

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

TWENTY-NINTH 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 17, 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	Gallot	Monica
Abramson	Geymann	Montoucet
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Perry
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams

Fannin	Lorusso	Willmott
Foil	McVea	Wooton
Franklin	Mills	
Total - 101		

The Speaker announced that there were 101 members present and a quorum.

Prayer

Prayer was offered by Rep. Richardson.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Billiot, the Journal of May 13, 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 RESOLUTION NO. 81—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the South Lafourche High School boys track and field team upon winning the 2010 District 8-5A championship.

Read by title.

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

HOUSE RESOLUTION NO. 82—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the Vandebilt Catholic High School girls softball team upon winning the 2010 District 8-4A championship and the 2010 Class 4A state championship.

Read by title.

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

HOUSE RESOLUTION NO. 83—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the Vandebilt Catholic High School boys tennis team upon winning the 2010 District 8-4A championship and the 2010 Class 4A state championship.

Read by title.

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

HOUSE RESOLUTION NO. 84—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the Terrebonne High School girls softball team upon winning the 2010 District 8-5A championship.

Read by title.

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

HOUSE RESOLUTION NO. 85—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the E.D. White Catholic High School girls swim team upon winning the 2010 Division III state championship.

Read by title.

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

HOUSE RESOLUTION NO. 86—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the Vandebilt Catholic High School girls swim team upon winning the 2010 Division II state championship.

Read by title.

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

HOUSE RESOLUTION NO. 87—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the Vandebilt Catholic High School girls tennis team upon winning the 2010 District 8-4A championship and the 2010 Class 4A state championship.

Read by title.

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

HOUSE RESOLUTION NO. 88—

BY REPRESENTATIVE BALDONE
A RESOLUTION

To commend the Assumption High School girls track and field team upon winning the 2010 District 8-5A championship.

Read by title.

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

HOUSE RESOLUTION NO. 89—

BY REPRESENTATIVE HARDY
A RESOLUTION

To commend the Northside High School boys and girls track and field teams for winning the 2010 Class 4A state championship.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 166—

BY REPRESENTATIVES WILLMOTT AND LIGI AND SENATOR MARTINY
A CONCURRENT RESOLUTION

To commend Arthur Tudela for his outstanding service to his country in the United States Marine Corps.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 167—

BY REPRESENTATIVE DIXON
A CONCURRENT RESOLUTION

To express support for the retention of the Huey P. Long Medical Center in Pineville, the Central Louisiana State Hospital, the Red River Treatment Center, and the Pinecrest Supports and Services Center and to urge and request the governor, the Department of Health and Hospitals, and the Louisiana State

University Board of Supervisors to take all actions necessary to keep the facilities open, public, and viable in Louisiana.

Read by title.

Lies over under the rules.

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 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.

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

Senate Concurrent Resolutions Lying Over

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

SENATE CONCURRENT RESOLUTION NO. 80—

BY SENATOR CHABERT
A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility and costs of constructing additional exit ramps or of reconstructing the US 90 Overpass [Future I-49] with LA 1 and LA 308 in Lafourche Parish.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 81—

BY SENATOR MORRELL
A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make recommendations on the implementation of laws in Louisiana relative to surrogacy agreements and to report its findings to the legislature.

Read by title.

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

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. 47—

BY SENATOR CROWE
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(F), relative to fees paid as a condition of probation; to provide for the allocation and use of fees credited to the Sex Offender Registry Technology Fund; 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. 48—
BY SENATORS HEBERT AND WALSWORTH
AN ACT

To amend and reenact R.S. 32:297.1, relative to motor vehicles and mini-vehicles; to delete safety and certain emission requirements; 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. 299—
BY SENATOR DONAHUE
AN ACT

To enact R.S. 39:32(L) and R.S. 49:308.6, relative to state government services; to provide for a cost recovery budget request form; to provide for distribution of the form; to provide for an annual evaluation of certain fees; to provide relative to the development of a plan and schedule relative to the review of fees; to provide for an annual review and report of the findings of such review; 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. 395—
BY SENATOR N. GAUTREAU
AN ACT

To enact Subpart G of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:140.110 through 140.118, relative to railroad districts; to provide for the district's boundaries in Vermilion and Iberia parishes and for purpose, governance, and funding; to provide relative to the district's governing board's powers and duties; 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. 477—
BY SENATOR N. GAUTREAU
AN ACT

To amend and reenact R.S. 42:1124(A)(6), relative to financial disclosure; to provide disclosure requirements for certain public servants; 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. 537—
BY SENATOR NEVERS
AN ACT

To amend and reenact R.S. 23:381(1), 382, 383, 384(A), (B)(2), and (C), 385, 386, 387, 388(B), 389, 390, and 392(B) and (D), relative to apprentices; to provide for representation on the apprenticeship council; to provide for terms of those serving on the council; to provide relative to the apprenticeship council and its recommendations; to provide for the appointment of a director of apprenticeship who is not subject to council approval; to provide relative to powers and duties of the director of the council; to provide relative to apprenticeship programs; to provide for apprenticeship committees; to provide for definition of an apprentice; to provide as to the content of

apprentice agreements; to provide for the approval of apprentice agreements; to provide with respect to a rotation of employers; to provide with respect to controversies and complaints; to provide for civil penalties; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 607—
BY SENATOR LONG
AN ACT

To amend and reenact R.S. 22:46(9)(a) and (10), 47(5), 48(A)(15), 451(A), and 452(1)(b), R.S. 23:1168(A), 1195(A)(1), 1197(C) and the introductory paragraph of R.S. 23:1197(F), R.S. 23:1200 and to enact R.S. 23:1200.6 through 1200.17, and to repeal R.S. 22:461(J) and 1982, relative to workers' compensation group self-insurance funds; to provide that such funds are not insurers nor to be deemed insurance; to provide for compliance examinations of group self-insurance workers' compensation funds by the commissioner of insurance; to provide for hearings of matters as a result of such examinations; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 611—
BY SENATOR DORSEY
AN ACT

To enact R.S. 33:9038.64, relative to cooperative and economic development in East Baton Rouge Parish; to create the River Park Development District, a political subdivision of the state of Louisiana; to provide for the boundaries of the district; to provide for the governance of the district; to provide for the authority, powers, duties, and function of the governing body; to provide for the levy and collection of taxes and special assessments within the district; to provide for the authority to create subdistricts within the district; to authorize the district to issue and sell bonds; to authorize the district to engage in tax increment financing; to provide for the duration of the district; 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. 652—
BY SENATOR HEBERT
AN ACT

To amend and reenact R.S. 18:1299.1, relative to elections; to provide that any question or proposition to be voted on must also include a question in simple language directed to the voter with regard to the passage or rejection of the proposition; 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. 687—
BY SENATOR HEBERT
AN ACT

To amend and reenact R.S. 45:200.4, relative to public carrier vehicle insurance; to increase the minimum amount of insurance for property damage; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 732—
BY SENATOR HEBERT

AN ACT

To enact R.S. 22:1880, relative to health insurance; to provide for balance billing disclosure; to provide for definitions; to provide with respect to health insurance issuer, facility, and facility-based physician disclosure; 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. 24—
BY REPRESENTATIVES RICHMOND AND HARDY
A RESOLUTION

To create a task force to study the feasibility of requiring law enforcement agencies to record data and report statistics to the Department of Public Safety and Corrections regarding the total number of persons stopped for traffic violations, the race of each person stopped, and the action taken pursuant to each stop and to report its findings and recommendations to the House Committee on Judiciary and the speaker of the House of Representatives prior to January 1, 2012.

Read by title.

Reported favorably by the Committee on Judiciary.

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

HOUSE CONCURRENT RESOLUTION NO. 87—
BY REPRESENTATIVES HARDY AND RICHMOND
A CONCURRENT RESOLUTION

To create a task force to study the feasibility of requiring law enforcement agencies to record data and report statistics to the Department of Public Safety and Corrections regarding the total number of persons stopped for traffic violations, the race of each person stopped, and the action taken pursuant to each stop, and to report its findings and recommendations to the House Committee on Judiciary, the president of the Senate, and the speaker of the House of Representatives prior to January 1, 2012.

Read by title.

Reported favorably by the Committee on Judiciary.

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

**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. 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.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 214 by Representative Kleckley

AMENDMENT NO. 1

On page 1, line 17, after "from the" and before "court" insert "clerk of"

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

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 419 by Representative Barrow

AMENDMENT NO. 1

On page 1, line 2, delete "proper"

AMENDMENT NO. 2

On page 1, line 3, change "tasers" to "electronic control devices" and after the semicolon ";" and before "and" insert "to require manufacturers to provide training;"

AMENDMENT NO. 3

On page 1, line 6, change "law enforcement" to "peace" and change "tasers" to "electronic control devices"

AMENDMENT NO. 4

On page 1, delete lines 7 through 11 in their entirety and add the following:

"Manufacturers of electronic control devices, commonly referred to as "stun guns", which are sold for law enforcement purposes within the state of Louisiana shall develop a training and certification course which shall instruct peace officers as to the proper handling and use of the devices. The course shall also contain instruction regarding the impact of high voltage electronic control devices and the effects of their use. Every peace officer who purchases or is issued an electronic control device for use in the performance of his duties shall successfully complete this training course."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 503—BY REPRESENTATIVES DANAHAY AND CONNICK
AN ACT

To enact Part II-B of Chapter 2 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 26:331 through 337, relative to homemade beer; to provide for "Louisiana Homemade Beer Law", to provide for legislative intent; to provide for maximum amount of production; to provide for purposes and requirements; to provide for prohibitions and penalties; to provide for rules and regulations; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Judiciary.

The substitute was read by title as follows:

HOUSE BILL NO. 1484 (Substitute for House Bill No. 503 by Representative Danahay)—BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 26:90(A)(5) and 286(A)(5) and to enact R.S. 26:793(A)(5), relative to homebrew beer; to provide for exceptions to the prohibitions for alcohol of high and low alcoholic content for homebrew beer; to provide for a three-day special event permit for a retail dealer to authorize homebrew on the licensed permits; to provide for purposes for which homebrew beer is authorized; to provide for limitations; to provide for definitions; and to provide for related matters.

Read by title.

On motion of Rep. Richmond, the substitute was adopted and became House Bill No. 1484 by Rep. Danahay, on behalf of the Committee on Judiciary, as a substitute for House Bill No. 503 by Rep. Danahay.

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

HOUSE BILL NO. 520—BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 15:1096.2 and to repeal R.S. 15:1093.2, relative to the Tri-Parish Juvenile Justice District; to provide for additional purposes and authority; to authorize the board of commissioners to enter into certain cooperative endeavor agreements; to provide for the expenditure of funds and payment of costs and expenses; to repeal provisions applying the additional purposes and authority statewide; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

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

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.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 543—BY REPRESENTATIVE BARRAS
AN ACT

To repeal Part V of Chapter 3 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:291 through 294, relative to the Iberia Parish Law Library Commission; to repeal such commission and the powers, rights, and duties of such commission; to provide for the transfer of any obligations, property, records, and employees of the commission; to provide for use of the monies of the commission; and to provide for related matters.

Read by title.

Page 6 HOUSE

29th Day's Proceedings - May 17, 2010

Reported favorably by the Committee on Judiciary.

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

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

HOUSE BILL NO. 544—

BY REPRESENTATIVE PUGH

AN ACT

To amend and reenact R.S. 33:3813.2(C)(2), relative to Tangipahoa Parish; to provide relative to the Tangipahoa Water District; to increase the amount of per diem paid to members of the governing board; and to provide for related matters.

Read by title.

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

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

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

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.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original House Bill No. 733 by Representative Anders

AMENDMENT NO. 1

On page 1, line 2, after "relative to" delete the remainder of the line and insert "carbon sequestration; to authorize"

AMENDMENT NO. 2

On page 1, line 3, after "participation in" and before "programs" insert "greenhouse gas emission reduction"

AMENDMENT NO. 3

On page 1, line 7, after "§1221." delete the remainder of the line and insert "Carbon sequestration; emissions reduction of carbon dioxide and other"

AMENDMENT NO. 4

On page 1, line 10, between "regarding" and "sequestration" delete "the" and insert "carbon"

AMENDMENT NO. 5

On page 1, at the beginning of line 11, delete "of carbon dioxide" and after "or the" delete "offsetting" and insert "reduction"

AMENDMENT NO. 6

On page 1, line 12, after "gases" and before "agriculture" change "for" to "from"

AMENDMENT NO. 7

On page 1, after line 14, insert:

"C. The provisions of this Section do not affect the authority of the Louisiana Department of Natural Resources or benefits, credits, or offsets derived from projects approved and undertaken by the Coastal Protection and Restoration Authority in the coastal area."

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

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

Under the rules, placed on the regular 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 781 by Representative Champagne

AMENDMENT NO. 1

On page 2, delete lines 5 through 10 in their entirety and insert in lieu thereof the following:

"B. The Erath-Delcambre Consolidated Wastewater District shall be comprised of all of the property located within the corporate limits of the towns of Erath and Delcambre, as well as all of the property within the following boundaries: bounded on the west by the eastern edge of the Delcambre Canal, bounded on the north by the southern edge of a straight line formed by the extension of Pearl Street in an easterly direction, bounded on the east by a straight line formed by the western edge of Twin Port Road and its extension to the north where it intersects with the extension of Pearl Street, and bounded on the south by a straight line drawn due west from the southern end of Twin Port Road to a point where it intersects with the eastern edge of the Delcambre Canal."

AMENDMENT NO. 2

On page 5, line 7, change "voters" to "electors"

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

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

Under the rules, placed on the regular calendar.

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.

