as follows:

(1) Fifty percent shall be forwarded to the Louisiana Superdome Expedition District to be deposited in the Louisiana Superdome Capital Reserve Account to be used solely for Louisiana Superdome Repair and Replacement.

(2) Fifty percent shall be forwarded to the Louisiana United Way Association to be used solely for youth programs."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 524—
BY SENATOR MURRAY

AN ACT

To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to provide for the establishment and issuance of the "Zulu Social Aid and Pleasure Club" plate; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 635—
BY SENATOR LONG

AN ACT

To amend and reenact R.S. 32:1(1), (10) and (93.1), 2(D) and (E), 3(C), 388(A)(3), the introductory paragraph of (B)(1)(a), (B)(4)(a), (C)(3), (F) and (G), 388.1, 389, 390.23(A), and 392(A)(1), R.S. 36:408(B)(3) and 409(C)(8), R.S. 40:1379.8, and R.S. 47:511.1(B), (C), (D), and (E), 516(A), (B)(2), and (D), 718(B)(1) and (C) and 812(C), and to repeal R.S. 32:1(93) and 2(B) and (C), relative to weights and standards; to transfer the operation and maintenance of stationary weight enforcement scale locations from the Department of Transportation and Development to the Department of Public Safety and Corrections; to provide for authority of the Department of Transportation and Development; to provide for the authority of the Department of Public Safety and Corrections; to provide for definitions; to provide for penalties and payments; to provide for enforcement, payment, and collections procedures; to provide for administrative review; to provide for transition; to provide for effective date; and to provide for related matters.

Read by title.

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 635 by Senator Long

AMENDMENT NO. 1

On page 1, line 2, following "388(A)(3)" insert "and (4)"

AMENDMENT NO. 2

On page 1, line 16, following "388(A)(3)" insert "and (4)"

AMENDMENT NO. 3

On page 6, line 20, following "All" and before "such penalties" delete "of"

AMENDMENT NO. 4

On page 8, line 18, following "issue a" and before "in accordance" change "violation ticket" to "notice of violation"

AMENDMENT NO. 5

On page 19, line 3, following "B(2) and (D)" insert ", "

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

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

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

Suspension of the Rules

On motion of Rep. Richard, 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:

Regular Calendar

HOUSE BILL NO. 189—

BY REPRESENTATIVE RICHARD AND SENATOR KOSTELKA
AN ACT

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; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Richard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Mills
Armes	Gisclair	Monica
Aubert	Greene	Norton
Badon, B.	Guillory	Nowlin
Baldone	Guinn	Pearson
Barras	Hardy	Perry
Barrow	Harrison	Pope
Billiot	Hazel	Pugh
Brossett	Henry	Richard
Burford	Hoffmann	Richardson
Burns, H.	Howard	Ritchie
Burns, T.	Hutter	Robideaux
Carmody	Jackson M.	Roy
Carter	Jones, S.	Schroder
Champagne	Katz	Smiley
Chandler	Kleckley	Smith, G.
Chaney	LaBruzzo	Smith, J.
Connick	Lambert	St. Germain
Cortez	Landry	Talbot
Danahay	LeBas	Thibaut
Doerge	Ligi	Thierry
Downs	Little	White
Edwards	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	McVea	

Total - 74

NAYS

Total - 0

ABSENT

Abramson	Geymann	Morris
Anders	Henderson	Ponti
Arnold	Hill	Richmond
Badon, A.	Hines	Simon
Burrell	Jackson G.	Smith, P.
Cromer	Johnson	Stiaes
Dixon	Jones, R.	Templet
Dove	LaFonta	Waddell
Ellington	Leger	Williams
Gallot	Montoucet	

Total - 29

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richard 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. 212—
BY REPRESENTATIVE WADDELL
AN ACT

To enact R.S. 9:203(E)(8), relative to marriage officiants, judges, and justices of the peace; to provide for the extension of authority for certain federal judges to preside over a marriage ceremony for a particular period of time; 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. 212 by Representative Waddell

AMENDMENT NO. 1

On page 1, line 15, following "shall" and before "from" change "only be effective" to "be effective only"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell to Engrossed House Bill No. 212 by Representative Waddell

AMENDMENT NO. 1

On page 1, after line 16, insert the following:

"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."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Aubert	Gallot	Monica
Badon, B.	Geymann	Montoucet
Baldone	Gisclair	Morris
Barras	Greene	Norton
Barrow	Guillory	Pearson
Billiot	Harrison	Perry
Brossett	Henry	Pope
Burford	Hill	Pugh
Burns, H.	Hoffmann	Richard
Burns, T.	Howard	Richardson
Carmody	Hutter	Ritchie
Carter	Jackson M.	Roy
Champagne	Johnson	Schroder
Chandler	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.
Connick	Kleckley	Smith, P.
Cortez	LaBruzzo	St. Germain
Danahay	Lambert	Talbot
Doerge	Landry	Thibaut
Dove	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott

Total - 75

Page 20 HOUSE

33rd Day's Proceedings - May 24, 2010

NAYS		
Total - 0		
ABSENT		
Abramson	Hardy	Ponti
Anders	Hazel	Richmond
Armes	Henderson	Robideaux
Arnold	Hines	Simon
Badon, A.	Jackson G.	Smiley
Burrell	Jones, R.	Stiaes
Cromer	LaFonta	Templet
Dixon	LeBas	Wooton
Ellington	Mills	
Guinn	Nowlin	
Total - 28		
The Chair declared the above bill was finally passed.		
The title of the above bill was read and adopted.		
Rep. Waddell 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. 214—		
BY REPRESENTATIVE KLECKLEY AN ACT		
To amend and reenact Code of Civil Procedure Article 253(B) and to enact Code of Civil Procedure Article 253(C), relative to the electronic filing and storage of documents; to authorize the establishment of a system; to provide procedures; and to provide for related matters.		
Read by title.		
Rep. Kleckley moved the final passage of the bill.		
ROLL CALL		
The roll was called with the following result:		
YEAS		
Mr. Speaker	Greene	Morris
Aubert	Guillory	Norton
Badon, B.	Guinn	Nowlin
Baldone	Hardy	Pearson
Barrow	Harrison	Perry
Billiot	Henry	Pope
Brossett	Hill	Pugh
Burford	Hoffmann	Richard
Burns, H.	Howard	Richardson
Burns, T.	Hutter	Ritchie
Carmody	Jackson M.	Roy
Carter	Johnson	Schroder
Champagne	Jones, S.	Smiley
Chandler	Katz	Smith, G.
Chaney	Kleckley	Smith, J.
Connick	LaBruzzo	Smith, P.
Cortez	Lambert	St. Germain
Danahay	Landry	Stiaes
Doerge	LeBas	Talbot
Dove	Leger	Thibaut
Downs	Ligi	Thierry
Edwards	Little	Waddell
Fannin	Lopinto	White
Foil	Lorusso	Williams
Franklin	McVea	Willmott
Gallot	Mills	Wooton
Geymann	Monica	
Gisclair	Montoucet	
Total - 82		

