

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

FORTIETH 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, June 7, 2010

The House of Representatives was called to order at 1:00 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Fannin	Lopinto	Williams
Foil	Lorusso	Willmott
Total - 99		

The Speaker announced that there were 99 members present and a quorum.

Prayer

Prayer was offered by Chaplain Jamie Wilhite of the Ouachita and Winn Parishes Correctional System.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Brossett, the Journal of June 4, 2010, was adopted.

On motion of Rep. Waddell, the reading of the Journal of the Committee of the Whole House was dispensed with.

On motion of Rep. Waddell, the Journal of the Committee of the Whole House of June 4, 2010, was adopted.

**Petitions, Memorials, and
Communications**

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

Message from the Senate

SENATE BILLS

June 7, 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 No. 642

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. 642—
BY SENATOR MORRELL

AN ACT

To enact Code of Criminal Procedure Art. 334.3(A)(4), relative to bail; to provide for release on bail; to provide for forfeiture or revocation of bail; to provide for procedure; and to provide for related matters.

Read by title.

Acting Speaker Foil in the Chair

Suspension of the Rules

On motion of Rep. Schroder, 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. 135—

BY REPRESENTATIVE SCHRODER

A RESOLUTION

To commend the Northlake Christian School baseball team upon winning the Class 2A state championship on May 15, 2010.

Read by title.

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

HOUSE RESOLUTION NO. 136—

BY REPRESENTATIVE SCHRODER

A RESOLUTION

To commend the Northlake Christian School volleyball team upon winning the Division IV state championship in November of 2009.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 226—

BY REPRESENTATIVE BURRELL

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections to study the feasibility of offering education-based programs to all inmates in state and private correctional facilities and to study funding mechanisms to provide these education-based programs for all inmates in state and private correctional facilities.

Read by title.

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

Ordered to the Senate.

Speaker Tucker in the Chair

House and House Concurrent Resolutions Lying Over

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

HOUSE CONCURRENT RESOLUTION NO. 222—

BY REPRESENTATIVE SCHRODER

A CONCURRENT RESOLUTION

To request each agency in each branch of state government to report to the House and Governmental Affairs Committee, the Senate and Governmental Affairs Committee, the House Committee on Appropriations, and the Senate Committee on Finance regarding the feasibility and advisability of the agency implementing a four-day work week consisting of four ten-hour days in a week.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 223—

BY REPRESENTATIVE MONICA

A CONCURRENT RESOLUTION

To urge and request the sergeants at arms of the House of Representatives and the Senate to screen all persons entering the state capitol, except legislators, statewide elected officials, and persons employed in the building, for weapons and to alter any policy or procedure, including access controls and issuance of identification cards, as needed to achieve this purpose.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 225—

BY REPRESENTATIVE PATRICIA SMITH

A CONCURRENT RESOLUTION

To request the State Board of Elementary and Secondary Education to study and evaluate the effectiveness of sex education curricula used throughout the state, including the programs of the Office of Louisiana Youth for Excellence (LYFE) within the office of the governor, and to submit a written report of findings and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2011 Regular Session of the Legislature of Louisiana.

Read by title.

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

Senate Concurrent Resolutions Lying Over

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

SENATE CONCURRENT RESOLUTION NO. 8—

BY SENATORS SMITH AND ADLEY AND REPRESENTATIVE ELLINGTON

A CONCURRENT RESOLUTION

To memorialize the United States Congress to support expansion and use of domestic natural gas and alternative energies, and to urge agencies to operate vehicles using compressed natural gas.

Read by title.