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

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

Under the rules, placed on the regular 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 957 by Representative Lorusso

AMENDMENT NO. 1

On page 2, line 14, after "Inc." and before "or" delete the comma " , "

AMENDMENT NO. 2

On page 2, line 16, after "Association" and before "or" delete the comma " , "

AMENDMENT NO. 3

On page 2, line 18, after "Association" and before "his" insert "or"

AMENDMENT NO. 4

On page 2, line 20, after "Association" and before "his" insert "or"

AMENDMENT NO. 5

On page 2, line 22, after "Inc." and before "or" delete the comma " , "

AMENDMENT NO. 6

On page 3, line 3, change "(3)" to "(2)"

AMENDMENT NO. 7

On page 3, line 4, after "pursuant to" delete the remainder of the line and at the beginning of line 5, delete "(D)(1)(i) of this Section" and insert "Subparagraphs (1)(f) through (i) of this Subsection"

AMENDMENT NO. 8

On page 3, at the beginning of line 11, change "(4)" to "(3)" and on line 11, change "Subparagraph (D)(1)(a) through (e)" to "Subparagraphs (1)(a) through (e) of this Subsection"

AMENDMENT NO. 9

On page 3, line 13, after "pursuant to" delete remainder of the line and at the beginning of line 14, delete "through D(1)(i) of this Section" and insert "Subparagraphs (1)(f) through (i) of this Subsection"

AMENDMENT NO. 10

On page 3, line 20, change "(5)" to "(4)"

AMENDMENT NO. 11

On page 3, line 22, change "(6)" to "(5)"

AMENDMENT NO. 12

On page 3, line 27, change "(7)" to "(6)"

AMENDMENT NO. 13

On page 4, line 2, change "districts" to "district's boundaries"

AMENDMENT NO. 14

On page 4, line 4, change "(8)" to "(7)"

AMENDMENT NO. 15

On page 4, line 7, change "(9)" to "(8)"

AMENDMENT NO. 16

On page 5, line 26, after "majority of the" and before "voters" insert "registered"

AMENDMENT NO. 17

On page 5, line 27, after "proposition" delete the remainder of the line and insert "at an election held for such purpose in accordance with the Louisiana Election Code."

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

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

Under the rules, placed on the regular calendar.

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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1032 by Representative Barrow

AMENDMENT NO. 1

On page 1, line 19, delete "nine-member" and insert "seven-member"

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

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

Under the rules, placed on the regular 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1080 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 11, line 16, after "property owner" and before "of the" insert "and any mortgagee listed in the mortgage records"

AMENDMENT NO. 2

On page 11, line 18, after "Ouachita" and before "If" delete the period "." and insert a comma "," and "or in the case of a mortgagee, as listed in the mortgage recorded in the mortgage records of the parish."

AMENDMENT NO. 3

On page 12, line 11, after "return receipt requested." delete the remainder of the line and delete line 12 in its entirety and on line 13 delete "property whose names and addresses can be reasonably ascertained." and insert "or by personal service to all parties who have a legally protected property interest in such property including a mortgagee, and provided that such interest holder fails to respond to such notice prior to commencement of expropriation proceedings."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1104—

BY REPRESENTATIVE ROBIDEAUX
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, to create the Lafayette Parish Redevelopment Authority; to provide for the formation of a program or programs in the parish of Lafayette for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings in the parish of Lafayette; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the local and consent 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.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1290—

BY REPRESENTATIVE AUBERT
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.

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

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

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

HOUSE BILL NO. 1293—

BY REPRESENTATIVE EDWARDS
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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 1293 by Representative Edwards

AMENDMENT NO. 1

Change lead author from "Representative Edwards" to "Representative Pugh"

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

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

Under the rules, placed on the regular calendar.

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.

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

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

Under the rules, placed on the regular calendar.

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 tobacco products; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 1310 by Representative Ritchie

AMENDMENT NO. 1

On page 1, line 18, after "tobacconist-" delete the remainder of the line in its entirety and insert in lieu thereof "The commissioner of alcohol and tobacco control shall promulgate rules to issue a single permit for bona fide Louisiana tobacconists. Such single permit shall allow any bona fide Louisiana tobacconist to operate as a retail tobacco dealer and as a wholesale tobacco dealer. Any fee assessed for such single tobacconist permit shall be set at the current rate in effect on August 15, 2010."

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

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

Under the rules, placed on the regular calendar.

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.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 1337 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 11:203," and insert "R.S. 11:62(4), (5)(a) and (c) and (10), 203,"

AMENDMENT NO. 2

On page 1, line 5, after "1141(A)" insert a comma "," and delete "and (C)(1)(a),"

AMENDMENT NO. 3

On page 1, line 8, change "R.S. 11:62(14)," to "R.S. 11:62(5)(g)"

Page 10 HOUSE

29th Day's Proceedings - May 17, 2010

AMENDMENT NO. 4

On page 1, line 12, after "comprised of" delete the remainder of the line and insert "R.S. 11:1345.1 through 1345.9,"

AMENDMENT NO. 5

On page 2, line 5, after "Section 1." delete "R.S. 11:203," and insert "R.S. 11:62(4), (5)(a) and (c) and (10), 203,"

AMENDMENT NO. 6

On page 2, line 7, after "1141(A)" insert a comma "," and delete "and (C)(1)(a)"

AMENDMENT NO. 7

On page 2, line 11, change "11:62(14)," to "11:62(5)(g),"

AMENDMENT NO. 8

On page 2, line 15, after "comprised of" delete "R.S. 11:1351 through 1359" and insert "R.S. 11:1345.1 through 1345.9"

AMENDMENT NO. 9

On page 2, delete lines 20 through 27 in their entirety and insert the following:

;(4) Louisiana School Employees' Retirement System ~~=7.5%~~

(a) Employed on or before December 31, 2010 - 7.5%

(b) Employed on or after January 1, 2011 - 8%

(5) Louisiana State Employees' Retirement System:

(a) Judges, court officers, the governor, lieutenant governor and legislators ~~=11.5%~~ ;

(i) Employed on or before December 31, 2010 - 11.5%

(ii) Employed on or after January 1, 2011 - 8%

* * *

(c) Clerk of the House and Secretary of the Senate ~~=9.5%~~ ;

(i) Employed on or before December 31, 2010 - 9.5%

(ii) Employed on or after January 1, 2011 - 8%

* * *

(g) "Members" of the Hazardous Duty Services Plan, as defined in R.S. 11:612 - 9.5%.

* * *

(10) State Police Pension and Retirement System ~~=8.5%~~ ;

(a) Employed on or before December 31, 2010 - 8.5%

(b) "Members" of the New State Police Retirement Plan as defined in R.S. 11:1345.2 - 9.5%"

AMENDMENT NO. 10

On page 6, line 2, after "be" delete the remainder of the line in its entirety and at the beginning of line 3, delete "or incapacitated" and insert in lieu thereof "totally and permanently disabled"

AMENDMENT NO. 11

On page 6, line 4, after "nature," insert "or totally disabled other than in the performance of his duties,"

AMENDMENT NO. 12

On page 6, line 5, after "11:617" delete "(A)"

AMENDMENT NO. 13

On page 6, line 6, after "disability" delete "or survivors'"

AMENDMENT NO. 14

On page 6, line 29, after "be" delete "either totally or partially" and insert "totally and permanently"

AMENDMENT NO. 15

On page 7, line 2, after "service," delete the remainder of the line in its entirety and delete line 3 in its entirety

AMENDMENT NO. 16

On page 11, line 11, after "December" change "21," to "31,"

AMENDMENT NO. 17

On page 11, delete lines 24 through 29 in their entirety and insert the following:

"(2)(a) Any member hired on or after July 1, 2006, shall be eligible for retirement if he has ten years or more of service, at age sixty or thereafter.

(b) Except for members of the Hazardous Duty Services Plan, as defined in R.S. 11:612, any member whose first employment making him eligible for membership began on or after January 1, 2011, including any judge, court officer, governor, lieutenant governor, clerk or sergeant-at-arms of the House of Representatives, secretary or sergeant-at-arms of the Senate, or state treasurer, shall be eligible for retirement if he has:

(i) Five years or more of service, at age sixty or thereafter.

(ii) Twenty years of service credit at any age, exclusive of military service and unused annual and sick leave, but any person retiring under this Item shall have his benefit, inclusive of military service credit and allowable unused annual and sick leave, actuarially reduced from the earliest age that he would normally become eligible for a regular retirement benefit under Item (i) of this Subparagraph if he had continued in service to that age. Any employee who elects to retire under the provisions of this Item shall not be eligible to participate in the Deferred Retirement Option Plan provided by R.S. 11:447 or the Initial Benefit Option provided by R.S. 11:446."

AMENDMENT NO. 18

On page 15, line 27, after "11:617" delete "(A)"

AMENDMENT NO. 19

On page 17, delete lines 23 through 25 in their entirety and insert the following:

"(2)(a) Benefits shall cease upon remarriage, and the surviving spouse shall be liable to the system for repayment of any survivor benefits received subsequent to his remarriage. The surviving spouse shall notify the system in writing within thirty days of his remarriage.

Failure to provide such notice shall constitute fraud for purposes of R.S. 11:543.

(b) Benefits shall resume upon a subsequent divorce or death of a new spouse.

(c) Notwithstanding the provisions Subparagraph (a) of this Paragraph, if the member was eligible to retire on the date of his death, benefits shall not cease upon remarriage."

AMENDMENT NO. 20

On page 18, delete lines 22 through 24 in their entirety and insert the following:

"(2)(a) Benefits shall cease upon remarriage, and the surviving spouse shall be liable to the system for repayment of any survivor benefits received subsequent to his remarriage. The surviving spouse shall notify the system in writing within thirty days of his remarriage. Failure to provide such notice shall constitute fraud for purposes of R.S. 11:543.

(b) Benefits shall resume upon a subsequent divorce or death of a new spouse.

(c) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, if the member was eligible to retire on the date of his death, benefits shall not cease upon remarriage."

AMENDMENT NO. 21

On page 19, line 13, after "under" delete "Louisiana"

AMENDMENT NO. 22

On page 19, line 18, after "all" delete "survivor"

AMENDMENT NO. 23

On page 19, line 20, after "payment of" delete the remainder of the line and insert the following:

"benefits. If the trust terminates under the terms of the trust prior to the death of the child, then benefits shall be payable as otherwise provided under this Subsection. The trustee of the trust shall immediately notify the system in writing of the death of the child."

AMENDMENT NO. 24

On page 25, delete line 29 in its entirety and insert "(2) Twelve years or more of service, at age fifty-five or thereafter."

AMENDMENT NO. 25

On page 26, delete lines 1 through 9 in their entirety and insert in lieu thereof:

"(3) Twenty years of service credit at any age, exclusive of military service and unused annual and sick leave, but any person retiring under this Paragraph shall have his benefit, inclusive of military service credit and allowable unused annual and sick leave, actuarially reduced. Any member retiring under this Paragraph who is in state service at the time of his retirement shall have his benefit actuarially reduced from the earliest age that he would normally become eligible for a regular retirement benefit under Paragraph (1) or (2) of this Subsection if he had continued in service to that age. Any member retiring under this Paragraph who is out of state service at the time of his retirement shall have his benefit actuarially reduced from the earliest age that he would normally become eligible for a regular retirement benefit under Paragraph (1) or (2) of this Subsection based upon his years of service as of the date of

retirement. Any employee who elects to retire under the provisions of this Paragraph shall not be eligible to participate in the Deferred Retirement Option Plan provided by R.S. 11:447 or the Initial Benefit Option provided by R.S. 11:446(A)(5)."

AMENDMENT NO. 26

On page 27, between lines 16 and 17 insert:

"D. The provisions of R.S. 11:461(B)(4) shall apply to members."

AMENDMENT NO. 27

On page 30, delete lines 15 and 16 in their entirety and insert the following:

"(a) Has attained the age of sixty years and has credit for five years of accredited service.

(b) Has twenty years of service credit at any age, exclusive of military service and unused annual and sick leave, but any person retiring under this Subparagraph shall have his benefit, inclusive of military service credit and allowable unused annual and sick leave, actuarially reduced from the earliest age that he would normally become eligible for a regular retirement benefit under Subparagraph (a) of this Paragraph if he had continued in service to that age. Any member who elects to retire under the provisions of this Subparagraph shall not be eligible to participate in the Deferred Retirement Option Plan provided by R.S. 11:786 or the Initial Lump-Sum Benefit option provided by R.S. 11:783."

AMENDMENT NO. 28

On page 37, line 4, after "for" and before "years" change "ten" to "five"

AMENDMENT NO. 29

On page 37, delete lines 12 through 21 in their entirety

AMENDMENT NO. 30

On page 44, at the end of line 23, change "R.S. 11:1357" to "R.S. 11:1345.7"

AMENDMENT NO. 31

On page 51, at the beginning of line 17, change "§1351." to "§1345.1."

AMENDMENT NO. 32

On page 52, at the beginning of line 1, change "§1352." to "§1345.2."

AMENDMENT NO. 33

On page 53, line 3, delete "Louisiana State Employees'" and insert "State Police Pension and"

AMENDMENT NO. 34

On page 53, at the beginning of line 4, change "§1353." to "§1345.3."

AMENDMENT NO. 35

On page 53, at the beginning of line 9, change "§1354." to "§1345.4."

AMENDMENT NO. 36

On page 53, delete line 12 in its entirety and insert "B. Twelve years or more of service, at age fifty-five or thereafter."

Page 12 HOUSE

29th Day's Proceedings - May 17, 2010

AMENDMENT NO. 37

On page 53, at the beginning of line 21, change "§1355." to "§1345.5."