NAYS		
Total - 0		
ABSENT		
Abramson	Cromer	Jones, R.
Anders	Dixon	LaFonta
Armes	Ellington	Ponti
Arnold	Hazel	Richmond
Badon, A.	Henderson	Robideaux
Barras	Hines	Simon
Burrell	Jackson G.	Templet
Total - 21		
The Chair declared the above bill was finally passed.		
The title of the above bill was read and adopted.		
Rep. Kleckley moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.		
Acting Speaker Lopinto in the Chair		
HOUSE BILL NO. 419—		
BY REPRESENTATIVE BARROW AN ACT		
To enact R.S. 40:2405.6, relative to law enforcement officers; to provide for training on the use of electronic control devices; to require manufacturers to provide training; and to provide for related matters.		
Read by title.		
Rep. Barrow moved the final passage of the bill.		
ROLL CALL		
The roll was called with the following result:		
YEAS		
Armes	Dixon	Landry
Aubert	Downs	LeBas
Badon, A.	Edwards	Leger
Badon, B.	Fannin	Lorusso
Baldone	Foil	Mills
Barras	Franklin	Monica
Barrow	Gallot	Montoucet
Billiot	Guillory	Norton
Brossett	Hardy	Ritchie
Burns, H.	Hazel	Smith, G.
Burrell	Henderson	Smith, P.
Carter	Hoffmann	St. Germain
Champagne	Hutter	Thierry
Chandler	Jackson M.	Waddell
Chaney	Jones, S.	White
Cromer	Kleckley	Williams
Danahay	Lambert	
Total - 50		
NAYS		
Mr. Speaker	Hill	Pugh
Burford	Howard	Richard
Burns, T.	Johnson	Richardson
Carmody	Katz	Schroder
Connick	LaBruzzo	Simon
Cortez	Ligi	Smiley
Doerge	Little	Smith, J.
Gisclair	McVea	Talbot
Greene	Nowlin	Thibaut

Guinn	Pearson	Willmott
Harrison	Perry	Wooton
Henry	Pope	
Total - 35		

ABSENT

Abramson	Hines	Ponti
Anders	Jackson G.	Richmond
Arnold	Jones, R.	Robideaux
Dove	LaFonta	Roy
Ellington	Lopinto	Stiaes
Geymann	Morris	Templet
Total - 18		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 538—
BY REPRESENTATIVE BURFORD
AN ACT

To enact R.S. 33:2740.18.4, relative to the city of Mansfield; to authorize the governing authority of the city to levy and collect a hotel occupancy tax subject to voter approval; to provide for the use of such tax; and to provide for related matters.

Read by title.

Rep. Burford moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Foil	McVea
Aubert	Franklin	Mills
Badon, A.	Gallot	Monica
Badon, B.	Geymann	Montoucet
Baldone	Gisclair	Norton
Barras	Greene	Nowlin
Barrow	Guillory	Pearson
Billiot	Guinn	Perry
Brossett	Hardy	Pope
Burford	Harrison	Pugh
Burns, H.	Hazel	Richard
Burns, T.	Hill	Richardson
Burrell	Hoffmann	Richmond
Carmody	Howard	Ritchie
Carter	Hutter	Robideaux
Champagne	Jackson G.	Schroder
Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LeBas	Talbot
Doerge	Leger	Thierry
Dove	Ligi	Waddell
Downs	Little	Williams
Edwards	Lopinto	Willmott
Fannin	Lorusso	Wooton

NAYS

Landry
Total - 1

ABSENT

Mr. Speaker	Henry	Ponti
Abramson	Hines	Roy
Anders	Jones, R.	Simon
Arnold	LaFonta	Templet
Ellington	Lambert	Thibaut
Henderson	Morris	White
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Hutter gave notice of her intention to call House Bill No. 1220 from the calendar on Wednesday, June 2, 2010.

HOUSE BILL NO. 733—
BY REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 3:1221, relative to carbon sequestration; to authorize participation in greenhouse gas emission reduction programs; to provide for the state's participation; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 781—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To enact R.S. 33:7714, relative to wastewater districts; to create a consolidated wastewater district for the towns of Erath and Delcambre; to provide for the purpose, boundaries, and powers of the district; to provide for the governance of the district; to provide for the issuance of bonds; to provide restrictions on the issuance of bonds; to provide for the assumption of debt; to provide for the levy of an ad valorem tax; to provide for an election on the question of such ad valorem tax; to provide for the powers, rights, and duties of districts subsumed by this district; to provide for existing contractual rights; and to provide for related matters.

Read by title.

Rep. Champagne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Geymann	Monica
Aubert	Gisclair	Montoucet
Badon, A.	Greene	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Pearson
Barrow	Harrison	Perry
Billiot	Hazel	Pope

Brossett	Henderson	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Robideaux
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smiley
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	Kleckley	Smith, P.
Cromer	LaBruzzo	St. Germain
Danahay	Lambert	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Thierry
Dove	Leger	Waddell
Downs	Ligi	White
Edwards	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	Wooton
Franklin	McVea	
Gallot	Mills	

Total - 91

NAYS

Total - 0

ABSENT

Mr. Speaker	Ellington	Ponti
Abramson	Hines	Roy
Anders	Jones, R.	Templet
Arnold	LaFonta	Thibaut
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Champagne 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. 849—
BY REPRESENTATIVE ROY
AN ACT

To enact R.S. 33:2841.1, relative to the collection of municipal taxes; to authorize the employment of private counsel or an agency to assist in the collection of delinquent taxes; to require the payment of attorney fees by a tax delinquent; to provide for the amount of the attorney fees; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 957—
BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 33:9038.64, relative to Orleans Parish; to create and provide for the Lake Area Taxing District within the parish; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to the powers and duties of the district including the power to provide for tax increment financing; to provide for the term of the district; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Lorusso gave notice of his intention to call House Bill No. 957 from the calendar on Wednesday, June 2, 2010.

HOUSE BILL NO. 1032—
BY REPRESENTATIVE BARROW
AN ACT

To amend and reenact R.S. 33:2740.67(C)(1), (2), and (3), relative to the Greenwell Springs-Airline Economic Development District; to change the membership of the board of commissioners of the district; to provide relative to terms of board members; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1080—
BY REPRESENTATIVES ROSALIND JONES, AUBERT, BILLIOT,
CARMODY, CARTER, SAM JONES, LIGI, AND STIAES
AN ACT

To enact Chapter 13-M of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.201 through 4720.209, relative to the city of Monroe; to provide relative to blighted property within the city; to provide relative to the formation of workable programs in the city for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas and to provide for the redevelopment of such areas; to provide relative to the required notice and procedures for the implementation of any such program; to provide relative to the powers and duties of the city and the Monroe-Ouachita Regional Planning Commission with respect to blighted property; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1287—
BY REPRESENTATIVES LORUSSO, HENDERSON, AND HUTTER
AN ACT

To enact Chapter 27 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:1231 through 1237, and R.S. 36:209(Q), relative to creating the Battle of New Orleans Bicentennial Commission; to provide for membership on the commission and its operation; to provide relative to powers, duties, and activities of the commission; to provide relative to funds and property of the commission; to provide for termination of the commission; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lorusso to Engrossed House Bill No. 1287 by Representative Lorusso

AMENDMENT NO. 1

On page 2, between lines 26 and 27, insert the following:

"(2)(a) In making appointments to the commission, each appointing authority shall give due consideration to the demographics of the population of the state, including but not limited to geography, gender, and race.

(b) No person shall have any right of action pursuant to this Paragraph against an appointing authority or the commission or against any action of the commission."

AMENDMENT NO. 2

On page 2, at the beginning of line 27, change "(2)" to "(3)"

AMENDMENT NO. 3

On page 3, at the beginning of line 18, before "The" insert "A."