On motion of Rep. Ellington, 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. 269—

BY SENATOR MURRAY

AN ACT

To provide relative to special districts; to provide for the authority to levy, impose, and collect parcel fees in certain districts; to provide for the designation of subdistricts; 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. 708—
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(v)(bb), relative to public contracts for levees which are not maintained with federal funds; to change the termination date for contracts awarded for certain projects providing for the restoration and rehabilitation of certain levees under certain circumstances or agreements for certain mitigation on public lands; to provide terms and conditions; to provide an effective date; 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. 709—
BY SENATOR WALSWORTH

AN ACT

To amend and reenact R.S. 43:19, 19.1, 24(B) and (C), 81, 82, and 89, and to enact R.S. 43:24(D), and to repeal R.S. 43:87, relative to the publication of acts of the legislature; to provide relative to the Official Journal of the State; to provide relative to printing contracts; 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. 746—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 17:3129(C) and (E), and 3130(B)(1), and R.S. 39:28(C) and 32.1, and to enact R.S. 17:3129(F), relative to postsecondary education; to provide relative to funding institutions of postsecondary education; to provide for the powers of the Board of Regents; to provide relative to budget request forms; to require that the formula adopted by the Board of Regents be reported to certain legislative committees; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 807 (Substitute of Senate Bill No. 657 by Senator Hebert)—
BY SENATOR HEBERT

AN ACT

To amend and reenact R.S. 39:1308 and 1310 and to enact R.S. 39:1309(E), relative to local government budgets; to require certain budgetary information to be published on the official Internet website or portal of the district attorney for the Sixteenth Judicial District; 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 Judiciary.

**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. 955—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 33:4720.55(D)(2) and 4720.56(20) and to enact R.S. 33:4720.56(21), relative to the New Orleans Redevelopment Authority; to provide relative to the membership of the governing board; to provide relative to the powers and duties of the authority; 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.

Suspension of the Rules

On motion of Rep. Leger, House Bill No. 955 was scheduled for consideration on Tuesday, June 8, 2010.

**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. 18—
BY SENATOR MURRAY

AN ACT

To enact R.S. 40:2004, relative to public hospitals; to provide for confirmation of the management board of any legal entity formed for the purpose of financing, constructing, or operating a public hospital or academic medical center in New Orleans; to provide relative to financial disclosure; 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. 18 by Senator Murray

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:2004" delete the comma "," and insert "and R.S. 42:1124.2.1(A)(4),"

AMENDMENT NO. 2

On page 1, line 8, after "confirmation" insert a semicolon ";" and "financial disclosure"

AMENDMENT NO. 3

On page 1, line 13, after "constructing," insert "managing."

Page 4 HOUSE

40th Day's Proceedings - June 7, 2010

AMENDMENT NO. 4

On page 1, line 14, after "New Orleans" insert "and appointees to the management board of any successor legal entity formed for such purpose"

AMENDMENT NO. 5

On page 1, delete line 17 and on page 2, delete line 1, and insert the following:

"B. Members of a management board who are subject to confirmation pursuant to Subsection A of this Section shall file financial disclosure statements as provided in R.S. 42:1124.2.1.

Section 2. R.S. 42:1124.2.1(A)(4) is hereby enacted to read as follows:

§1124.2.1. Financial disclosure; members of boards and commissions

A. Each of the following, except a person who is required to file a financial statement pursuant to R.S. 42:1124 or 1124.2, shall annually file a financial statement as provided in this Section:

* * *

(4) Each member of a management board who is subject to confirmation as provided in R.S. 40:2004.

* * **

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. 18 by Senator Murray

AMENDMENT NO. 1

On page 2, line 2, before "This" change "Section 2." to "Section 3."

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. 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.