AMENDMENT NO. 38

On page 53, at the beginning of line 25, change "§1356." to "§1345.6."

AMENDMENT NO. 39

On page 54, at the beginning of line 1, change "§1357." to "§1345.7."

AMENDMENT NO. 40

On page 54, at the beginning of line 13, change "§1358." to "§1345.8."

AMENDMENT NO. 41

On page 55, at the beginning of line 1, change "§1359." to "§1345.9."

AMENDMENT NO. 42

On page 55, at the end of line 4, change "R.S. 11:1323" to "R.S. 11:1320"

AMENDMENT NO. 43

On page 55, line 11, delete "Subpart" and insert "Section"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1409—

BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 33:4762(D), relative to notices for demolition or removal of buildings; to provide that notice of demolition or removal of a building is de facto proof that a building is more than fifty percent damaged; and to provide for related matters.

Read by title.

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

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

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

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.

Reported favorably by the Committee on Judiciary.

On motion of Rep. Richmond, 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. 52—

BY SENATOR B. GAUTREUX

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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 52 by Senator B. Gautreaux

AMENDMENT NO. 1

On page 2, line 1, after "volunteer of" and before "the" delete the comma " , "

AMENDMENT NO. 2

On page 2, line 2, after "of" and before "Corrections" insert "Public Safety and" and change "last" to "preceding"

AMENDMENT NO. 3

On page 2, line 4, at the beginning of the line, after "Inc." delete the comma " , "

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 61 by Senator Amedee

AMENDMENT NO. 1

On page 1, line 2, change "Article 162 and 731(B)" to "Articles 162, 202(A)(introductory paragraph) and (1), and 731(B)"

AMENDMENT NO. 2

On page 1, line 3, delete "Code of Criminal Procedure Article 202 (D)(5) and" and change "R.S. 9:2603.1 (F)" to "R.S. 9:2603.1(F)"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." change "R.S. 9:2603.1 (F)" to "R.S. 9:2603.1(F)"

AMENDMENT NO. 4

On page 2, line 1, after "Procedure" change "Art. 162 and 731(B)" to "Articles 162, 202(A)(introductory paragraph) and (1), and 731(B)"

AMENDMENT NO. 5

On page 2, line 2, after "reenacted" delete "and Code of Criminal Procedure Art. 202 (D)(5) is enacted"

AMENDMENT NO. 6

On page 2, at the beginning of line 4, insert "A."

AMENDMENT NO. 7

On page 2, delete lines 7 through 9 in their entirety

AMENDMENT NO. 8

On page 2, at the beginning of line 10, insert "B."

AMENDMENT NO. 9

On page 2, between lines 13 and 14, insert the following:

"C. A search warrant shall particularly describe the person or place to be searched, the persons or things to be seized, and the lawful purpose or reason for the search or seizure."

AMENDMENT NO. 10

On page 2, delete lines 16 through 26 in their entirety and insert the following:

"A. A warrant of arrest may be issued by any magistrate pursuant to this Paragraph or as provided in Paragraph D of this Article and, except where a summons is issued under Article 209, shall be issued when all of the following occur:

(1) The person making the complaint executes an affidavit specifying, to his best knowledge and belief, the nature, date, and place of the offense, and the name and surname of the offender if known, and of the person injured if there be any; and, An affidavit containing the electronic signature of the applicant shall satisfy the

constitutional requirement that the testimony of the applicant be made under oath, provided that such signature is made under penalty of perjury and in compliance with R.S. 9:2603.1(D)."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular 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.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 103—

BY SENATORS N. GAUTREAU, AMEDEE, CHABERT, GULLORY, 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.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 103 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 2, line 5, delete "as"

AMENDMENT NO. 2

On page 2, line 17, delete "and/or funding" and insert in lieu thereof "or funding, or both"

AMENDMENT NO. 3

On page 5, at the end of line 24, after "including" add "federal funds and"

Page 14 HOUSE

29th Day's Proceedings - May 17, 2010

AMENDMENT NO. 4

On page 7, line 22, change "Department" to "department"

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. 103 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 5, line 29, following "(2)" change "In addition, all money within." to "All money"

AMENDMENT NO. 2

On page 8, line 28, following "Louisiana" and before "Law" insert "State"

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

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

Under the rules, placed on the regular calendar.

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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 151 by Senator Adley

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 14:73.1(11), (12), and (13) and to"

AMENDMENT NO. 2

On page 1, line 8, after "Section 1." and before "R.S. 14:73.1(14)" insert "R.S. 14:73.1(11), (12), and (13) are hereby amended and reenacted and"

AMENDMENT NO. 3

On page 1, at the beginning of line 12, at the beginning of the line change "(14)" to "(11)"

AMENDMENT NO. 4

On page 1, delete line 17 in its entirety and insert the following:

~~"(H)(12)~~ "Proper means" includes:

(a) Discovery by independent invention.

(b) Discovery by "reverse engineering", that is by starting with the known product and working backward to find the method by which it was developed. The acquisition of the known product must be by lawful means.

(c) Discovery under license or authority of the owner.

(d) Observation of the property in public use or on public display.

(e) Discovery in published literature.

~~(12)(13)~~ "Property" means property as defined in R.S. 14:2(8) and shall specifically include but not be limited to financial instruments, electronically stored or produced data, and computer programs, whether in machine readable or human readable form.

~~(13)(14)~~ "Unsolicited bulk electronic mail" means any electronic message which is developed and distributed in an effort to sell or lease consumer goods or services and is sent in the same or substantially similar form to more than one thousand recipients."

AMENDMENT NO. 5

On page 2, delete line 1 in its entirety and insert "§73.9. Criminal use of Internet, virtual, street-map; enhanced penalties"

AMENDMENT NO. 6

On page 2, line 3, after "additional" and before "period" insert "sentence for a"

AMENDMENT NO. 7

On page 2, line 4, after "imposed" delete the remainder of the line and at the beginning of line 5, delete "probation, or suspension of sentence."

AMENDMENT NO. 8

On page 2, line 6, after "consecutively" and before "the sentence" change "to" to "with"

AMENDMENT NO. 9

On page 2, line 7, after "imposed" delete the remainder of the line, delete line 8 in its entirety, and insert "for the underlying offense."

AMENDMENT NO. 10

On page 2, line 11, after "additional" and before "period" insert "sentence for a"

AMENDMENT NO. 11

On page 2, line 14, after "consecutively" and before "the sentence" change "to" to "with", and after "imposed" delete the remainder of the line, delete lines 15 and 16 in their entirety, and insert "for the underlying offense."

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. 151 by Senator Adley

AMENDMENT NO. 1

In House Committee Amendment No.4 proposed by the House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 151, on line 10, following "On page 1," change "delete line 17 in its entirety" to "between lines 16 and 17"

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

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Reengrossed Senate Bill No. 248 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." insert "47:820.5.2(F)(5) and 820.5.4(F)(5) and R.S."

AMENDMENT NO. 2

On page 1, line 4, after "the Act;" insert "to repeal certain of such exemptions;"

AMENDMENT NO. 3

On page 3, between lines 13 and 14, insert the following:

"(c) The provisions of this Chapter relative to fees shall not be applicable to a higher education management board created by Article VIII, Section 6, 7, or 7.1 of the Constitution of Louisiana."

AMENDMENT NO. 4

On page 3, line 26, delete "Subsection" and insert in lieu thereof "Paragraph"

AMENDMENT NO. 5

On page 4, line 1, before the period "." insert ", 121.3(A), 969.34, and 1092(F)"

AMENDMENT NO. 6

On page 4, line 2, change "3561(D)(2)" to "3552(C), 3556.2(A), and 3561(D)(2)"

AMENDMENT NO. 7

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

"(7) R.S. 13:4202(B)(2)."

AMENDMENT NO. 8

On page 4, line 3, change "(7)" to "(8)"

AMENDMENT NO. 9

On page 4, line 4, change "(8)" to "(9)"

AMENDMENT NO. 10

On page 4, between lines 4 and 5, insert the following:

"(10) R.S. 27:220(C)."

AMENDMENT NO. 11

On page 4, line 5, change "(9)" to "(11)"

AMENDMENT NO. 12

On page 4, line 6, change "(10)" to "(12)"

AMENDMENT NO. 13

On page 4, delete line 7 and insert the following:

"(13) R.S. 37:1806.1(B) and 3012(B)(1)."

AMENDMENT NO. 14

On page 4, line 8, change "(12)" to "(14)"

AMENDMENT NO. 15

On page 4, delete line 9

AMENDMENT NO. 16

On page 4, line 10, change "(14)" to "(15)"

AMENDMENT NO. 17

On page 4, line 11, change "(15)" to "(16)"

AMENDMENT NO. 18

On page 4, line 12, change "(16)" to "(17)"

AMENDMENT NO. 19

On page 4, at the end of line 19, delete the period "." and insert in lieu thereof "of this Section."

AMENDMENT NO. 20

On page 4, line 20, after "Section 2." delete the remainder of the line and delete lines 21 through 24 and insert the following:

"R.S. 47:820.5.2(F)(5) and 820.5.4(F)(5) are hereby amended and reenacted to read as follows:

§820.5.2. Crescent City Connection toll violations

* * *

F. The following procedures shall be taken for the collection of tolls, administrative fees, and late charges under this Section:

* * *

(5) The registered owner may, without waiving the right to a hearing as provided by this Section, and also without waiving judicial review, appeal a violation notice and receive a review and disposition of the violation from a division violation clerk by mail. The appeal by mail must contain a signed statement from the registered owner explaining the basis for the appeal. The signed statement may be accompanied by signed statements from witnesses, police officers, government officials, or other relevant parties or photographs, diagrams, maps, or other relevant documents that the registered owner determines to submit. Statements or materials sent to a violation clerk for review must have attached to them the name and address of the registered owner as well as the number of the violation notice and the date of the violation. All information submitted by the registered owner becomes part of the violation record. The violation clerk shall, within sixty days of receipt of such material, review the material and dismiss or uphold the violation and notify the registered owner of the disposition of the hearing in writing by mail. If the appeal by mail is denied, the violation clerk shall explain the reasons for the determination. The violation clerk shall have the authority to waive administrative fees, in whole or in part, for good cause shown. ~~The review and disposition handled by mail shall be informal, the rules of evidence shall not apply, the Administrative Procedure Act shall not apply, and the decision of the violation clerk shall be final subject to the hearing provisions provided by this Section and to judicial review.~~

* * *

§820.5.4. LA 1 Project toll violations

* * *

F. The following procedures shall be taken for the collection of tolls, administrative fees, and late charges under this Section:

* * *

(5) The registered owner may, without waiving the right to a hearing as provided by this Section, and also without waiving judicial review, appeal a violation notice and receive a review and disposition of the violation from a LTA violation clerk by mail. This appeal by mail must contain a signed statement from the registered owner explaining the basis for the appeal. The signed statement must be accompanied by signed statements from witnesses, police officers, government officials, or other relevant parties or photographs, diagrams, maps, or other relevant documents that the registered owner determines to submit. Statements or materials sent to a violation clerk for review must have attached to them the name and address of the registered owner as well as the number of the violation notice and the date of the violation. All information submitted by the registered owner becomes part of the violation record. The violation clerk shall, within sixty days of receipt of such material, review the material and dismiss or uphold the violation and notify the registered owner of the disposition of the hearing in writing by mail. If the appeal by mail is denied, the violation clerk shall explain the reasons for the determination. The violation clerk shall have the authority to waive the administrative fees, in whole or in part, for good cause shown. ~~The review and disposition handled by mail shall be informal, the rules of evidence shall not apply, the Administrative Procedure Act shall not apply, and the decision of the violation clerk shall be final, subject to the hearing provisions provided by this Section and to judicial review.~~

* * *

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

Reported favorably by the Committee on House and Governmental Affairs.

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. 257 by Senator Mount

AMENDMENT NO. 1

On page 1, line 2, following "471(A), (B) and" change "(C)" to "(C)(1)"

AMENDMENT NO. 2

On page 1, line 14, following "471(A), (B) and" and before ", 472," change "(C)" to "(C)(1)"

AMENDMENT NO. 3

On page 8, line 11, following "and" change "policy" to "policies"

AMENDMENT NO. 4

On page 10, line 4, following "of the state" and before "including" delete "1"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 386—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 49:222(B)(12), relative to fees chargeable by secretary of state; to provide with respect to special fees; to provide with respect to requests for information which require a written response; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 451—

BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 37:3200 and 3208(B) and to enact R.S. 37:3220 and 3221, relative to the Radiologic Technology Board of Examiners; to provide for definitions; to provide for the issuance of permits and for certain clinical experience requirements; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 467—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 46:285, relative to required training for child protection and foster care workers; to provide for deemed status for certain training; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 503—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 15:1177(A)(1)(b), relative to judicial review of certain administrative actions; to provide that the Department of Public Safety and Corrections is the only proper party defendant involving the judicial review of department's administrative decisions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 503 by Senator Claitor

AMENDMENT NO. 1

On page 2, line 1, change "(1)(a)" to "(1)" and delete the remainder of the line

AMENDMENT NO. 2

On page 2, between lines 1 and 2, insert asterisks "* * *"

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. 503 by Senator Claitor

AMENDMENT NO. 1

On page 2, line 9, and before "the" change "Subsection." to "Section."