AMENDMENT NO. 4

On page 4, between lines 14 and 15, insert the following:

"B. The commission may, through the adoption of bylaws, form committees and subcommittees as it deems appropriate. Such bylaws, if adopted, shall provide for the membership of the respective committees and subcommittees and their duties."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Gallot	Morris
Aubert	Geymann	Norton
Badon, A.	Gisclair	Nowlin
Badon, B.	Guillory	Pearson
Baldone	Guinn	Perry
Barras	Hardy	Pope
Barrow	Harrison	Pugh
Billiot	Henderson	Richard
Brossett	Henry	Richardson
Burford	Hill	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Howard	Roy
Burrell	Hutter	Schroder
Carmody	Jackson M.	Simon
Carter	Johnson	Smiley
Champagne	Jones, S.	Smith, G.
Chandler	Katz	Smith, J.
Chaney	Kleckley	Smith, P.
Connick	LaBruzzo	St. Germain
Cortez	Landry	Stiaes
Cromer	Leger	Talbot
Danahay	Ligi	Thibaut
Doerge	Little	Thierry
Dove	Lopinto	Waddell
Downs	Lorusso	White
Edwards	McVea	Williams
Fannin	Mills	Willmott

Foil
Franklin
Total - 86

Monica
Montoucet

Wooton

NAYS

Total - 0

ABSENT

Mr. Speaker
Abramson
Anders
Arnold
Dixon
Ellington
Total - 17

Greene
Hazel
Hines
Jackson G.
Jones, R.
LaFonta

Lambert
LeBas
Ponti
Richmond
Templett

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lorusso 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. 1293—
BY REPRESENTATIVE PUGH

AN ACT

To enact R.S. 33:423.20, relative to the power of an elected chief of police in certain municipalities; to provide that the police chief shall appoint, promote, discipline, and discharge police personnel subject to limitations; and to provide for related matters.

Read by title.

Rep. Pugh moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Foil	Monica
Armes	Franklin	Montoucet
Arnold	Gallot	Morris
Aubert	Geymann	Nowlin
Badon, A.	Gisclair	Pearson
Baldone	Greene	Perry
Barras	Guillory	Pope
Barrow	Hardy	Pugh
Billiot	Harrison	Richard
Brossett	Henderson	Richardson
Burford	Henry	Richmond
Burns, H.	Hill	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Howard	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Simon
Champagne	Jackson M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	Stiaes
Cromer	LaBruzzo	Talbot
Danahay	Landry	Thibaut
Dixon	Leger	Waddell
Doerge	Ligi	White
Dove	Little	Williams
Downs	Lopinto	Willmott
Edwards	Lorusso	Wooton
Fannin	McVea	
Total - 86		

Page 24 HOUSE

33rd Day's Proceedings - May 24, 2010

NAYS

Total - 0

ABSENT

Mr. Speaker Hines Norton
Abramson Jones, R. Ponti
Badon, B. LaFonta St. Germain
Ellington Lambert Templet
Guinn LeBas Thierry
Hazel Mills
Total - 17

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Pugh 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. 1297—

BY REPRESENTATIVE WHITE

AN ACT

To amend and reenact R.S. 33:2476(B)(1)(b) and 2536(B)(1)(b), relative to the municipal fire and police civil service; to provide relative to the qualifications of certain members appointed to municipal fire and police civil service boards; to provide that members appointed from fire and police departments shall not be required to be residents or qualified voters of the area in which they are appointed to serve; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nowlin to Engrossed House Bill No. 1297 by Representative White

AMENDMENT NO. 1

On page 1, line 2, after "2536(B)(1)(b)" delete the comma "," and insert "and to enact R.S. 33:2476(B)(1)(c) and 2536(B)(1)(c),"

AMENDMENT NO. 2

On page 1, line 6, after "serve" and before "and to" delete the semi-colon ";" and insert "or the parish in which the area is located, subject to approval of the local governing authority;"

AMENDMENT NO. 3

On page 1, line 10, after "reenacted" insert "and R.S. 33:2476(B)(1)(c) and 2536(B)(1)(c) are hereby enacted"

AMENDMENT NO. 4

On page 1, delete lines 19 and 20 in their entirety and insert "be residents of the parish in which the municipality they are to serve is located for a period of at least five years preceding their appointment upon adoption of resolution so permitting residence location by the local governing authority. (c) Notwithstanding the provisions of Subparagraphs (a) and (b) of this Paragraph, the two members elected from the municipal fire and the municipal police departments shall not be required to be residents or qualified voters of the municipality in which they are appointed to serve or residents of the parish in which the municipality is located provided that such exceptions are approved by resolution of the local governing authority."

AMENDMENT NO. 5

On page 2, delete lines 10 and 11 in their entirety and insert "have been residents of the parish in which the area they are to serve is located for a period of at least five years preceding their appointment, provided such residence requirement is approved by resolution of the local governing authority. (c) Notwithstanding the provisions Subparagraphs (a) and (b) of this Paragraph, the two members elected by and from the fire and the police departments as provided in Paragraph (C)(3) of this Section, shall not be required to be residents or qualified voters of the area in which they are appointed to serve or residents of the parish in which the area is located provided that such exceptions are approved by resolution of the local governing authority."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders Franklin Monica
Armes Gallot Montoucet
Arnold Geymann Norton
Aubert Gisclair Nowlin
Badon, A. Greene Pearson
Badon, B. Guillory Perry
Baldone Hardy Pope
Barras Harrison Pugh
Barrow Hazel Richard
Billiot Henderson Richardson
Brossett Henry Richmond
Burford Hill Ritchie
Burns, H. Hoffmann Robideaux
Burns, T. Howard Roy
Burrell Hutter Schroder
Carmody Jackson G. Simon
Carter Jackson M. Smith, G.
Champagne Johnson Smith, J.
Chandler Jones, S. Smith, P.
Chaney Katz St. Germain
Connick Kleckley Stiaes
Cortez LaBruzzo Talbot
Cromer Leger Thibaut
Danahay Ligi Thierry
Doerge Little Waddell
Dove Lopinto White
Downs Lorusso Williams
Edwards McVea Willmott
Foil Mills Wooton
Total - 87

NAYS

Landry
Total - 1

ABSENT

Mr. Speaker Guinn LeBas
Abramson Hines Morris
Dixon Jones, R. Ponti
Ellington LaFonta Smiley
Fannin Lambert Templet
Total - 15

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

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1310—

BY REPRESENTATIVE RITCHIE
AN ACT

To amend and reenact R.S. 26:932(8) and to enact R.S. 26:901(18) and 903(6), relative to tobacco products; to provide for fees applicable to tobacconists; to provide for definitions; and to provide for related matters.

Read by title.

Rep. Ritchie moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 85

NAYS

Total - 0

ABSENT

Mr. Speaker	Jackson G.	Ponti
Abramson	Jones, R.	Richmond
Ellington	LaFonta	Simon
Guinn	Lambert	Templet
Harrison	LeBas	White
Hines	Leger	Wooton

Total - 18

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1337—

BY REPRESENTATIVES ROBIDEAUX AND TUCKER
AN ACT

To amend and reenact R.S. 11:62(4), (5)(a) and (c) and (10), 203, 211, 212, 214, 231, 403(5), 441(A) and (F), 444(A), 461(B), 471(A), 478(A), 551, 553 (introductory paragraph), 581, 601(B), 602, 701(5)(a), (b), and (c)(i), 761(A)(3), 768(B)(2) and 778(C) and (D), 779, 1002(6)(b), 1141(A), 1144(B)(2)(a) and (3), 1147(C)(2)(b), 1151(A), 1307(A), 1310(A), 1313(B)(introductory paragraph), 1316(A), 1317(A)(1)(introductory paragraph), 1318(A), 1319, 1320(A), 1321(A)(1), 1322(A)(introductory paragraph) and to enact R.S. 11:62(5)(g), 471.1, Subpart D of Part VII of Chapter 1 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:611 through 619, 761(A)(4), 779.1, 1002(6)(c), 1144(B)(4), 1147(C)(2)(a)(iii), 1151.1, 1313(C), 1323, 1323.1, Part III of Chapter 4 of Subtitle II of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:1345.1 through 1345.9, and R.S. 24:36(M), relative to the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the State Police Pension and Retirement System, and the Louisiana School Employees' Retirement System; to provide relative to membership, employee contributions, benefit calculation, survivor benefits, disability benefits, and retirement eligibility for members of such systems newly hired after a certain date; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Robideaux gave notice of his intention to call House Bill No. 1337 from the calendar on Wednesday, June 2, 2010.