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. 47 by Senator Crowe

AMENDMENT NO. 1

On page 4, line 16, after "of each year." delete "The" and insert "No later than June fifteenth of each year, the"

AMENDMENT NO. 2

On page 4, line 17, after "distributions" and before "based" insert a comma "," and insert "which are"

AMENDMENT NO. 3

On page 4, delete lines 18 through 20 in their entirety and insert the following:

"Department of Public Safety and Corrections, to the recipient sheriffs no later than June fifteenth who are actively registering offenders pursuant to this Paragraph."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 65— BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 49:214.24(C), relative to the coastal zone boundary; to authorize the inclusion of all or any portions of the parishes of Ascension or Iberville into the coastal zone; 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. 65 by Senator Amedee

AMENDMENT NO. 1

On page 4, delete lines 2 and 3 in their entirety and insert the following:

"Williams natural gas pipeline right of way, thence proceeding northerly along the eastside of said pipeline right of way to U.S. Highway 61, thence southeasterly along U. S. Highway 61 to a point of intersection with U. S. Interstate Highway 10, thence proceeding easterly two miles along the northern right of way of Interstate Highway 10 from its intersection with U. S. Highway 61, thence proceed northerly to the south bank of the New River Canal, thence westerly along said canal to the intersection of Highway 3140 and the New River Canal near the Marvin Braud pumping station, thence northerly from the Marvin Braud Pumping Station along the East Ascension Drainage District levee on the east bank of Saverio Canal, thence northerly along said levee to a point of intersection with Highway 22, thence northerly and westerly along the Laurel Ridge levee to a point of intersection near Highway 934, thence proceeding northerly to Lake Martin Road, thence northwesterly to Cocodrie Bayou, thence northerly along said Cocodrie Bayou to its intersection with Summerfield Road, thence westerly along said road to its intersection with Highway 431, thence southwestwesterly along Henderson Bayou to the Henderson Bayou control structure, thence

northerly to Highway 42, thence southeasterly along Highway 42 to the Amite River, which is a point of intersection with the"

AMENDMENT NO. 2

On page 4, line 15 after "Session." add the following:

"Industrial facilities, pipelines, and utilities in existence on June 1, 2010, and located in that portion of Ascension Parish in the coastal zone shall be exempt from state and local coastal use permitting requirements for operation and maintenance activities, including but not limited to integrity digs, right of way mowing and clearing, cathodic protection close interval surveys and land surveying."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 174—
BY SENATORS SMITH AND SHAW
AN ACT

To enact R.S. 40:1379.3(D)(1)(i), relative to statewide permits for concealed handguns; to reduce training requirements on combat veterans; 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. 174 by Senator Smith

AMENDMENT NO. 1

On page 1, line 17, change "(i)" to "(a)"

AMENDMENT NO. 2

On page 2, line 4, change "(ii)" to "(b)"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 183—
BY SENATOR N. GAUTREAUX
AN ACT

To amend and reenact R.S. 30:124, relative to the State Mineral and Energy Board; to provide for alternate energy resources; to authorize the State Mineral and Energy Board to lease state lands for the exploration, development, and production of energy from alternative energy resources; to provide definitions, terms, and conditions; to provide for rulemaking authority; 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. 183 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 6, after "authority;" insert "to provide for approval of certain leases by port or port, harbor, and terminal districts;"

AMENDMENT NO. 2

On page 2, line 5, after "board" insert ", in consultation with the Department of Transportation and Development,"

AMENDMENT NO. 3

On page 2, line 14, delete "(1)"

AMENDMENT NO. 4

On page 2, delete lines 19 through 26 and insert the following:

"E.(1)(a) No lease affecting the following lands shall be granted for alternative energy sources development on such lands without prior written approval of a port or terminal district:

(i) Lands held in title by the port or terminal district or held by lease or servitude by such port or terminal district.

(ii) Public navigable waters that flow through any lands within the jurisdiction of a port or terminal district. Approval pursuant to this Item shall not be unreasonably withheld unless such lease would be detrimental to the needs of commerce and navigation.

(b) No port or port, harbor, and terminal district shall receive compensation for their approval.

(2) After the port or port, harbor, and terminal district decides whether or not to grant approval, the board shall send a notice by certified mail to the lease applicant for alternative energy sources development. The notice shall include the following:

(a) The decision of the port or port, harbor, and terminal district to provide either prior written approval of the lease or to deny approval of such lease.