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 545—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S. 37:1314(A), relative to the Clinical Laboratory Personnel Committee; to provide with respect to certain conditions required for membership of certain members of the committee; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 577—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 15:574.11(D), relative to judicial review of certain administrative decisions; to provide that the Board of Parole is the only proper defendant in petitions for judicial review of administrative decisions by the board; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 590—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:2418(F)(2) and to enact R.S. 37:2418(F)(4), relative to physical therapist assistants; to provide for supervision requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Reengrossed Senate Bill No. 590 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 12, after "a" delete "licensed"

AMENDMENT NO. 2

On page 1, line 14, after "each" delete "licensed"

AMENDMENT NO. 3

On page 1, line 15, after "of" delete "licensed"

AMENDMENT NO. 4

On page 2, line 2, after "assistants" insert "or technicians or any combination thereof"

AMENDMENT NO. 5

On page 2, line 3, change "permittees" to "provisional licensees"

AMENDMENT NO. 6

On page 2, line 5, after "supervising" delete "licensed"

AMENDMENT NO. 7

On page 2, delete lines 7 and 8 in their entirety and insert the following:

"(c) A supervising physical therapist shall be readily accessible by beeper or telephone and available to the patient by the next scheduled treatment session upon request of the patient or physical therapist assistant."

AMENDMENT NO. 8

On page 2, line 12, after "A" delete "licensed"

AMENDMENT NO. 9

On page 2, line 13, after "conferences" insert "and observe treatment"

AMENDMENT NO. 10

On page 2, delete lines 16 and 17 in their entirety and insert the following:

"conferences shall occur at least every sixth treatment day or every thirty days, whichever occurs first."

(f) A supervising physical therapist shall treat and reassess the patient at least every sixth treatment day or every thirty days, whichever occurs first."

(g) A supervising physical therapist shall treat the patient for his final treatment session where feasible and write a discharge summary."

AMENDMENT NO. 11

On page 2, line 23, after "a" delete "licensed"

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. 590 by Senator McPherson

AMENDMENT NO. 1

In House Committee Amendment No. 10 proposed by the House Committee on Health and Welfare, on page 1, line 31, change "where" to "when"

AMENDMENT NO. 2

On page 1, line 15, following "safely" change ";" to ";"

AMENDMENT NO. 3

On page 2, line 5, following "and" change "will" to "shall"

AMENDMENT NO. 4

On page 2, line 15, following "practice" and before "however" change ";" to ";"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 664—

BY SENATOR HEBERT

AN ACT

To enact R.S. 22:1123(E), relative to medical necessity review organizations; to provide for required notifications to the commissioner of insurance upon changes in fact or circumstance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 665—

BY SENATOR HEBERT

AN ACT

To repeal R.S. 22:332(A)(5), relative to foreign and alien insurers; to repeal the requirement of filing of policies and applications when applying for a certificate of authority; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 666—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:243(D)(1) and 251, relative to health maintenance organizations; to provide with respect to the filing of articles of incorporation of health maintenance organizations in the office of the secretary of state; to provide for the retention of original records; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 667—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1267(A), relative to commercial insurance; to provide with respect to the cancellation and renewal of commercial automobile insurance policies; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 669—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1547(I)(2) and 1573(G) and to enact R.S. 22:1557(A)(4) and 1574, relative to insurance producers; to provide with respect to biannual renewal of surplus lines broker license; to provide for commissions; to provide for carry forward of continuing education hours; to provide for producer training requirements to sell long-term care insurance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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. 669 by Senator Hebert

AMENDMENT NO. 1

On page 2, line 29, following "Section" and before "within" delete ";

AMENDMENT NO. 2

On page 3, line 3, following "(2)" change "above" to "of this Subsection"

AMENDMENT NO. 3

On page 3, line 14, following "including" and before "but" delete ";

AMENDMENT NO. 4

On page 3, line 18, following "Medicaid" change ";" to ";

AMENDMENT NO. 5

On page 3, line 19, following "providers" change ";" to ";

AMENDMENT NO. 6

On page 3, line 20, following "providers" change ";" to ";

AMENDMENT NO. 7

On page 3, line 21, following "insurance" change ";" to ";

AMENDMENT NO. 8

On page 3, line 23, following "protection" change ";and" to ";

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 672—
BY SENATOR HEBERT

AN ACT

To enact R.S. 22:1911, relative to unauthorized insurers; to provide for access to the records of certain insureds by the commissioner of insurance; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

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

House Bills and Joint Resolutions Returned from the Senate with Amendments

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

HOUSE BILL NO. 127—
BY REPRESENTATIVE KLECKLEY
AN ACT

To authorize and provide for the transfer or lease of certain state property in Calcasieu Parish to the Recreation District No. One of Ward Three of Calcasieu Parish from the division of administration; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Morrish to Engrossed House Bill No. 127 by Representative Kleckley

AMENDMENT NO. 1

On page 1, line 16, change "Southwest 4" to "Southwest Quarter (SW/4)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Morris
Abramson	Geymann	Norton
Armes	Gisclair	Nowlin
Arnold	Greene	Pearson
Aubert	Guillory	Perry
Badon, A.	Guinn	Ponti
Badon, B.	Hardy	Pope
Baldone	Harrison	Pugh
Barrow	Henry	Richard
Billiot	Hill	Richardson
Brossett	Hines	Richmond
Burford	Hoffmann	Ritchie
Burns, H.	Howard	Robideaux
Burns, T.	Jackson G.	Roy
Burrell	Jackson M.	Schroder
Carmody	Jones, S.	Simon

Carter	Katz	Smiley
Champagne	Kleckley	Smith, G.
Chaney	LaBruzzo	Smith, J.
Connick	Lambert	Smith, P.
Cortez	Landry	St. Germain
Cromer	LeBas	Stiaes
Danahay	Leger	Talbot
Dixon	Ligi	Templet
Doerge	Little	Thibaut
Downs	Lopinto	Thierry
Edwards	Lorusso	Waddell
Ellington	McVea	White
Fannin	Mills	Williams
Foil	Monica	Willmott
Franklin	Montoucet	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Anders	Hazel	Jones, R.
Barras	Henderson	LaFonta
Chandler	Hutter	
Dove	Johnson	

Total - 10

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

HOUSE BILL NO. 148—
BY REPRESENTATIVE ABRAMSON
AN ACT

To amend and reenact R.S. 33:9091.6(F)(3)(b), relative to the Upper Hurstville Security District in Orleans Parish; to provide relative to the renewal of parcel fees; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Local and Municipal Affairs to Engrossed House Bill No. 148 by Representative Abramson

AMENDMENT NO. 1

On page 1, line 3, after "fees;" insert "to provide for an effective date;"

AMENDMENT NO. 2

On page 2, at the end of line 1, after "Paragraph." insert "Any election to authorize the renewal of the fee shall be held ~~only at the same time as the mayoral primary election for the city of New Orleans~~ for that purpose in accordance with the Louisiana Election Code."

AMENDMENT NO. 3

On page 2, line 7, after "effective" delete the remainder of the line and delete lines 8 through 11 in their entirety and insert "on July 1, 2010."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peterson to Engrossed House Bill No. 148 by Representative Abramson

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 3 proposed by the Senate Committee on Local and Municipal Affairs and adopted by the Senate on May 4, 2010.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Anders	Hines	Morris
Dove	Hutter	Pearson
Hazel	Johnson	Smith, P.
Henderson	LaFonta	Waddell

Total - 12

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

HOUSE BILL NO. 703—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To authorize and provide for the transfer or lease of certain state property in Iberville Parish to Savoie Industries, L.L.C., from the division of administration; and to provide for related matters.

Read by title.

Page 22 HOUSE

29th Day's Proceedings - May 17, 2010

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 703 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 17, after "herein" change "reserves" to "reserved"

AMENDMENT NO. 2

On page 1, line 24, change "same. propellies" to "same properties"

AMENDMENT NO. 3

On page 1, line 28, insert a space between "No. 373-A" and "in"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Marionneaux to Engrossed House Bill No. 703 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 2, delete "property in Iberville Parish" and insert "properties in Iberville Parish; to provide for the properties descriptions; to provide for reservation of mineral rights; and to provide for"

AMENDMENT NO. 2

On page 1, delete line 3

AMENDMENT NO. 3

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

"Section 3. The commissioner of the division of administration, notwithstanding any other provision of law to the contrary, is hereby authorized and empowered to convey, transfer, assign, lease, and deliver any interest, excluding mineral rights, the state may have to the following described property to the Spanish Lake Mitigation Area, L.L.C.:

All that portion of the dried lake lands of Spanish Lake above the ordinary high water mark in Iberville Parish located north, west, and south of the lines connecting points having Lambert State Plane Coordinates (NAD 83) of:

X = 3,373,654, Y = 654,274; X = 3,372,801, Y = 654,461;
X = 3,372,903, Y = 652,581; X = 3,373,246, Y = 652,118;
X = 3,674,150, Y = 650,967; X = 3,373,770, Y = 650,453;
X = 3,374,214, Y = 649,739, AND X = 3,376,029, Y = 649,724

Bounded on the North by Section 32 of Township 8 South, Range 2 East and Lot 1 of Section 31 of Township 8 South, Range 2 East; on the West by the East line of Section 6 of Township 9 South, Range 2 East; and on the South by the Northern line of said Section 6 lying immediately North of Section 8 of Township 9 South, Range 2 East.

Section 4. The commissioner of the division of administration, on behalf of the state of Louisiana, is hereby authorized to enter into such agreements, covenants, conditions, and stipulations and to execute such documents as are necessary to properly effectuate any conveyance, transfer, assignment, lease, or delivery of title, excluding mineral rights, to the property described in Section 3 herein, and as more specifically described in any such agreements entered into and documents executed by and between the commissioner of the division of administration and the Spanish Lake Mitigation Area, L.L.C., in exchange of consideration proportionate to the appraised value of the property."

AMENDMENT NO. 4

On page 2, at the beginning of line 9, change "Section 3." to "Section 5."

Rep. St. Germain moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Anders	Hines	Schroder
Hazel	Hutter	
Henderson	LaFonta	
Total - 7		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Conference Committee Appointment

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 703: Reps. St. Germain, Dove, and Aubert.

HOUSE BILL NO. 704—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To authorize and provide for the transfer or lease of certain state property in Iberville Parish to the Cora Texas Manufacturing

Company, L.L.C., from the division of administration; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 704 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 11, after "lying" insert "south of Miles Road and west of Bayou Sigur."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 99

NAYS

Total - 0

ABSENT

Anders	LaFonta
Hines	Monica

Total - 4

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

HOUSE BILL NO. 877—

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

AN ACT

To enact R.S. 34:851.14.1, relative to closure of waterways; to provide for the authority to close or restrict the access of a waterway; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Engrossed House Bill No. 877 by Representative St. Germain

AMENDMENT NO. 1

On page 1, delete line 7, and insert "A. In an emergency or disaster, as defined in R.S. 29:723, the"

AMENDMENT NO. 2

On page 1, line 15, after "49:953(B)." insert "Such order shall be subject to oversight by the House Committee on Natural Resources and Environment and the Senate Committee on Natural Resources in accordance with R.S. 49:953(B)."

AMENDMENT NO. 3

On page 1, after line 20, insert:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Champagne	Johnson	Simon
Chandler	Jones, R.	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	Templet
Dove	Leger	Thibaut
Downs	Ligi	Thierry
Edwards	Little	Waddell
Ellington	Lopinto	White
Fannin	Lorusso	Williams
Foil	McVea	Willmott
Franklin	Mills	Wooton

Total - 99

NAYS

Total - 0

ABSENT

Anders	Hines
Burns, H.	LaFonta

Total - 4

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

HOUSE BILL NO. 880—
 BY REPRESENTATIVES WHITE, DOVE, HARRISON, AND ST. GERMAIN
 AND SENATOR N. GAUTREAUX
 AN ACT

To enact R.S. 34:851.14.1, relative to safety zones and security zones; to provide for definitions; to prohibit violating restrictions of an established safety zone or security zone; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Natural Resources to Reengrossed House Bill No. 880 by Representative White

AMENDMENT NO. 1

On page 2, after line 12, insert:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Montoucet
Abramson	Geymann	Morris

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

Total - 100

NAYS

Total - 0

ABSENT

Anders	Hines	LaFonta
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Total - 3

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

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

Senate Concurrent Resolutions on Third Reading for Final Consideration

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 42—
 BY SENATOR CHAISSON
 A CONCURRENT RESOLUTION

To make available for appropriation from the Budget Stabilization Fund the sum of \$198,396,069.63, not to exceed one-third (1/3) of the balance of the Budget Stabilization Fund due to the reduction of the revenue forecast for the current fiscal year in the amount of \$319,000,000 as adopted by the Revenue Estimating Conference and recognized by the Joint Legislative Committee on the Budget at their meetings of April 14, 2010.

Read by title.

Speaker Pro Tempore Robideaux in the Chair

Motion

On motion of Rep. Fannin, the resolution was returned to the calendar.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

HOUSE BILL NO. 1412—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 15:571.36, relative to electronic monitoring equipment; to require the Department of Public Safety and Corrections to develop policies and procedures for the availability, storage, and use of the equipment; and to provide for related matters.

Read by title.

Rep. Stiaes moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Anders	Jackson G.	Pearson
Cromer	Jackson M.	Wooton
Dove	Kleckley	
Downs	LaFonta	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Regular Calendar

Speaker Tucker in the Chair

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

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

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Page 26 HOUSE

29th Day's Proceedings - May 17, 2010

Fannin Lorusso Willmott
Foil McVea Wooton
Franklin Mills
Total - 98

NAYS

Total - 0

ABSENT

Anders Jackson G. White
Cromer LaFonta
Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

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

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

Read by title.

Acting Speaker Jane Smith in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schroder to Engrossed House Bill No. 1478 by Representative Schroder

AMENDMENT NO. 1

On page 2, delete line 12 and insert the following:

"governor has received notification that a projected deficit exists."