HOUSE BILL NO. 1435—

BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact Children's Code Article 311(A)(1)(introductory paragraph) and (B)(1)(introductory paragraph), R.S. 13:1401(A)(1) and 1621(A)(3), and R.S. 46:236.2(A)(2) and (B)(2), and to repeal R.S. 13:1621(B) and (C), relative to jurisdiction; to provide for the exclusive jurisdiction of the East Baton Rouge Parish Family Court; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Greene to Engrossed House Bill No. 1435 by Representative Greene

AMENDMENT NO. 1

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

Page 26 HOUSE

33rd Day's Proceedings - May 24, 2010

AMENDMENT NO. 2

On page 3, deletes lines 1 and 2 in their entirety

AMENDMENT NO. 3

On page 3, line 14, after "registered" and before "except" change the semicolon ";" to a comma ","

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in two columns.

Total - 83

NAYS

Total - 0

ABSENT

Table listing names of representatives who were 'ABSENT' in two columns.

Total - 20

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1246

BY REPRESENTATIVES MCVEA AND BALDONE AN ACT

To enact R.S. 22:1157, relative to contracts with dental providers; to provide that no dental plan may require that a dentist provide dental health care services to a covered person at a particular fee unless such services are covered services for which benefits are paid under a contract with such dentist; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative McVea to Engrossed House Bill No. 1246 by Representative McVea

AMENDMENT NO. 1

On page 1, line 17, after "providing" insert "for the payment of"

AMENDMENT NO. 2

On page 2, line 13, after "renewal" insert "or extension"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns.

Total - 87

NAYS

Total - 0

ABSENT

Mr. Speaker	Ellington	Leger
Abramson	Greene	Ponti
Badon, A.	Guinn	Templet
Brossett	Hines	Waddell
Champagne	Jones, R.	
Dove	LaFonta	
Total - 16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. McVea 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. 1404—

BY REPRESENTATIVE MILLS

AN ACT

To amend and reenact R.S. 47:337.9(C)(21) through (26), to enact R.S. 47:305(D)(5)(d) and 337.9(C)(27), and to repeal R.S. 47:305(D)(5)(c) and 337.10(A), relative to sales and use tax exemptions by political subdivisions; to provide relative to the local sales and use tax exemption for the procurement or administration of certain prescription drugs; to provide for certain requirements; to provide relative to "key words" for mandatory tax exemptions by political subdivisions; to repeal certain optional tax exemptions for political subdivisions; to repeal certain "key words" for optional tax exemptions by political subdivisions; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richmond to Engrossed House Bill No. 1404 by Representative Mills

AMENDMENT NO. 1

On page 3, line 7, after "Section 3." delete the remainder of the line and delete lines 8 through 11 in their entirety and insert the following:

"This Act shall become effective on January 1, 2011."

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

Speaker Pro Tempore Robideaux in the Chair

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Geymann	Lorusso
Armes	Gisclair	Mills
Arnold	Greene	Montoucet
Aubert	Hardy	Nowlin
Baldone	Hazel	Richard

Barrow	Henry	Richmond
Billiot	Hoffmann	Robideaux
Burns, H.	Hutter	Smiley
Burns, T.	Jackson G.	Smith, G.
Carter	Jones, S.	Smith, P.
Connick	Katz	St. Germain
Cortez	LaBruzzo	Talbot
Edwards	Lambert	Thierry
Foil	Landry	Willmott
Franklin	Ligi	
Gallot	Lopinto	
Total - 46		

NAYS

Badon, A.	Downs	Norton
Badon, B.	Guinn	Pearson
Barras	Harrison	Perry
Brossett	Henderson	Pope
Burford	Hill	Richardson
Burrell	Howard	Ritchie
Carmody	Jackson M.	Roy
Champagne	Johnson	Schroder
Chandler	Kleckley	Stiaes
Chaney	LeBas	Thibaut
Cromer	Leger	Waddell
Danahay	Little	Williams
Dixon	McVea	Wooton
Doerge	Monica	
Dove	Morris	
Total - 43		

ABSENT

Mr. Speaker	Hines	Simon
Abramson	Jones, R.	Smith, J.
Ellington	LaFonta	Templet
Fannin	Ponti	White
Guillory	Pugh	
Total - 14		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 1321—

BY REPRESENTATIVE MICHAEL JACKSON

AN ACT

To enact R.S. 9:1105, relative to storage tanks; to provide for certain rights relative to the placement of certain storage tanks; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Michael Jackson to Engrossed House Bill No. 1321 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, line 3, after "tanks;" insert "to provide for preemption;"

AMENDMENT NO. 2

On page 1, at the beginning of line 7, before "A property" insert "A."

Page 28 HOUSE

33rd Day's Proceedings - May 24, 2010

AMENDMENT NO. 3

On page 1, after line 10, insert the following:

"C. Nothing in this Section shall be construed to preempt any municipal or parish ordinance in effect on or before August 15, 2010."

On motion of Rep. Michael Jackson, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lopinto to Engrossed House Bill No. 1321 by Representative Michael Jackson

AMENDMENT NO. 1

On page 1, line 3, after "tanks;" insert "to provide for an exemption;"

AMENDMENT NO. 2

On page 1, at the beginning of line 7, insert "A."

AMENDMENT NO. 3

On page 1, after line 10, insert the following:

"B. The provisions of this Section shall not be applicable to a parish with a population of more than four hundred fifty thousand but less than four hundred seventy-five thousand persons."

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

Rep. Michael Jackson moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 3, including Anders, Armes, Arnold, etc.

NAYS

Table listing names of representatives who voted 'NAYS' for Amendment No. 3, including Burns, T., Connick, Cortez, etc.

ABSENT

Table listing names of representatives who were absent during the vote on Amendment No. 3, including Mr. Speaker, Abramson, Champagne, etc.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Michael Jackson 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. 849—

BY REPRESENTATIVE ROY

AN ACT

To enact R.S. 33:2841.1, relative to the collection of municipal taxes; to authorize the employment of private counsel or an agency to assist in the collection of delinquent taxes; to require the payment of attorney fees by a tax delinquent; to provide for the amount of the attorney fees; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Roy to Engrossed House Bill No. 849 by Representative Roy

AMENDMENT NO. 1

On page 1, line 10, after "of" and before "taxes" delete "all" and insert "ad valorem"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' for Amendment No. 1, including Anders, Armes, Arnold, etc.

Burford	Hoffmann	Robideaux
Burns, H.	Howard	Roy
Burns, T.	Hutter	Schroder
Burrell	Jackson G.	Simon
Carmody	Jackson M.	Smith, G.
Carter	Johnson	Smith, J.
Chandler	Jones, S.	Smith, P.
Chaney	Kleckley	St. Germain
Connick	LaBruzzo	Stiaes
Cortez	Lambert	Talbot
Danahay	Landry	Thibaut
Dixon	LeBas	Thierry
Doerge	Leger	Waddell
Dove	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	McVea	
Franklin	Mills	
Total - 88		

NAYS

Cromer	Pope
Katz	Smiley
Total - 4	

ABSENT

Mr. Speaker	Hazel	Perry
Abramson	Hines	Ponti
Champagne	Jones, R.	Templet
Ellington	LaFonta	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Roy 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. 1032—

BY REPRESENTATIVE BARROW

AN ACT

To amend and reenact R.S. 33:2740.67(C)(1), (2), and (3), relative to the Greenwell Springs-Airline Economic Development District; to change the membership of the board of commissioners of the district; to provide relative to terms of board members; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Barrow moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Gallot	Monica
Arnold	Geymann	Morris
Aubert	Gisclair	Norton
Badon, A.	Greene	Nowlin
Badon, B.	Guillory	Pearson
Baldone	Guinn	Pope
Barras	Hardy	Pugh
Barrow	Harrison	Richard
Billiot	Hazel	Richardson

Brossett	Henderson	Richmond
Burford	Henry	Ritchie
Burns, H.	Hill	Robideaux
Burns, T.	Hoffmann	Roy
Burrell	Howard	Schroder
Carter	Hutter	Simon
Chandler	Jackson G.	Smiley
Chaney	Jackson M.	Smith, G.
Connick	Johnson	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Danahay	Lambert	Stiaes
Dixon	LeBas	Talbot
Doerge	Leger	Thibaut
Dove	Ligi	Thierry
Downs	Little	Waddell
Edwards	Lopinto	White
Fannin	Lorusso	Williams
Foil	McVea	Willmott
Franklin	Mills	Wooton
Total - 87		

NAYS

LaBruzzo	Landry
Total - 2	

ABSENT

Mr. Speaker	Ellington	Montoucet
Abramson	Hines	Perry
Armes	Jones, R.	Ponti
Carmody	Kleckley	Templet
Champagne	LaFonta	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 733—

BY REPRESENTATIVE ANDERS

AN ACT

To enact R.S. 3:1221, relative to carbon sequestration; to authorize participation in greenhouse gas emission reduction programs; to provide for the state's participation; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Anders moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Geymann	Mills
Armes	Gisclair	Monica
Arnold	Greene	Montoucet
Aubert	Guillory	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Pope
Billiot	Henderson	Pugh

Brossett	Henry	Richard
Burford	Hill	Richardson
Burns, H.	Hoffmann	Richmond
Burns, T.	Howard	Ritchie
Burrell	Hutter	Robideaux
Carmody	Jackson G.	Roy
Carter	Jackson M.	Schroder
Chandler	Johnson	Simon
Chaney	Jones, S.	Smith, G.
Connick	Katz	Smith, J.
Cortez	LaBruzzo	Smith, P.
Cromer	Lambert	St. Germain
Danahay	Landry	Stiaes
Dixon	LeBas	Talbot
Doerge	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Franklin	McVea	Wooton

Total - 87

NAYS

Total - 0

ABSENT

Mr. Speaker	Gallot	Ponti
Abramson	Hines	Smiley
Barrow	Jones, R.	Templet
Champagne	Kleckley	Thibaut
Dove	LaFonta	
Ellington	Perry	

Total - 16

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Anders 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. 1390—
BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 24:31, relative to the compensation of members of the legislature; to provide for the amount of the per diem for members of the legislature; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

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. 1390 by Representative Richard

AMENDMENT NO. 1

On page 1, at the end of line 19, change "." to ":" and insert "if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2010, or on the day following such approval by the legislature, whichever is later."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richard to Engrossed House Bill No. 1390 by Representative Richard

AMENDMENT NO. 1

On page 1, line 10, before "one hundred" insert the following:

"equal to the rate allowable for per diem deduction under Section 162(h)(1)(B)(ii) of Title 26 of the United States Code for the location of the state capital or"

AMENDMENT NO. 2

On page 1, line 11, after "per day" insert a comma "," and "whichever is less."

AMENDMENT NO. 3

On page 1, delete lines 14 through 17 and insert the following:

"The compensation of the members of the legislature shall be equal to the rate allowable for per diem deduction under Section 162(h)(1)(B)(ii) of Title 26 of the United States Code for the location of the state capital ~~or one hundred fifty-nine dollars per day, whichever is less,~~ during their attendance on that body."

AMENDMENT NO. 4

On page 1, at the end of line 20, change "2012." to "2011."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Baldone	Geymann	Nowlin
Barras	Gisclair	Pearson
Billiot	Hardy	Perry
Brossett	Hazel	Pope
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hoffmann	Richmond
Carter	Hutter	Roy
Champagne	Johnson	Schroder
Chaney	Jones, S.	Smith, G.
Connick	Kleckley	Smith, J.
Cortez	LaBruzzo	St. Germain
Cromer	Landry	Stiaes
Danahay	Leger	Talbot
Dixon	Ligi	Thibaut
Foil	Little	Waddell
Gallot	Lorusso	Willmott

Total - 51

NAYS

Mr. Speaker	Greene	Monica
Anders	Harrison	Montoucet
Armes	Henderson	Norton
Arnold	Howard	Pugh
Aubert	Jackson G.	Ritchie
Badon, A.	Jackson M.	Robideaux

Badon, B.	Katz	Simon
Carmody	Lambert	Smith, P.
Chandler	LeBas	Wooton
Doerge	Lopinto	
Edwards	McVea	
Total - 31		

ABSENT

Abramson	Franklin	Morris
Barrow	Guillory	Ponti
Burrell	Guinn	Smiley
Dove	Hines	Templet
Downs	Jones, R.	Thierry
Ellington	LaFonta	White
Fannin	Mills	Williams
Total - 21		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

Consent to Correct a Vote Record

Rep. St. Germain requested the House consent to record her vote on final passage of House Bill No. 1390 as yea, which consent was unanimously granted.

Suspension of the Rules

On motion of Rep. Wooton, 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:

Regular Calendar

SENATE BILL NO. 52—
BY SENATOR B. GAUTREAUX

AN ACT

To amend and reenact R.S. 15:574.2(A)(1), relative to the Board of Parole; to provide for minimum qualifications of members; to provide for appointment of members; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Reengrossed Senate Bill No. 52 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 2, line 1, after "have" and before "been" insert "not"

AMENDMENT NO. 2

On page 2, at the beginning of line 2, delete "of" and insert "of Public Safety and"

On motion of Rep. Baldone, the amendments were withdrawn.

Motion

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

SENATE BILL NO. 61—
BY SENATOR AMEDEE

AN ACT

To amend and reenact Code of Criminal Procedure Article 162 and 731(B) and to enact Code of Criminal Procedure Article 202 (D)(5) and R.S. 9:2603.1 (F), relative to the issuance of warrants and subpoenas; to provide for certain requirements relative to electronic signatures; and to provide for related matters.

Read by title.

Rep. Lopinto moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Geymann	Mills
Arnold	Gisclair	Monica
Aubert	Guillory	Montoucet
Badon, A.	Guinn	Norton
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Pope
Billiot	Hill	Pugh
Brossett	Hoffmann	Richard
Burford	Howard	Richardson
Burns, H.	Hutter	Richmond
Burns, T.	Jackson G.	Robideaux
Burrell	Jackson M.	Roy
Carmody	Johnson	Schroder
Carter	Jones, S.	Simon
Chaney	Katz	Smiley
Connick	Kleckley	Smith, G.
Cortez	LaBruzzo	Smith, J.
Danahay	Lambert	Smith, P.
Dixon	Landry	St. Germain
Doerge	LeBas	Stiaes
Dove	Leger	Thibaut
Downs	Ligi	Thierry
Edwards	Little	Waddell
Foil	Lopinto	White
Franklin	Lorusso	Williams
Gallot	McVea	Willmott
Total - 81		

NAYS

Total - 0

ABSENT

Mr. Speaker	Fannin	Nowlin
Abramson	Greene	Ponti
Armes	Hardy	Ritchie
Barrow	Henry	Talbot
Champagne	Hines	Templet
Chandler	Jones, R.	Wooton
Cromer	LaFonta	
Ellington	Morris	
Total - 22		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 69—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:2116(D)(2), relative to facility need review; to provide for an extension to the moratorium on additional beds for nursing facilities; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 103—