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

Speaker Tucker in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Waddell to Engrossed House Bill No. 1478 by Representative Schroder

AMENDMENT NO. 1

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

"(d) For purposes of retirement, employees who are unpaid for one or more holidays pursuant to this Section shall be deemed to have worked on any such unpaid holiday and the employer shall pay both employer and employee contributions to the appropriate retirement system for such unpaid days as though the employee had been paid."

Rep. Waddell moved the adoption of the amendments.

Rep. Schroder objected.

By a vote of 33 yeas and 57 nays, the amendments were rejected.

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

ROLL CALL

The roll was called with the following result:

YEAS

Barras Geymann McVea
Burns, T. Henry Morris
Champagne Katz Pearson
Connick Kleckley Robideaux
Cortez LaBruzzo Schroder
Cromer Landry Smiley
Danahay Ligi Talbot
Ellington Lopinto
Total - 23

NAYS

Armes Gallot Perry
Arnold Gisclair Ponti
Aubert Greene Pope
Badon, B. Hardy Pugh
Baldone Henderson Richard
Barrow Hill Richardson
Billiot Hines Richmond
Brossett Hoffmann Ritchie
Burford Howard Roy
Burns, H. Jackson M. Simon
Burrell Johnson Smith, G.
Carmody Jones, R. Smith, J.
Carter Jones, S. Smith, P.
Chandler Lambert St. Germain
Chaney LeBas Stiaes
Dixon Leger Thibaut
Doerge Little Thierry
Dove Lorusso Waddell
Downs Mills White
Edwards Monica Williams
Fannin Montoucet Willmott
Foil Norton Wooton
Franklin Nowlin
Total - 68

ABSENT

Mr. Speaker Guillory Hutter
Abramson Gunn Jackson G.
Anders Harrison LaFonta
Badon, A. Hazel Templet
Total - 12

The Chair declared the above bill failed to pass.

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

Consent to Correct a Vote Record

Rep. Downs requested the House consent to record his vote on final passage of House Bill No. 1478 as nay, which consent was unanimously granted.

Explanation of Vote

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

Explanation of Vote

Rep. Hutter disclosed a possible conflict of interest and recused herself from casting her vote on the final passage of the above bill.

HOUSE BILL NO. 334—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 27:247 and 270(A)(3)(a), relative to the casino support services contract; to provide for the funding of such contract; to establish the Casino Support Services Fund as a special treasury fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed House Bill No. 334 by Representative Leger

AMENDMENT NO. 1

On page 3, delete lines 22 through 24 and 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. Leger, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

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

Total - 98

NAYS

Total - 0

ABSENT

Anders	LaFonta	Morris
Jackson G.	Landry	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 845—

BY REPRESENTATIVE NOWLIN

AN ACT

To amend and reenact R.S. 47:337.26(C) and (D)(1)(introductory paragraph) and (c) and to enact R.S. 47:337.26(D)(3), (F), and (G), relative to collection of local sales and use tax; to provide for requirements governing certain activities of private contractors; to prohibit the sharing of certain taxpayer information; to provide with respect to contracts; to provide for oversight by the legislative auditor; 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. 845 by Representative Nowlin

AMENDMENT NO. 1

On page 2, line 15, following "license" change "1" to "2"

AMENDMENT NO. 2

On page 2, line 16, following "accounting" change "1" to "2"

AMENDMENT NO. 3

On page 2, line 18, following "Administrators" change "1; or" to "2"

AMENDMENT NO. 4

On page 3, line 12, following "Louisiana" delete "Public"

Page 28 HOUSE

29th Day's Proceedings - May 17, 2010

AMENDMENT NO. 5

On page 3, line 19, following "R.S. 33:1427" and before "and" insert " "

AMENDMENT NO. 6

On page 3, line 20, following "July 1, 2010" and before "shall" delete " "

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Nowlin to Engrossed House Bill No. 845 by Representative Nowlin

AMENDMENT NO. 1

On page 2, line 11, after "functions" insert " "

AMENDMENT NO. 2

On page 3, after line 16, insert the following:

"(c) The tax collector and the private agency or auditing firm may enter into a written agreement in accordance with this Subparagraph, authorizing such private agency or auditing firm to act as agent for the storage and safekeeping of documents otherwise required to be maintained by the tax collector. Such documents shall be maintained in accordance with R.S. 47:1508 et. seq. and shall not be used by the private agency or auditing firm for the solicitation of additional audits nor for any other purpose for the personal benefit of such private agency or auditing firm. During the term of the agreement, such private agency or auditing firm shall obtain an independent auditor's report of its control objectives and activities in accordance with the Statement on Auditing Standards (SAS) No. 70."

AMENDMENT NO. 3

On page 3, line 19, after "R.S. 33:1427" delete "and" and insert " "

AMENDMENT NO. 4

On page 3, line 20, change "contracts" to "Contracts"

AMENDMENT NO. 5

On page 3, line 20, after "July 1, 2010" and before "shall" delete the comma " "

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Mr. Speaker, Abramson, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Gallot, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Ponti, Pope, Pugh, Richard.

Table listing names of representatives who voted 'NAYS' and 'ABSENT' in three columns: Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Cromer, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Total - 100, Henry, Hill, Hines, Hoffmann, Howard, Hutter, Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, Lambert, Landry, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, McVea, Mills, Monica, Richardson, Richmond, Ritchie, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Stiaes, Talbot, Templet, Thibaut, Thierry, Waddell, White, Williams, Willmott, Wooton.

NAYS

Total - 0

ABSENT

Table listing names of representatives who were 'ABSENT' in three columns: Anders, Total - 3, Jackson G., LaFonta.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 985— BY REPRESENTATIVES WHITE AND BARROW AN ACT

To amend and reenact R.S. 40:2173(A), (B)(7), (E), and (F), 2844(B)(introductory paragraph) and (1), (C)(1) and (2), 2845(A)(1) and (D), and R.S. 44:4.1(B)(24) and to enact R.S. 40:2173(B)(8) and (9), 2844(B)(21), (22), and (23), 2845(A)(6) and (7), (E), and (F), and 2845.1, relative to the Louisiana Emergency Response Network; to provide for requirements for trauma centers; to provide for membership of the LERN board; to provide for powers and functions of the LERN board; to provide for a statewide trauma registry; to provide for confidentiality requirements for the statewide trauma registry; to provide authority to develop stroke and STEMI systems; to create a LERN fund; to provide authority for publishing materials; to provide for public records exceptions; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Mr. Speaker, Abramson, Foil, Franklin, Monica, Montoucet.

Armes	Gallot	Morris
Arnold	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Perry
Badon, B.	Guillory	Ponti
Baldone	Guinn	Pope
Barras	Hardy	Pugh
Barrow	Harrison	Richard
Billiot	Hazel	Richardson
Brossett	Henderson	Richmond
Burford	Henry	Ritchie
Burns, H.	Hill	Robideaux
Burns, T.	Hines	Roy
Burrell	Hoffmann	Schroder
Carmody	Howard	Simon
Carter	Hutter	Smiley
Champagne	Jackson M.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	Smith, P.
Connick	Katz	St. Germain
Cortez	Kleckley	Stiaes
Cromer	LaBruzzo	Talbot
Danahay	Landry	Templet
Dixon	LeBas	Thibaut
Doerge	Leger	Thierry
Dove	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Ellington	McVea	Willmott
Fannin	Mills	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Anders	LaFonta	Pearson
Jackson G.	Lambert	
Jones, S.	Lorusso	
Total - 7		

The Chair declared the above bill 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. 1019—

BY REPRESENTATIVES GREENE, FANNIN, HENRY, HOFFMANN, AND JANE SMITH

AN ACT

To enact R.S. 47:1676, relative to collections by the Department of Revenue; to establish the Louisiana Debt Recovery Program in the Department of Revenue to collect certain delinquent debts owed to or collected by the state; to provide for definitions; to provide for the administration of the program; to authorize political subdivisions to participate in the program under certain circumstances; to provide relative to the procedure for collection of certain debts; to provide for certain requirements and limitations; to authorize the collection of a fee; to authorize the secretary of the department to establish an electronic debt registry; to authorize the promulgation of rules and regulations; to provide for an effective date; 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. 1019 by Representative Greene

AMENDMENT NO. 1

On page 2, line 14, following "collectible" and before "liquidated" delete "1."

AMENDMENT NO. 2

On page 2, line 18, following "includes" and before "and" change "principle" to "principal"

On motion of Rep. Waddell, 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

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Arnold	Geymann	Morris
Aubert	Gisclair	Norton
Badon, A.	Greene	Nowlin
Badon, B.	Guillory	Perry
Baldone	Guinn	Ponti
Barras	Hardy	Pope
Billiot	Harrison	Pugh
Brossett	Hazel	Richard
Burford	Henderson	Richardson
Burns, H.	Henry	Richmond
Burns, T.	Hill	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Howard	Roy
Carter	Hutter	Simon
Champagne	Jackson M.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	St. Germain
Connick	Katz	Stiaes
Cortez	Kleckley	Talbot
Danahay	LaBruzzo	Templet
Dixon	LeBas	Thibaut
Doerge	Leger	Thierry
Dove	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Ellington	Lorusso	Willmott
Fannin	McVea	Wooton
Foil	Mills	
Total - 89		

NAYS

Schroder	Smiley
Total - 2	

ABSENT

Anders	Hines	Lambert
Armes	Jackson G.	Landry
Barrow	Jones, S.	Pearson
Cromer	LaFonta	Smith, P.
Total - 12		

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.

HOUSE BILL NO. 1118—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 37:2950(A) and to enact R.S. 37:2950(D)(1)(a)(xv), (xvi), and (xvii), relative to the effect of a criminal conviction on trade, occupational, and professional licensing; to provide that a conviction for a felony or misdemeanor shall not be a factor in determining good moral character or reputation for issuance of professional licenses; to provide for limitations; to provide for exemptions; and to provide for related matters.

Read by title.

Motion

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

Speaker Pro Tempore Robideaux in the Chair

HOUSE BILL NO. 1173—
BY REPRESENTATIVE TUCKER
AN ACT

To enact R.S. 39:136, relative to the deposit and expenditure of federal funds; to provide for legislative approval of any Action Plan or Proposed Action Plan Amendment relative to recovery from Hurricanes Katrina, Rita, Gustav, or Ike; to require legislative approval of certain contracts and cooperative endeavor agreements, and modifications to certain contracts and cooperative endeavor agreements executed pursuant to such Action Plan or Action Plan Amendments; 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. 1173 by Representative Tucker

AMENDMENT NO. 1

On page 4, line 1, following "can" and before "cast" delete "only"

AMENDMENT NO. 2

On page 4, line 2, and before "if" insert "only"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tucker to Engrossed House Bill No. 1173 by Representative Tucker

AMENDMENT NO. 1

On page 3, line 6, change "authority" to "office"

AMENDMENT NO. 2

On page 3, line 15, change "authority" to "office"

AMENDMENT NO. 3

On page 3, line 20, change "authority" to "office"

AMENDMENT NO. 4

On page 3, line 23, change "authority" to "office"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Montoucet
Abramson	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Aubert	Guillory	Pearson
Badon, A.	Guinn	Perry
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Pugh
Barrow	Henderson	Richard
Billiot	Henry	Richardson
Brossett	Hill	Richmond
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Howard	Roy
Burrell	Hutter	Schroder
Carmody	Jackson M.	Simon
Carter	Johnson	Smiley
Champagne	Jones, R.	Smith, G.
Chandler	Jones, S.	Smith, J.
Chaney	Katz	Smith, P.
Connick	Kleckley	St. Germain
Cortez	LaBruzzo	Stias
Cromer	Lambert	Talbot
Danahay	Landry	Templet
Dixon	LeBas	Thibaut
Doerge	Leger	Thierry
Dove	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Ellington	Lorusso	Willmott
Fannin	McVea	Wooton
Foil	Mills	
Franklin	Monica	
Total - 100		

NAYS

Total - 0

ABSENT

Anders	Jackson G.	LaFonta
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tucker 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. 1175—
 BY REPRESENTATIVES TUCKER AND BROSSETT
 AN ACT

To enact R.S. 39:136, relative to federal funds; to provide for the distribution and allocation of unspent federal funds available for recovery from Hurricanes Katrina and Rita; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Montoucet
Abramson	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Aubert	Guillory	Pearson
Badon, A.	Guinn	Perry
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Pugh
Barrow	Henderson	Richard
Billiot	Henry	Richardson
Brossett	Hill	Richmond
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Howard	Roy
Burrell	Hutter	Schroder
Carmody	Jackson M.	Simon
Carter	Johnson	Smiley
Champagne	Jones, R.	Smith, G.
Chandler	Jones, S.	Smith, J.
Chaney	Katz	Smith, P.
Connick	Kleckley	St. Germain
Cortez	LaBruzzo	Stiaes
Cromer	Lambert	Talbot
Danahay	Landry	Templet
Dixon	LeBas	Thibaut
Doerge	Leger	Thierry
Dove	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Ellington	Lorusso	Willmott
Fannin	McVea	Wooton
Foil	Mills	
Franklin	Monica	
Total - 100		

NAYS

Total - 0

ABSENT

Anders	Jackson G.	LaFonta
Total - 3		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Tucker 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. 1189—
 BY REPRESENTATIVE WADDELL
 AN ACT

To amend and reenact R.S. 32:781(13)(a)(i), 783(F)(3) and (6) and (G), 791(A)(1), (B)(1) and (4)(a), (G)(1), and (J), 792(A)(introductory paragraph) and (B)(introductory paragraph), and 802(D), (F), and (G), and to enact R.S. 32:781(17) and (18), 784(A)(5) and (D), and 794, relative to the La. Used Motor Vehicle Commission; to define "used motor vehicle dealer"; to define "public or retail motor vehicle auction"; to define "wholesale motor vehicle auction"; to provide for the sale of a used motor vehicle "as is"; to provide for the commission's power to hold hearings; to establish a license for rental motor vehicle dealers; to authorize off-premises permits; to provide for the Louisiana Used Motor Vehicle Commission Fund; to provide for application procedures; to provide for expiration of licenses; to provide for a bond requirement; to provide for education requirements; to repeal expired provisions; to provide for denial of a license; to authorize revocation or suspension of a license, issuance of a civil fine or penalty, or injunction for certain acts; to provide for wholesale motor vehicle auction violations; to provide for suspension, revocation, or refusal of a license or permit for committing an unlawful action during a wholesale motor vehicle auction; to authorize an injunction or civil fines and penalties for committing an unlawful action during a wholesale motor vehicle auction; 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. 1189 by Representative Waddell

AMENDMENT NO. 1

On page 1, line 5, following "the" and before "Used" change "La." to "Louisiana"

AMENDMENT NO. 2

On page 7, line 12, following "taxes" and before "connection" insert "in"

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. 1189 by Representative Waddell

AMENDMENT NO. 1

On page 1, line 2, after "783(F)(3) and (6) and (G)," and before "791(A)(1)," insert "784(A)(4),"

AMENDMENT NO. 2

On page 2, line 1, after "783(F)(3) and (6) and (G)," and before "791(A)(1)," insert "784(A)(4),"

Page 32 HOUSE

29th Day's Proceedings - May 17, 2010

AMENDMENT NO. 3

On page 2, line 25, after "means" and before "any person" insert "the act of"

AMENDMENT NO. 4

On page 2, line 26, change "who." to "engaging in."