BY SENATORS N. GAUTREAU, AMEDEE, CHABERT, GUILLORY, HEBERT, MICHOT AND MORRISH AND REPRESENTATIVE JANE SMITH

AN ACT

To enact Subpart B of Part XIII of Chapter 2 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R. S. 33:1419.5 through 1419.10, relative to financial assistance to political subdivisions; creates the Alternative Fuel Vehicle Revolving Loan Fund Program within the Department of Natural Resources to provide financial assistance to political subdivisions of the state for the costs of purchasing or converting all or a portion of the political subdivisions' fleets of motor vehicles to qualified clean fuel vehicles propelled by an alternative fuel; to provide for the forms of such financial assistance; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Cortez to Reengrossed Senate Bill No. 103 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 4, lines 20 and 28, change "Fuels" to "Fuel"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Anders	Gallot	Montoucet
Armes	Geymann	Morris
Arnold	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Pope
Barras	Harrison	Pugh
Barrow	Hazel	Richard
Billiot	Henderson	Richardson
Brossett	Henry	Ritchie
Burford	Hill	Robideaux
Burns, H.	Hoffmann	Roy
Burns, T.	Howard	Schroder
Burrell	Hutter	Simon
Carmody	Jackson M.	Smiley

Carter	Johnson	Smith, G.
Champagne	Jones, S.	Smith, J.
Chandler	Katz	Smith, P.
Chaney	Kleckley	St. Germain
Connick	LaBruzzo	Stiaes
Cortez	Lambert	Talbot
Cromer	Landry	Thibaut
Danahay	LeBas	Thierry
Dixon	Leger	Waddell
Doerge	Ligi	White
Dove	Little	Williams
Downs	Lopinto	Willmott
Edwards	Lorusso	Wooton
Fannin	McVea	
Foil	Mills	

Total - 94

NAYS

Total - 0

ABSENT

Abramson	Jackson G.	Ponti
Ellington	Jones, R.	Richmond
Hines	LaFonta	Templet
Total - 9		

The Chair declared the above bill was finally passed.

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

Speaker Tucker in the Chair

SENATE BILL NO. 52—

BY SENATOR B. GAUTREAU

AN ACT

To amend and reenact R.S. 15:574.2(A)(1), relative to the Board of Parole; to provide for minimum qualifications of members; to provide for appointment of members; 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 Reengrossed Senate Bill No. 52 by Senator B. Gautreaux

AMENDMENT NO. 1

Delete Amendment Nos. 1 through 3 proposed by the House Committee on the Administration of Criminal Justice and adopted by the House on May 17, 2010.

AMENDMENT NO. 2

On page 1, line 17, after "thereof," delete the remainder of the line and insert "or were serving as a member of the board of parole on August 15, 2010."

AMENDMENT NO. 3

On page 2, delete line 1 in its entirety

AMENDMENT NO. 4

On page 2, line 2, delete "of Corrections in the last five years."

AMENDMENT NO. 5

On page 2, delete line 4 in its entirety and insert "Inc. Each"

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

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

Total - 92

NAYS

Total - 0

ABSENT

Abramson	Hines	Ponti
Champagne	Jones, R.	Robideaux
Ellington	LaFonta	Templet
Geymann	Leger	

Total - 11

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 151—

BY SENATOR ADLEY

AN ACT

To enact R.S. 14:73.1(14) and 73.9, relative to computer aided crime; to prohibit the use of an Internet, virtual, street-level map in the commission of a crime; to prohibit the use of an Internet, virtual, street-level map in the commission or attempted commission of an act of terrorism; to provide for enhanced penalties; to provide for definitions; 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	Fannin	McVea
Anders	Foil	Mills
Armes	Franklin	Monica
Arnold	Gallot	Montoucet
Aubert	Geymann	Morris
Badon, A.	Gisclair	Norton
Badon, B.	Greene	Pearson
Baldone	Guillory	Perry
Barras	Guinn	Pope
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Henry	Richmond
Burns, H.	Hill	Ritchie
Burns, T.	Hoffmann	Roy
Burrell	Howard	Schroder
Carmody	Hutter	Simon
Carter	Jackson G.	Smith, G.
Champagne	Jackson M.	Smith, J.
Chandler	Johnson	Smith, P.
Chaney	Jones, S.	St. Germain
Connick	Katz	Stiaes
Cortez	Kleckley	Talbot
Cromer	LaBruzzo	Thibaut
Danahay	Landry	Thierry
Dixon	Leger	Waddell
Doerge	Ligi	Williams
Dove	Little	Willmott
Downs	Lopinto	Wooton
Edwards	Lorusso	

Total - 89

NAYS

Total - 0

ABSENT

Abramson	LaFonta	Robideaux
Ellington	Lambert	Smiley
Hardy	LeBas	Templet
Hines	Nowlin	White
Jones, R.	Ponti	

Total - 14

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 196—

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 46:1403(A)(2) and 1404(B) and to enact R.S. 46:1403(A)(11) and to repeal Chapter 15 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:1451 through 1459, relative to child-placing agencies; to expand the definition of a child-placing agency; to provide for licensure of transitional youth residences as child-placing agencies; to provide an exemption to licensure of child-placing agencies operated by the Department of Social Services; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Total - 0

ABSENT

Abramson	Jackson G.	Ponti
Champagne	Jones, R.	Templett
Doerge	Jones, S.	Willmott
Ellington	LaFonta	
Hines	Mills	

Total - 13

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 214—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 37:793(G) and to enact R.S. 37:793(B)(5), relative to the administration of nitrous oxide inhalation analgesia; to provide for the administration of nitrous oxide inhalation analgesia by certain dental hygienists; to provide for a permit; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Total - 0

ABSENT

Abramson	LaFonta	Smiley
Doerge	McVea	Templett
Ellington	Morris	Willmott
Hines	Ponti	
Jones, R.	Pugh	

Total - 13

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 248—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 49:951(7) and 967 and to enact R.S. 49:951(1.1), relative to the Administrative Procedure Act; to provide for the applicability of, and exemptions from, the Act; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Waddell gave notice of his intention to call Senate Bill No. 248 from the calendar on Wednesday, June 2, 2010.

SENATE BILL NO. 257—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 36:3(4) and (7), 4(A)(10), 8(E)(2)(d), 9(C), 471(A), (B) and (C), 472, 473, 474(A)(8), (B)(1)(a)(i) and (b), 475, 475.1(A), (B) and (C), and 477 and to repeal R.S. 36:474(E) and 476, relative to the Department of Social Services; to rename the Department of Social Services the Department of Children and Family Services; to provide for the reorganization of the department; to provide for definitions; to provide for fiscal oversight and program evaluation; to provide for designation of certain organizational units; to provide for the composition of the department; to provide for the officers of the department; to provide for deputy secretaries; to provide for the undersecretary and the division of management and finance; to provide for the office of children and family services; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 303—
BY SENATOR LONG

AN ACT

To enact R.S. 37:2804(K), relative to the powers and duties of the Louisiana Board of Chiropractic Examiners; to provide for the power to enter into certain transactions involving immovable property; to provide for the authority of the board to borrow funds; and to provide for related matters.

Read by title.

Rep. Nowlin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Anders	Franklin	Monica
Armes	Gallot	Montoucet
Arnold	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Pope
Barras	Harrison	Pugh
Barrow	Hazel	Richard
Brossett	Henderson	Richardson
Burford	Henry	Richmond
Burns, H.	Hill	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Howard	Roy
Carmody	Hutter	Schroder
Carter	Jackson G.	Smiley
Chandler	Jackson M.	Smith, G.
Chaney	Johnson	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	LaBruzzo	Stiaes

Danahay	Landry	Talbot
Dixon	Leger	Thibaut
Doerge	Ligi	Thierry
Dove	Little	Waddell
Downs	Lopinto	Williams
Edwards	Lorusso	Wooton
Fannin	McVea	
Total - 86		

NAYS

Total - 0

ABSENT

Abramson	Jones, R.	Ponti
Billiot	Kleckley	Simon
Champagne	LaFonta	Templet
Ellington	Lambert	White
Geymann	LeBas	Willmott
Hines	Morris	
Total - 17		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 374—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 15:529.1(G), relative to the habitual offender law; to provide for imprisonment at hard labor for persons sentenced under the habitual offender law; and to provide for related matters.