AMENDMENT NO. 5

On page 2, line 27, delete "engages in"

AMENDMENT NO. 6

On page 3, line 1, after "means" and before "any person" insert "the act of"

AMENDMENT NO. 7

On page 3, line 2, change "who." to "engaging in."

AMENDMENT NO. 8

On page 3, line 3, delete "engages in"

AMENDMENT NO. 9

On page 4, delete line 12 in its entirety and insert in lieu thereof the following:

"§784. Dealers, ~~manufacturers, dismantlers, and distributors~~ auctions to be licensed; exception"

AMENDMENT NO. 10

On page 4, between lines 16 and 17, insert the following:

"(4) ~~Used Public or retail motor vehicle auctions, wholesale motor vehicle auctions, or and~~ salvage pools that deal in used motor vehicles."

AMENDMENT NO. 11

On page 4, line 23, after "may issue" and before "off-" insert "one"

AMENDMENT NO. 12

On page 4, line 24, change "permits" to "permit to a dealer in any ninety-day period"

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

Table with 3 columns of names: Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Geymann, Gisclair, Greene, Guillory, Guinn, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Howard, Hutter, Jackson M., Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy

Table with 3 columns of names: Carter, Champagne, Chandler, Chaney, Cortez, Cromer, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Johnson, Jones, R., Jones, S., Katz, Kleckley, LaBruzzo, Lambert, Landry, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, McVea, Mills, Monica, Schroder, Simon, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Stiaes, Talbot, Templet, Thibaut, Thierry, Waddell, White, Williams, Willmott, Wooton

Total - 96

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Mr. Speaker, Abramson, Anders, Connick, Hardy, Jackson G., LaFonta

Total - 7

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. 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. 1267— BY REPRESENTATIVE BROSSETT AN ACT

To amend and reenact R.S. 39:6(C), relative to the duties of the commissioner of administration; to require that certain information concerning state contracts be included on the state spending website; to provide for effectiveness; 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

Table with 3 columns of names: Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Howard, Hutter, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Ponti, Pope, Pugh, Richard, Richardson, Richmond, Ritchie, Robideaux, Roy

Carter	Jackson M.	Schroder
Champagne	Johnson	Simon
Chandler	Jones, R.	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	Templet
Dove	Leger	Thibaut
Downs	Ligi	Thierry
Edwards	Little	Waddell
Ellington	Lopinto	White
Fannin	Lorusso	Williams
Foil	McVea	Willmott
Franklin	Mills	Wooton
Gallot	Monica	
Total - 98		

NAYS

Total - 0

ABSENT

Mr. Speaker	Anders	LaFonta
Abramson	Jackson G.	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 1304—

BY REPRESENTATIVE HILL

AN ACT

To amend and reenact R.S. 56:1948.5(57) and to enact R.S. 56:1948.5(63), relative to highways; to designate a section of certain highways as the Myths and Legends Byways and the Cane River National Heritage Trail Scenic Byway; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	McVea	Wooton
Franklin	Monica	
Gallot	Montoucet	
Total - 97		

NAYS

Total - 0

ABSENT

Mr. Speaker	Anders	LaFonta
Abramson	Jackson G.	Mills
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hill 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. 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.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Michael Jackson gave notice of his intention to call House Bill No. 1321 from the calendar on Monday, May 24, 2010.

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.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Mills gave notice of his intention to call House Bill No. 1404 from the calendar on Monday, May 24, 2010.

HOUSE BILL NO. 1410—

BY REPRESENTATIVES MICHAEL JACKSON AND LEGER
AN ACT

To enact Chapter 35 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:2171 through 2189, relative to the development of transportation infrastructure; to authorize the creation of the Louisiana Intrastate Rail Compact; to provide for the powers and duties of such compact; to authorize the compact to issue bonds and raise revenues subject to voter approval; to provide the mechanism for entities to become a part of the Louisiana Intrastate Rail Compact under certain circumstances; 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. 1410 by Representative Michael Jackson

AMENDMENT NO. 1

On page 2, line 10, following "utilize" and before "partnerships" change "public private" to "public-private"

AMENDMENT NO. 2

On page 5, line 24, following "R.S." and before ";" change "48:2188(A)" to "48:2189(A)"

AMENDMENT NO. 3

On page 6, line 10, following "of" and before "compact" change "an" to "a"

AMENDMENT NO. 4

On page 6, line 22, following "quorum" change ", and the" to ";"

AMENDMENT NO. 5

On page 6, line 23, and before "present" change "vote of a majority" to "A majority vote of those"

AMENDMENT NO. 6

On page 7, line 21, following "hearing." and before "facilities" change "Said" to "The"

AMENDMENT NO. 7

On page 8, line 28, following "system" and before "and" insert ";"

AMENDMENT NO. 8

On page 14, line 25, following "the" and before "The" change "community-at-large" to "community at large"

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

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. 1410 by Representative Michael Jackson

AMENDMENT NO. 1

On page 5, line 24, change "R.S. 48:2188(A)" to "R.S. 48:2189(A)"

AMENDMENT NO. 2

On page 7, line 28, after "granted" delete the remainder of the line and delete line 29 in its entirety and insert a comma ";"

On motion of Rep. Michael Jackson, 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

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

Total - 93

NAYS

Total - 0

ABSENT

Mr. Speaker	Cromer	Nowlin
Abramson	Geymann	Waddell
Anders	Jackson G.	
Armes	LaFonta	

Total - 10

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. 1418—

BY REPRESENTATIVE FOIL

AN ACT

To enact R.S. 32:1735.1, relative to storage of motor vehicles; to allow law enforcement agencies to place holds on motor vehicles stored at a licensed storage facility; to provide for notification; to provide for payment of the storage of the motor vehicle; and to provide for related matters.

Read by title.

Rep. Foil moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Armes	Geymann	Morris
Arnold	Gisclair	Norton
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Perry
Baldone	Hardy	Ponti
Barras	Harrison	Pope
Barrow	Hazel	Pugh
Brossett	Henderson	Richard
Burford	Henry	Richardson
Burns, H.	Hill	Richmond
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Howard	Roy
Carter	Hutter	Schroder
Champagne	Johnson	Simon
Chandler	Jones, R.	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	Templet
Dove	Leger	Thibaut
Downs	Ligi	Thierry
Edwards	Little	Waddell
Ellington	Lorusso	White
Fannin	McVea	Williams
Foil	Mills	Willmott
Franklin	Monica	Wooton
Gallot	Montoucet	

Total - 95

NAYS

Total - 0

ABSENT

Mr. Speaker	Billiot	LaFonta
Abramson	Jackson G.	Lopinto
Anders	Jackson M.	

Total - 8

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Foil 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. 300—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 47:1838(introductory paragraph) and (1), relative to fees levied by the Louisiana Tax Commission; to authorize the continued levy and collection of fees associated with the various services performed by the commission; to authorize an increase in the fee for assessment of public service properties; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ritchie to Engrossed House Bill No. 300 by Representative Ritchie

AMENDMENT NO. 1

On page 1, line 2, after "(introductory paragraph)" and before the comma "," delete "and (1)"

AMENDMENT NO. 2

On page 1, at the end of line 4, after "commission;" delete the remainder of the line and delete line 5 in its entirety and insert "to provide an"

AMENDMENT NO. 3

On page 1, line 8, after "(introductory paragraph)" and before "hereby" delete "and (1) are" and insert "is"

AMENDMENT NO. 4

On page 1, delete lines 14 through 16 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Arnold	Franklin	Montoucet
Aubert	Gallot	Norton
Badon, B.	Gisclair	Nowlin
Baldone	Greene	Ponti
Barras	Guillory	Pope
Barrow	Guinn	Richardson
Billiot	Harrison	Ritchie
Brossett	Henderson	Robideaux
Burns, H.	Hill	Roy
Carmody	Hines	Smiley
Carter	Hoffmann	Smith, G.
Chandler	Hutter	Smith, J.
Chaney	Jackson M.	Smith, P.
Dixon	Jones, R.	St. Germain
Doerge	Jones, S.	Stiaes
Dove	Katz	Templet
Downs	LeBas	Thibaut
Edwards	Leger	Thierry
Ellington	Little	Waddell

Page 36 HOUSE

29th Day's Proceedings - May 17, 2010

Fannin
Foil
Total - 63

McVea
Monica

White
Wooton

NAYS

Badon, A.
Burford
Burrell
Champagne
Connick
Cortez
Cromer
Danahay
Geymann
Total - 27

Henry
Howard
Johnson
LaBruzzo
Landry
Ligi
Lopinto
Lorusso
Morris

Pearson
Perry
Pugh
Richard
Richmond
Schroder
Simon
Talbot
Williams

ABSENT

Mr. Speaker
Abramson
Anders
Armes
Burns, T.
Total - 13

Hardy
Hazel
Jackson G.
Kleckley
LaFonta

Lambert
Mills
Willmott

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. 301—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 36:801(introductory paragraph) and 801.1(A), to enact R.S. 36:4(P), and to repeal R.S. 36:459(D), relative to the Louisiana Tax Commission; to transfer the commission to the office of the governor; to provide for the budget and procurement authority of the commission; 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. 301 by Representative Ritchie

AMENDMENT NO. 1

On page 2, line 16, following "(3)" and before "." change "below" to "of this Section"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ritchie to Engrossed House Bill No. 301 by Representative Ritchie

AMENDMENT NO. 1

On page 1, at the beginning of line 3, delete "36:4(P)" and insert "36:4(B)(18)"

AMENDMENT NO. 2

On page 1, line 4, after "governor" and before the semi-colon ";" insert a comma "," and insert "division of administration"

AMENDMENT NO. 3

On page 1, line 9, after "R.S." delete "36:4(P)" and before "is" insert "36:4(B)(18)"

AMENDMENT NO. 4

On page 1, between lines 11 and 12, insert the following:

"B. The office of the governor shall be in the executive branch of state government.

* * *

AMENDMENT NO. 5

On page 1, at the beginning of line 12, delete "P." and insert "(18)"

AMENDMENT NO. 6

On page 1, line 13, after "governor" and before "and" insert a comma "," and insert "division of administration"

AMENDMENT NO. 7

On page 2, line 23, after "R.S." delete the remainder of the line and insert "36:4(B)(18) and (D), 4.1(C)"

AMENDMENT NO. 8

On page 3, delete lines 1 through 3 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Arnold	Gisclair	Monica
Aubert	Greene	Montoucet
Badon, A.	Guillory	Norton
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Hill	Pugh
Billiot	Hines	Richardson
Brossett	Hoffmann	Ritchie
Burns, H.	Howard	Robideaux
Burns, T.	Hutter	Roy
Burrell	Jackson M.	Schroder
Carmody	Johnson	Simon
Carter	Jones, R.	Smith, G.
Chandler	Jones, S.	Smith, J.
Chaney	Katz	Smith, P.
Cortez	LaBruzzo	St. Germain
Dixon	Lambert	Stiaes
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Leger	Thierry
Edwards	Ligi	Waddell
Ellington	Little	White
Fannin	Lorusso	Wooton
Foil	McVea	
Franklin	Mills	
Total - 76		

NAYS

Champagne	Henry	Perry
Connick	Lopinto	Richard
Danahay	Morris	Smiley
Geymann	Pearson	Talbot
Total - 12		

ABSENT

Mr. Speaker	Cromer	Kleckley
Abramson	Gallot	LaFonta
Anders	Guinn	Richmond
Armes	Hardy	Williams
Burford	Jackson G.	Willmott
Total - 15		

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.