Read by title.

Rep. Brossett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 36 HOUSE

33rd Day's Proceedings - May 24, 2010

Fannin
Foil
Total - 91

Lorusso
McVea

NAYS

Total - 0

ABSENT

Abramson
Champagne
Ellington
Hines
Total - 12

Jones, R.
Kleckley
LaFonta
Morris

Ponti
Simon
Templet
Wooton

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 375—

BY SENATORS MORRELL, CROWE, DORSEY AND MARIONNEAUX
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 provide for penalties at hard labor under certain circumstances; and to provide for related matters.

Read by title.

Motion

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

SENATE BILL NO. 69—

BY SENATOR MCPHERSON
AN ACT

To amend and reenact R.S. 40:2116(D)(2), relative to facility need review; to provide for an extension to the moratorium on additional beds for nursing facilities; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Dixon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Armes
Arnold
Badon, A.
Barrow
Billiot
Brossett
Burford
Burns, H.
Burrell
Chandler
Chaney
Cromer
Danahay
Dixon
Downs
Total - 44

Edwards
Franklin
Gallot
Geymann
Guillory
Hardy
Hazel
Henderson
Hill
Hoffmann
Howard
Jackson G.
Jackson M.
Johnson
Jones, S.

Katz
Mills
Norton
Pearson
Richardson
Richmond
Schroder
Smith, G.
Smith, P.
St. Germain
Stiaes
Thierry
Williams
Willmott

NAYS

Mr. Speaker
Aubert
Badon, B.
Baldone
Barras
Burns, T.
Carmody
Carter
Champagne
Connick
Cortez
Doerge
Dove
Fannin
Foil
Total - 45

Gisclair
Greene
Guinn
Harrison
Henry
Hutter
LaBruzzo
Lambert
Landry
LeBas
Ligi
Little
Lopinto
Lorusso
McVea

Monica
Montoucet
Morris
Perry
Pope
Pugh
Robideaux
Simon
Smiley
Smith, J.
Talbot
Thibaut
Waddell
White
Wooton

ABSENT

Abramson
Anders
Ellington
Hines
Jones, R.
Total - 14

Kleckley
LaFonta
Leger
Nowlin
Ponti

Richard
Ritchie
Roy
Templet

The Chair declared the above bill failed to pass.

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

Suspension of the Rules

On motion of Rep. Robideaux, 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

May 24, 2010

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. 178
Returned without amendments

House Concurrent Resolution No. 181
Returned without amendments

House Concurrent Resolution No. 185
Returned without amendments

House Concurrent Resolution No. 186
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 24, 2010

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. 77 and 89

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate**SENATE BILLS**

May 24, 2010

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

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

Senate Bill Nos. 219, 502, 591, 711, and 720

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Senate Bills and Joint Resolutions
on First Reading**

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

SENATE BILL NO. 219—
BY SENATOR APPEL

AN ACT

To amend and reenact Code of Civil Procedure Articles 863(B) and (D) and to enact Code of Civil Procedure Article 863(G), relative to pleadings in civil actions; to provide with respect to the requirements of signing pleadings; to provide with respect to sanctions; and to provide for related matters.

Read by title.

SENATE BILL NO. 502—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 15:1352(A)(12) and to enact R.S. 15:1352(A)(20) through (29), relative to "racketeering activity"; to provide for inclusion of additional enumerated crimes to the definition of "racketeering activity"; and to provide for related matters.

Read by title.

SENATE BILL NO. 591—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:970, relative to the licensure of nurses; to provide for the qualifications for licensure as a practical nurse; and to provide for related matters.

Read by title.

SENATE BILL NO. 711—

BY SENATORS CHEEK AND LAFLEUR

AN ACT

To enact Chapter 64 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2901, relative to the Community Hospital Stabilization Fund; to create the Community Hospital Stabilization Fund as a special fund in the state treasury; to provide for deposit of certain monies into the fund; to provide for the uses of monies in the fund; to provide for certain Medicaid and disproportionate share payments to non-rural, non-state community hospitals; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 720—

BY SENATOR MORRELL

AN ACT

To enact R.S. 9:2716, relative to contracts; to provide that certain contracts obtained through fraud, bribery, corruption or other criminal acts are against public policy and are absolutely null and void and unenforceable; and to provide for related matters.

Read by title.

Suspension of the Rules

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

**Introduction of Resolutions,
House and House Concurrent**

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

HOUSE RESOLUTION NO. 107—
BY REPRESENTATIVE BALDONE

A RESOLUTION

To commend the Vanderbilt Catholic High School football team upon winning the 2009 District 8-4A championship.

Read by title.

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

HOUSE RESOLUTION NO. 108—
BY REPRESENTATIVE BALDONE

A RESOLUTION

To commend the South Lafourche High School boys and girls swim teams upon winning the district championship at the 2010 Bayou District Championship Meet.

Read by title.

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

HOUSE RESOLUTION NO. 109—

BY REPRESENTATIVE BARROW

A RESOLUTION

To commend Staff Sergeant DeRonniou Heidelberg for his outstanding service to his country in the United States Army.

Read by title.

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

HOUSE RESOLUTION NO. 110—

BY REPRESENTATIVE BURFORD

A RESOLUTION

To recognize May 16 through May 22, 2010, as Emergency Medical Services (EMS) Week in the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 111—

BY REPRESENTATIVE BALDONE

A RESOLUTION

To commend the Ellender Memorial High School boys basketball team upon winning the 2010 District 8-4A championship.

Read by title.

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

HOUSE RESOLUTION NO. 112—

BY REPRESENTATIVE GARY SMITH

A RESOLUTION

To commend Barry Guillot, a science teacher at Harry Hurst Middle School in Destrehan, for his outstanding accomplishments in education and environmentalism.

Read by title.

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

HOUSE RESOLUTION NO. 113—

BY REPRESENTATIVE HENRY BURNS

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Mona McClaran Anderson.

Read by title.

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

HOUSE RESOLUTION NO. 114—

BY REPRESENTATIVE MICHAEL JACKSON

A RESOLUTION

To commend the Catholic High School cross country team upon winning the 2009 Class 5A state championship.

Read by title.

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

HOUSE RESOLUTION NO. 115—

BY REPRESENTATIVE KATZ

A RESOLUTION

To recognize Tuesday, May 25, 2010, as Dental Hygiene Day and to commend the Louisiana Dental Hygienists' Association and dental hygienists around the state for their outstanding contributions to the oral health of the citizens of the state of Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 188—

BY REPRESENTATIVE GARY SMITH

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to study the feasibility of and necessity for legislation which imposes restrictions on the residence of certain sex offenders by prohibiting sex offenders from establishing a residence in an area of high concentration of children.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 189—

BY REPRESENTATIVE JOHNSON

A CONCURRENT RESOLUTION

To authorize and direct the Louisiana State Law Institute to study all laws relative to birth certificates and filiation and to make recommendations on or before February 1, 2012, for revisions to state laws to resolve any conflict between the laws relative to birth certificates and the laws relative to filiation.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 190—

BY REPRESENTATIVE CONNICK

A CONCURRENT RESOLUTION

To urge and request the United States Army Corps of Engineers and Barack Obama, President of the United States, to expedite permitting for the state of Louisiana's coastal use permit application to dredge sand to be used to bolster our barrier islands in order to prevent oil from the Deepwater Horizon oil leak from entering our marshes.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 191—