Speaker Tucker in the Chair

HOUSE BILL NO. 529—

BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 17:3996(B)(15), to enact R.S. 17:264, and to repeal R.S. 17:281, relative to sex education instruction in public schools; to require rather than authorize sex education instruction in public schools; to provide for guidelines and curricula for such instruction; to provide for definitions; to provide for applicability; to provide for rules and regulations; 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. 529 by Representative Patricia Smith

AMENDMENT NO. 1

On page 2, line 1, following "appropriate" insert "instruction"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Aubert	Edwards	Richmond
Badon, A.	Franklin	Ritchie
Badon, B.	Gallot	Smith, P.
Baldone	Hardy	St. Germain
Brossett	Jackson M.	Stiaes
Burrell	Jones, R.	Thierry
Carter	Leger	Williams
Dixon	Norton	
Total - 23		

NAYS

Mr. Speaker	Guillory	Monica
Arnold	Guinn	Nowlin
Barras	Harrison	Pearson
Billiot	Henderson	Perry
Burford	Henry	Ponti
Burns, H.	Hill	Pope
Burns, T.	Hines	Pugh
Carmody	Hoffmann	Richard
Champagne	Howard	Richardson
Chandler	Hutter	Robideaux
Chaney	Johnson	Schroder
Connick	Jones, S.	Simon
Cortez	Katz	Smiley
Cromer	Kleckley	Smith, G.
Danahay	LaBruzzo	Smith, J.
Doerge	Lambert	Talbot
Dove	Landry	Templet
Downs	LeBas	Waddell
Fannin	Ligi	White
Foil	Little	Willmott
Geymann	Lopinto	Wooton
GISclair	Lorusso	
Greene	Mills	
Total - 67		

ABSENT

Abramson	Hazel	Morris
Anders	Jackson G.	Roy
Armes	LaFonta	Thibaut
Barrow	McVea	
Ellington	Montoucet	
Total - 13		

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.

HOUSE BILL NO. 863—

BY REPRESENTATIVES STIAES AND LEGER
AN ACT

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

Called from the calendar.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Aubert	Franklin	Lorusso
Badon, A.	Geymann	Mills
Badon, B.	Guillory	Monica
Baldone	Hardy	Pope
Barras	Harrison	Richmond
Billiot	Henderson	Ritchie
Brossett	Hines	Smiley
Burns, H.	Howard	Smith, G.
Burns, T.	Jackson M.	Smith, P.
Burrell	Jones, R.	St. Germain

Carter	Katz	Stiaes
Champagne	Lambert	Thierry
Danahay	Landry	Waddell
Dixon	LeBas	Williams
Downs	Leger	Willmott
Edwards	Ligi	
Total - 47		

NAYS

Burford	Guinn	Perry
Carmody	Henry	Ponti
Chandler	Hill	Pugh
Chaney	Hoffmann	Richard
Connick	Hutter	Richardson
Cortez	Johnson	Schroder
Cromer	Jones, S.	Simon
Dove	LaBruzzo	Smith, J.
Fannin	Little	Templet
Foil	Lopinto	Wooton
Gisclair	Nowlin	
Greene	Pearson	
Total - 34		

ABSENT

Mr. Speaker	Gallot	Norton
Abramson	Hazel	Robideaux
Anders	Jackson G.	Roy
Armes	Kleckley	Talbot
Arnold	LaFonta	Thibaut
Barrow	McVea	White
Doerge	Montoucet	
Ellington	Morris	
Total - 22		

The Chair declared the above bill failed to pass.

Consent to Correct a Vote Record

Rep. Timothy Burns requested the House consent to correct his vote on final passage of House Bill No. 863 from nay to yea, which consent was unanimously granted.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

Senate Concurrent Resolutions on Third Reading for Final Consideration

The following Senate Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 42—
BY SENATOR CHAISSON
A CONCURRENT RESOLUTION

To make available for appropriation from the Budget Stabilization Fund the sum of \$198,396,069.63, not to exceed one-third (1/3) of the balance of the Budget Stabilization Fund due to the reduction of the revenue forecast for the current fiscal year in the amount of \$319,000,000 as adopted by the Revenue Estimating Conference and recognized by the Joint Legislative Committee on the Budget at their meetings of April 14, 2010.

Called from the calendar.

Read by title.

Rep. Fannin moved the concurrence of the resolution.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Nowlin
Arnold	Gisclair	Pearson
Aubert	Greene	Perry
Badon, A.	Guillory	Ponti
Badon, B.	Guinn	Pope
Baldone	Hardy	Pugh
Barras	Harrison	Richard
Barrow	Hazel	Richardson
Billiot	Henderson	Richmond
Brossett	Hill	Ritchie
Burford	Hines	Robideaux
Burns, H.	Hoffmann	Roy
Burrell	Howard	Schroder
Carmody	Hutter	Simon
Carter	Jackson M.	Smiley
Champagne	Johnson	Smith, G.
Chandler	Jones, R.	Smith, J.
Chaney	Jones, S.	Smith, P.
Connick	Katz	St. Germain
Cortez	Lambert	Stiaes
Danahay	Landry	Talbot
Dixon	LeBas	Templet
Doerge	Leger	Thibaut
Dove	Ligi	Thierry
Downs	Little	Waddell
Edwards	Lopinto	White
Ellington	Lorusso	Williams
Fannin	Mills	Willmott
Foil	Monica	Wooton
Franklin	Morris	
Gallot	Norton	
Total - 91		

NAYS

Henry	LaBruzzo
Total - 2	

ABSENT

Abramson	Cromer	McVea
Anders	Jackson G.	Montoucet
Armes	Kleckley	
Burns, T.	LaFonta	
Total - 10		

The chair declared the above resolution, having received a two-thirds vote of the elected members, was concurred in.

Suspension of the Rules

On motion of Rep. Harrison, 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:

Withdrawal of Notice of Intention to Call

Rep. Richard withdrew his notice of intention to call House Bill No. 1390 from the calendar for future action.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. McVea gave notice of his intention to call House Bill No. 1246 from the calendar on Monday, May 24, 2010.

HOUSE BILL NO. 401—

BY REPRESENTATIVE HARRISON

A JOINT RESOLUTION

Proposing to add Article VII, Section 2.1(C) of the Constitution of Louisiana, relative to requirements and procedures for the imposition of or increase in a new state tax or fee; to provide exceptions relative to public postsecondary education tuition amounts and mandatory fees; to provide for effectiveness; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harrison to Engrossed House Bill No. 401 by Representative Harrison

AMENDMENT NO. 1

On page 2, delete lines 5 through 10 in their entirety and insert the following:

"To provide the provisions of the constitution relative to legislative authorization of any new fee or fee increase shall not apply to tuition amounts or mandatory fees imposed by a public postsecondary education management board during the period beginning January 1, 2011, and ending December 31, 2015. (Adds Article VII, Section 2.1(C))"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Baldone	Gisclair	Monica
Burford	Hardy	Nowlin
Burns, H.	Harrison	Ponti
Chaney	Henderson	Ritchie
Connick	Henry	Schroder
Cromer	Hines	Smith, G.
Dove	Hoffmann	St. Germain
Downs	Jackson M.	Templet
Foil	Landry	
Franklin	Leger	
Total - 28		

NAYS

Mr. Speaker	Fannin	Norton
Arnold	Geymann	Pearson
Aubert	Greene	Perry
Badon, A.	Guinn	Pope
Badon, B.	Hazel	Pugh
Barrow	Hill	Richardson
Billiot	Howard	Roy

Brossett	Hutter	Simon
Burns, T.	Johnson	Smiley
Burrell	Jones, R.	Smith, P.
Carmody	Jones, S.	Stiaes
Carter	Katz	Talbot
Champagne	Kleckley	Thibaut
Chandler	Lambert	Thierry
Cortez	LeBas	Waddell
Danahay	Ligi	White
Dixon	Little	Willmott
Doerge	Lorusso	Wooton
Edwards	Mills	
Ellington	Morris	
Total - 58		

ABSENT

Abramson	Jackson G.	Richard
Anders	LaBruzzo	Richmond
Arnes	LaFonta	Robideaux
Barras	Lopinto	Smith, J.
Gallot	McVea	Williams
Guillory	Montoucet	
Total - 17		

The Chair declared the above bill failed to pass.

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

Consent to Correct a Vote Record

Rep. Stiaes requested the House consent to correct her vote on final passage of House Bill No. 401 from yea to nay, which consent was unanimously granted.

HOUSE BILL NO. 23—

BY REPRESENTATIVE BALDONE

AN ACT

To amend and reenact R.S. 14:402(D)(9) and (E)(7), relative to contraband on the grounds of correctional institutions; to add component hardware of telecommunications equipment in the definition of "contraband"; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Baldone moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Lorusso
Arnold	Gallot	Mills
Aubert	Geymann	Monica
Badon, A.	Gisclair	Morris
Badon, B.	Greene	Nowlin
Baldone	Guillory	Pearson
Barras	Guinn	Perry
Barrow	Hardy	Ponti
Billiot	Harrison	Pope
Brossett	Hazel	Pugh
Burford	Henderson	Richardson
Burns, H.	Henry	Richmond
Burns, T.	Hill	Ritchie
Burrell	Hines	Robideaux
Carmody	Hoffmann	Roy
Carter	Howard	Schroder
Champagne	Hutter	Simon
Chandler	Jackson M.	Smith, G.

Chaney	Johnson	Smith, P.
Connick	Jones, R.	St. Germain
Cortez	Jones, S.	Stiaes
Cromer	Katz	Talbot
Danahay	Kleckley	Templet
Dixon	LaBruzzo	Thibaut
Doerge	Lambert	Thierry
Dove	Landry	Waddell
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	

Total - 92

NAYS

Total - 0

ABSENT

Abramson	LaFonta	Richard
Anders	McVea	Smiley
Armes	Montoucet	Smith, J.
Jackson G.	Norton	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 561—
BY REPRESENTATIVE BALDONE
AN ACT

To enact R.S. 17:421.13, relative to educational diagnosticians; to provide for a salary supplement for certain public school educational diagnosticians who have acquired certification by the National Certification for Educational Diagnosticians' Board; to provide conditions and guidelines for receiving the supplement; to provide conditions; to provide relative to funding; to provide definitions; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Baldone to Engrossed House Bill No. 561 by Representative Baldone

AMENDMENT NO. 1

On page 2, line 11, after "Section." delete the remainder of the line and delete line 12 in its entirety

On motion of Rep. Baldone, 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

Aubert	Hines	Ritchie
Badon, A.	Jackson M.	Roy

Baldone	Johnson	Smith, G.
Barrow	Jones, R.	St. Germain
Brossett	Jones, S.	Stiaes
Burrell	Leger	Templet
Dixon	Monica	Thibaut
Edwards	Norton	Thierry
Gasclair	Pugh	Williams
Hardy	Richard	Wooton
Harrison	Richmond	

Total - 32

NAYS

Mr. Speaker	Downs	Little
Arnold	Ellington	Lopinto
Badon, B.	Fannin	Lorusso
Barras	Foil	Mills
Billiot	Franklin	Morris
Burford	Geymann	Nowlin
Burns, H.	Greene	Pearson
Burns, T.	Guinn	Perry
Carmody	Henry	Ponti
Carter	Hill	Pope
Champagne	Howard	Richardson
Chandler	Hutter	Schroder
Chaney	Katz	Smiley
Connick	Kleckley	Smith, J.
Cortez	LaBruzzo	Smith, P.
Cromer	Landry	Talbot
Danahay	LeBas	Willmott
Doerge	Ligi	

Total - 53

ABSENT

Abramson	Hazel	McVea
Anders	Henderson	Montoucet
Armes	Hoffmann	Robideaux
Dove	Jackson G.	Simon
Gallot	LaFonta	Waddell
Guillory	Lambert	White

Total - 18

The Chair declared the above bill failed to pass.

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

Consent to Correct a Vote Record

Rep. Norton requested the House consent to correct her vote on final passage of House Bill No. 561 from nay to yea, which consent was unanimously granted.

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

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

Called from the calendar.

Read by title.

Rep. Harrison moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 88

NAYS

Total - 0

ABSENT

Abramson	Geymann	McVea
Anders	Greene	Montoucet
Armes	Hines	Morris
Champagne	Jackson G.	Robideaux
Dove	LaFonta	Simon

Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

SENATE BILL NO. 15—

BY SENATOR APPEL

AN ACT

To amend and reenact the title to Part II-B of Chapter 4 of Title 47 of the Louisiana Revised Statutes of 1950 and R.S. 47:491(A)(1) and (6) and 492(A), (B), and (E), relative to amateur radio station operators; to provide for changing the design of a prestige license plate from "HAM Operator" to "Amateur Radio"; and to provide for related matters.

Read by title.

Rep. Billiot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 84

NAYS

Total - 0

ABSENT

Abramson	Harrison	Morris
Anders	Hines	Pugh
Armes	Howard	Robideaux
Dove	Jackson G.	Simon
Downs	LaFonta	Talbot
Fannin	Lopinto	
Guillory	Montoucet	

Total - 19

The Chair declared the above bill was finally passed.

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

Page 42 HOUSE

29th Day's Proceedings - May 17, 2010

SENATE BILL NO. 143—

BY SENATOR LONG

AN ACT

To designate Louisiana Highway 118 from Florien to Kisatchie as the "Louisiana Maneuvers Highway"; and to provide for related matters.

Read by title.

Rep. Howard moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 88

NAYS

Total - 0

ABSENT

Abramson	Guillory	Montoucet
Anders	Harrison	Morris
Armes	Hines	Richard
Dixon	Jackson G.	Simon
Geymann	LaFonta	Thibaut

Total - 15

The Chair declared the above bill was finally passed.

Rep. Howard 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. 223—

BY SENATOR MOUNT AND REPRESENTATIVE GEYMAN

AN ACT

To designate that section of Louisiana Highway US 171 between its intersection with Sam Houston Jones Parkway and its intersection with You Winn Road as the "Senior Trooper Duane Dalton Memorial Highway"; 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	Franklin	Mills
Arnold	Gallot	Monica
Aubert	Geymann	Montoucet
Badon, A.	Gisclair	Norton
Badon, B.	Greene	Nowlin
Baldone	Guinn	Pearson
Barras	Hardy	Perry
Barrow	Harrison	Ponti
Billiot	Hazel	Pope
Brossett	Henderson	Pugh
Burford	Henry	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Howard	Ritchie
Carmody	Hutter	Roy
Carter	Jackson M.	Schroder
Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	McVea	Wooton

Total - 93

NAYS

Total - 0

ABSENT

Abramson	Hines	Robideaux
Anders	Jackson G.	Simon
Armes	LaFonta	
Guillory	Morris	

Total - 10

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 251—

BY SENATORS DORSEY, ERDEY, B. GAUTREAUX, HEITMEIER, MCPHERSON AND SHAW

AN ACT

To enact R.S. 47:463.141, relative to motor vehicle special prestige license plates; to provide for the creation and issuance of such plates; to provide for the design of such plates; to provide relative to the annual fee and disposition of such fee for such plates; to provide for the promulgation of rules and regulations; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Monica
Arnold	Franklin	Norton
Aubert	Gallot	Nowlin
Badon, A.	Gisclair	Pearson
Badon, B.	Greene	Perry
Baldone	Guinn	Ponti
Barras	Hardy	Pope
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Brossett	Hill	Richardson
Burford	Hoffmann	Richmond
Burns, H.	Howard	Ritchie
Burns, T.	Hutter	Robideaux
Burrell	Jackson M.	Roy
Carmody	Johnson	Schroder
Carter	Jones, R.	Smiley
Champagne	Jones, S.	Smith, G.
Chandler	Katz	Smith, J.
Chaney	Kleckley	Smith, P.
Connick	LaBruzzo	Stiaes
Cortez	Lambert	Templet
Cromer	Landry	Thierry
Danahay	LeBas	Waddell
Dixon	Leger	White
Doerge	Ligi	Williams
Dove	Little	Willmott
Edwards	Lorusso	Wooton
Ellington	McVea	
Fannin	Mills	
Total - 85		

NAYS

Total - 0

ABSENT

Abramson	Henderson	Montoucet
Anders	Henry	Morris
Armes	Hines	Simon
Downs	Jackson G.	St. Germain
Geymann	LaFonta	Talbot
Guillory	Lopinto	Thibaut
Total - 18		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 270—

BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 47:463.73(C)(2), and (E), relative to special prestige license plates for Louisiana public and private high schools; to provide relative to collection of royalty fees; and to provide for related matters.

Read by title.

Rep. Hoffmann moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Abramson	Guillory	Morris
Anders	Henderson	Robideaux
Armes	Hines	Simon
Downs	Jackson G.	Smiley
Geymann	LaFonta	
Total - 14		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 273—

BY SENATOR WALSWORTH

AN ACT

To designate a portion of Interstate 20 as the "Powell, Barnes, and Deal Memorial Highway"; and to provide for related matters.

Read by title.

Rep. Hoffmann moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 86

NAYS

Total - 0

ABSENT

Abramson	Geymann	Morris
Anders	Guillory	Robideaux
Armes	Hines	Roy
Burrell	Jackson G.	Simon
Dove	LaFonta	Williams
Gallot	Montoucet	

Total - 17

The Chair declared the above bill was finally passed.

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

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 17, 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. 162
Returned without amendments

House Concurrent Resolution No. 163
Returned without amendments

House Concurrent Resolution No. 164
Returned without amendments

House Concurrent Resolution No. 165
Returned without amendments

House Concurrent Resolution No. 166
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 17, 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 House Bills:

House Bill No. 48
Returned without amendments

House Bill No. 115
Returned without amendments

House Bill No. 172
Returned without amendments

House Bill No. 182
Returned without amendments

House Bill No. 185
Returned with amendments

House Bill No. 198
Returned without amendments

House Bill No. 209
Returned without amendments

House Bill No. 242
Returned without amendments

House Bill No. 295
Returned without amendments

House Bill No. 335
Returned without amendments

House Bill No. 373
Returned without amendments

House Bill No. 411
Returned without amendments

House Bill No. 412
Returned without amendments

House Bill No. 430
Returned without amendments

House Bill No. 528
Returned without amendments

House Bill No. 547
Returned with amendments

House Bill No. 576
Returned with amendments

House Bill No. 638
Returned without amendments

House Bill No. 764
Returned without amendments

House Bill No. 891
Returned without amendments

House Bill No. 893
Returned without amendments

House Bill No. 967
Returned without amendments

House Bill No. 1002
Returned without amendments

House Bill No. 1088
Returned without amendments

House Bill No. 1169
Returned with amendments

House Bill No. 1204
Returned with amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS

May 17, 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. 82, 83, and 84

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 17, 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. 222, 235, 319, 330, 576, 581, 648, 676, 679, 685, 704, 774, and 781

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. 222—
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 32:1261(1)(introductory paragraph) and to enact R.S. 32:1261(1)(x), relative to the relationship of automobile manufacturers and dealers; to provide for unauthorized acts; and to provide for related matters.

Read by title.

SENATE BILL NO. 235—
BY SENATOR HEITMEIER

AN ACT

To enact Chapter 64 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2891, relative to Medicaid upper payment limit collaboratives; to provide for a Medicaid physician upper payment limit methodology to continue access to healthcare services; to provide for development of funding mechanisms for hospitals; and to provide for related matters.

Read by title.

SENATE BILL NO. 319—
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 18:463(A)(2)(a)(iv) and to enact R.S. 18:492(A)(7), relative to the Louisiana Election Code; to provide qualifications for candidacy for public office, notice of candidacy, and grounds for objection to candidacy; and to provide for related matters.

Read by title.

SENATE BILL NO. 330—
BY SENATOR HEBERT

AN ACT

To amend and reenact the introductory paragraph of R.S. 3:2091(B) and to enact R.S. 3:2091(17), relative to the membership of the Louisiana Board of Animal Health; to add a member to the board nominated by the Louisiana Meat Goat Association; and to provide for related matters.

Read by title.

SENATE BILL NO. 576—

BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 40:966(E)(2), relative to second offense possession of marijuana; to provide for a minimum fine; to provide relative to suspension of sentence; to require participation in substance abuse programs and community service in certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 581—

BY SENATOR PETERSON

AN ACT

To amend and reenact Code of Criminal Procedure Art. 437, relative to grand juries; to provide for inquiries into certain offenses; and to provide for related matters.

Read by title.

SENATE BILL NO. 648—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 37:3392(1) and (3), relative to real estate appraisers; to require real estate appraisers to consider energy efficiency aspects when assigning value to certain property; and to provide for related matters.

Read by title.

SENATE BILL NO. 676—

BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 22:1984 and R.S. 44:4.1(B)(10), relative to examination and investigation of insurers and regulated entities; to provide for financial and market analysis of insurers and regulated entities; to provide for penalties; to provide for confidentiality; to provide for standards and procedures; and to provide for related matters.

Read by title.

SENATE BILL NO. 679—

BY SENATOR B. GAUTREAUX

AN ACT

To enact Code of Criminal Procedure Article 900(A)(6)(c)(vi) and (vii), relative to probation; to amend the definition of a "technical violation"; and to provide for related matters.

Read by title.

SENATE BILL NO. 685—

BY SENATOR MURRAY

AN ACT

To enact R.S. 14:110.1.1, relative to jumping bail; to create the crime of out of state bail jumping; to provide for certain criteria; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 704—

BY SENATOR SHAW

AN ACT

To amend and reenact R.S. 29:414(C) and (D), relative to credit in public retirement systems for service in the uniformed services; to provide for payment of contributions to public retirement systems for such service credit; to provide for time periods for payment of such contributions; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 774—

BY SENATORS CLAITOR AND DORSEY

AN ACT

To amend and reenact Code of Criminal Procedure Article 912.1(A), relative to criminal procedure; to provide relative to the right to appeal in any case of conviction of a capital offense; to provide for notice of the right to waive such appeal; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 781—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 4:145.2, relative to Louisiana State Racing Commission; to provide for judicial review of a final decision or order of adjudication; to provide for venue; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Johnson, 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. 90—

BY REPRESENTATIVES JOHNSON AND ROY

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Deanna Patin Roy of Marksville.

Read by title.

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

HOUSE RESOLUTION NO. 91—

BY REPRESENTATIVE FOIL

A RESOLUTION

To commend the Boy Scouts of America upon its one hundredth anniversary and the Louisiana Boy Scout Councils for their outstanding service.

Read by title.

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

HOUSE RESOLUTION NO. 92—

BY REPRESENTATIVE HOFFMANN

A RESOLUTION

To commend Dannie K. Johnson upon his receipt of a bachelor of arts degree from the New Orleans Baptist Theological Seminary Angola Extension Center in May of 2010.

Read by title.

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

HOUSE RESOLUTION NO. 93—

BY REPRESENTATIVE RICHMOND
A RESOLUTION

To urge and request the Board of Commissioners of the Port of New Orleans to designate the St. Claude Avenue Bridge as the "Homer Plessy Bridge".

Read by title.

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

HOUSE RESOLUTION NO. 94—

BY REPRESENTATIVE PATRICIA SMITH
A RESOLUTION

To commend Baton Rouge Magnet High School upon being named a Magnet School of Excellence by Magnet Schools of America.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 168—

BY REPRESENTATIVES CARMODY AND WADDELL AND SENATOR SHAW
A CONCURRENT RESOLUTION

To commend Shreveport's Captain Shreve High School upon receipt of the 2010 National Gold Council of Excellence Award.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 169—

BY REPRESENTATIVE BALDONE
A CONCURRENT RESOLUTION

To urge and request the Judicial Council of the Supreme Court of Louisiana to develop a uniform form to be used by all courts in Louisiana to notify defendants charged with operating a vehicle while intoxicated of their rights and the penalty range for subsequent charges of operating a vehicle while intoxicated.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 170—

BY REPRESENTATIVE RICHMOND
A CONCURRENT RESOLUTION

To urge and request state departments and agencies to refrain from continuing business transactions with the state of Arizona until the Support Our Law Enforcement and Safe Neighborhoods Act is repealed.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

May 17, 2010

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

Senate Bill No. 38, by Martiny
Reported favorably. (10-0) (Regular)

Senate Bill No. 81, by Martiny
Reported with amendments. (10-0) (Regular)

Senate Bill No. 376, by Morrell
Reported with amendments. (9-0) (Regular)

Senate Bill No. 378, by Morrell
Reported favorably. (9-0) (Regular)

ERNEST D. WOOTON
Chairman

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

Report of the Committee on Education

May 17, 2010

To the Speaker and Members of the House of Representatives:

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

House Bill No. 468, by Hoffmann
Reported with amendments. (15-0) (Regular)

House Bill No. 994, by Harrison
Reported favorably. (6-5) (Regular)

House Bill No. 1396, by Burrell
Reported with amendments. (12-0) (Local & Consent)

AUSTIN J. BADON, JR.
Chairman

Suspension of the Rules

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

Motion

On motion of Rep. Hardy, the Committee on Municipal, Parochial and Cultural Affairs was discharged from further consideration of House Bill No. 536.

HOUSE BILL NO. 536—
BY REPRESENTATIVE HARDY
AN ACT

To enact R.S. 40:531(A)(3), relative to local housing authorities; to provide relative to the Opelousas Housing Authority; to provide relative to the governing board of the authority; to change the appointment process of board members; to provide relative to terms of board members; and to provide for related matters.

Read by title.

Motion

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

Privileged Report of the Legislative Bureau

May 17, 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. 19
Reported without amendments.

Senate Bill No. 35
Reported without amendments.

Senate Bill No. 36
Reported with amendments.

Senate Bill No. 40
Reported without amendments.

Senate Bill No. 105
Reported without amendments.

Senate Bill No. 107
Reported without amendments.

Senate Bill No. 118
Reported without amendments.

Senate Bill No. 162
Reported without amendments.

Senate Bill No. 188
Reported without amendments.

Senate Bill No. 194
Reported without amendments.

Senate Bill No. 199
Reported without amendments.

Senate Bill No. 208
Reported without amendments.

Senate Bill No. 209
Reported without amendments.

Senate Bill No. 260
Reported without amendments.

Senate Bill No. 301
Reported without amendments.

Senate Bill No. 605
Reported without amendments.

Senate Bill No. 639
Reported with amendments.

Senate Bill No. 654
Reported without amendments.

Respectfully submitted,

WAYNE WADDELL
Chairman

Privileged Report of the Committee on Enrollment

May 17, 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. 78—
BY REPRESENTATIVE PATRICIA SMITH
A RESOLUTION

To commend Nanette McCann of Baton Rouge Magnet High School for being named the national Magnet Schools of America 2010 Principal of the Year.

HOUSE RESOLUTION NO. 79—
BY REPRESENTATIVE LEGER
A RESOLUTION

To recognize Monday, May 17, 2010, as YMCA Day at the Louisiana State Capitol.

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.

Suspension of the Rules

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

House Bill Nos. 1000 and 1415

Senate Bill No. 527

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. 683

Leave of Absence

Rep. Anders - 3 days

Rep. LaFonta - 1 day

Rep. Girod Jackson - 1/2 day

Adjournment

On motion of Rep. Brossett, at 6:45 P.M., the House agreed to adjourn until Tuesday, May 18, 2010, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Tuesday, May 18, 2010.

ALFRED W. SPEER
Clerk of the House