BY REPRESENTATIVE LANDRY

A CONCURRENT RESOLUTION

To request the Louisiana State Law Institute to study the laws regarding intrafamily adoptions and make recommendations relative to establishing a procedure to address specific circumstances of intrafamily adoptions.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 192—

BY REPRESENTATIVE HARDY

A CONCURRENT RESOLUTION

To urge and request the governor and the attorney general of the state to hastily determine who is at fault and then timely pursue actions against those responsible for the resulting oil spill caused by the explosion that occurred on the rig Deepwater Horizon.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 193—

BY REPRESENTATIVE DIXON

A CONCURRENT RESOLUTION

To urge and request the office of state fire marshal and the Louisiana State University Fire and Emergency Training Institute to perform a study to identify any opportunities for fire, EMT, emergency services, disaster relief, and disaster planning training at England Airpark.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 24, 2010

To the Speaker and Members of the House of Representatives:

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

House Bill No. 200, by Connick
Reported by substitute. (16-0) (Regular)

House Bill No. 971, by Abramson
Reported with amendments. (21-0) (Regular)

House Bill No. 1171, by Tucker
Reported with amendments. (19-0) (Regular)

Senate Bill No. 159, by Murray
Reported with amendments. (16-0) (Regular)

Senate Bill No. 184, by Gautreaux, N.
Reported favorably. (17-0) (Regular)

Senate Bill No. 299, by Donahue
Reported with amendments. (16-0) (Regular)

JAMES R. "JIM" FANNIN
Chairman

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

Report of the Committee on Civil Law and Procedure

May 24, 2010

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 160, by Henry
Reported favorably. (11-0)

House Concurrent Resolution No. 174, by Abramson
Reported favorably. (11-0)

Senate Concurrent Resolution No. 38, by Long
Reported with amendments. (11-0)

Senate Bill No. 21, by Murray (Joint Resolution)
Reported with amendments. (11-0) (Regular)

Senate Bill No. 256, by Chaisson
Reported with amendments. (11-0) (Regular)

TIMOTHY G. "TIM" BURNS
Chairman

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

Report of the Committee on Transportation, Highways, and Public Works

May 24, 2010

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

Senate Bill No. 263, by Claitor
Reported favorably. (15-0) (Regular)

HOLLIS DOWNS
Vice Chairman

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

Report of the Committee on Ways and Means

May 24, 2010

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 2, by Greene
Reported with amendments. (13-0-1) (Regular)

House Bill No. 3, by Greene
Reported favorably. (13-0) (Regular)

House Bill No. 1457, by Monica
Reported with amendments. (11-0) (Regular)

Senate Bill No. 283, by Martiny
Reported with amendments. (14-0) (Regular)

Senate Bill No. 407, by McPherson
Reported favorably. (14-0) (Regular)

Senate Bill No. 525, by Murray
Reported favorably. (14-0) (Regular)

Senate Bill No. 680, by Shaw
Reported favorably. (14-0) (Local & Consent)

Senate Bill No. 721, by Nevers
Reported favorably. (13-0) (Local & Consent)

HUNTER V. GREENE
Chairman

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

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Austin Badon, the Committee on Transportation, Highways and Public Works was discharged from further consideration of House Bill No. 1395.

HOUSE BILL NO. 1395—

BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 38:2212(K), relative to public contracts, works, and improvements; to require certain information be included in the submission of a bid for which a contract disadvantaged business enterprise goal has been established; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Austin Badon, the bill was withdrawn from the files of the House.

Motion

On motion of Rep. Austin Badon, the Committee on Judiciary was discharged from further consideration of House Bill No. 1440.

HOUSE BILL NO. 1440—

BY REPRESENTATIVE AUSTIN BADON
AN ACT

To amend and reenact R.S. 13:996.62(A)(1), 2151.1, 2152.2(A), 2153.1, 2154, 2157(A)(introductory paragraph), 2158(A)(introductory paragraph), (C), and (D), 2160, 2161(A), 2162(A), 2163, and 2165(A), to enact R.S. 13:1312.1 and 2152.3, and to repeal R.S. 13:1312, 2151.4, 2152, and 2153(B), relative to the First City Court of the City of New Orleans and the Second City Court of the City of New Orleans; to remove the city courts from the judicial expense fund of the parish of Orleans and the consolidated judicial expense fund for the Forty-First Judicial District Court; to provide for the judicial expense fund for the First City Court of the City of New Orleans; to provide for the judicial expense fund for the Forty-First Judicial District Court; to abolish the Second City Court of the City of New Orleans and the office of judge, clerk, and constable; to delete provisions applying to the Second City Court of the City of New Orleans; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Austin Badon, the bill was withdrawn from the files of the House.

Privileged Report of the Legislative Bureau

May 24, 2010

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 75
Reported without amendments.

Senate Bill No. 228
Reported without amendments.

Senate Bill No. 405
Reported without amendments.

Senate Bill No. 648
Reported without amendments.

Senate Bill No. 725
Reported without amendments.

Senate Bill No. 778
Reported without amendments.

Respectfully submitted,
WAYNE WADDELL
Chairman

Privileged Report of the Committee on Enrollment

May 24, 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. 103—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the South Lafourche High School football team upon winning the 2009 District 8-5A championship.

HOUSE RESOLUTION NO. 105—

BY REPRESENTATIVE BROSSETT
A RESOLUTION

To commend Reverend Anthony M. Bozeman, SSJ, pastor of St. Raymond and St. Leo the Great Parish in New Orleans, upon the celebration of the tenth anniversary of his ordination.

HOUSE RESOLUTION NO. 106—

BY REPRESENTATIVES MICHAEL JACKSON, TUCKER, BALDONE, TIM BURNS, CARTER, CONNICK, GISCLAIR, GREENE, HARDY, KATZ, LABRUZZO, LEGER, LOPINTO, LORUSSO, MCVEA, GARY SMITH, AND PATRICIA SMITH
A RESOLUTION

To commend the Catholic High School wrestling team upon winning the 2010 Division I state championship.

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

May 24, 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 Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 176—
BY REPRESENTATIVES MCVEA, EDWARDS, AND THIBAUT AND
SENATOR RISER

A CONCURRENT RESOLUTION

To commend Louise Williams of Weyanoke upon the celebration of her one-hundred-tenth birthday on June 15, 2010.

HOUSE CONCURRENT RESOLUTION NO. 177—
BY REPRESENTATIVE SIMON

A CONCURRENT RESOLUTION

To urge and request television cable companies to determine methods to improve customer relations for the hearing impaired.

HOUSE CONCURRENT RESOLUTION NO. 180—
BY REPRESENTATIVES GREENE, MICHAEL JACKSON, KATZ, AND
PONTI AND SENATORS BROOME AND ERDEY

A CONCURRENT RESOLUTION

To commend East Baton Rouge Parish upon winning the Sixteenth Annual Elementary Championship Fitness Meet of the Governor's Games sponsored by the Governor's Council on Physical Fitness and Sports.

Respectfully submitted,

WAYNE WADDELL
Chairman

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

Suspension of the Rules

On motion of Rep. Gallot, the rules were suspended to permit the Committee on House and Governmental Affairs to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 171

Suspension of the Rules

On motion of Rep. Kleckley, the rules were suspended to permit the Committee on Insurance to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 757

Senate Concurrent Resolution No. 52

Leave of Absence

Rep. Hines - 1 day

Rep. Ponti - 1 day

Rep. Rosalind Jones - 1 day

Rep. Templet - 1 day

Adjournment

On motion of Rep. Geymann, at 5:15 P.M., the House agreed to adjourn until Tuesday, May 25, 2010, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, May 25, 2010.

ALFRED W. SPEER
Clerk of the House