(b) If the port or port, harbor, and terminal district does not grant prior written approval, notice that the lease applicant has sixty days from receipt of the notice to request an administrative hearing with the division of administrative law pursuant to Chapter 13-B of Title 49 of the Louisiana Revised Statutes. The request for an administrative hearing shall be filed with the division of administrative law, with copies mailed to the board and the port or terminal district.

(3) The port or port, harbor, and terminal district which does not grant prior written approval of a lease shall have the burden of proof, at the administrative hearing, that the lease is detrimental to the needs of commerce and navigation.

(4) The port or port, harbor, and terminal district shall contract with the division of administrative law to conduct the hearing. The administrative law judge may, in his discretion, assess the costs of the administrative hearing and reasonable attorney fees of the prevailing party against the losing party.

(5) Notwithstanding any provision of the law to the contrary, the lease applicant or the port or port, harbor, and terminal district may petition the district court for the parish of East Baton Rouge for judicial review of any final decision or order of the administrative law judge.

AMENDMENT NO. 5

On page 2, line 27, change "E." to "F."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 204—
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 40:1300.53, relative to criminal history checks of licensed ambulance personnel or nonlicensed persons; to remove provisions which allow an employer to waive certain provisions; 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. 204 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 28, after "Subsection A" insert "or B"

Reported without amendments by the Legislative Bureau.

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. 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.

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. 308—

BY SENATOR MARIONNEAUX

AN ACT

To amend and reenact R.S. 49:953(B)(1) and 968(B)(13) and R.S. 56:5(C) and 6(28), to enact R.S. 49:953(B)(5), and to repeal R.S. 49:967(D), relative to the Wildlife and Fisheries Commission; to provide legislative oversight of certain rules and regulations; to require the commission to adopt rules and regulations in accordance with the Administrative Procedure Act; to authorize certain emergency rule procedures; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 312—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 15:571.3(B)(1), relative to diminution of sentence for good behavior; to provide for application; to provide for an effective date; 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. Baldone, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

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.

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 Engrossed Senate Bill No. 319 by Senator Heitmeier

AMENDMENT NO. 1

On page 1, line 16, delete "That" and insert the following:

"Except for a candidate for United States senator or representative in congress, that for each of the previous five tax years"

AMENDMENT NO. 2

On page 2, line 1, after "both, or" change "is" to "was"

AMENDMENT NO. 3

On page 2, line 9, after "candidacy that" insert "for each of the previous five tax years"

AMENDMENT NO. 4

On page 2, line 12, after "18:463(A)(2), or" change "is" to "was"

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. 338—

BY SENATOR MARIONNEAUX

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in West Baton Rouge Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 363—

BY SENATOR ADLEY

AN ACT

To enact R.S. 30:28.1, relative to drilling activities; to prohibit permitted oil and gas drilling activities from disturbing privately owned active water wells; to provide requirements and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 396—

BY SENATOR N. GAUTREAUX

AN ACT

To enact R.S. 18:462.1, relative to qualifying for primary elections; to provide for statements relative to felony convictions for certain candidates; to provide for the functions and duties of certain officials relative thereto; to provide relative to objections to candidacy under certain circumstances; 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. 406—

BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 15:587.1(B) and R.S. 44:9(F), (G) and (I), and to enact R.S. 15:587(A)(1)(f), relative to criminal records; to provide for criminal background checks; to provide for certain entities' access to expunged records; 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. Baldone, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 420—

BY SENATOR MARIONNEAUX

AN ACT

To enact R.S. 17:63, relative to the Iberville Parish School Board; to provide relative to the size of the board and for the qualifications, election, term length, and remuneration of members; to provide relative to the adoption of an apportionment plan for member districts and approval of such plan; to provide relative to vacancies on the board; 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 Engrossed Senate Bill No. 420 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 12, between "consist of" and "members" change "five" to "nine"

AMENDMENT NO. 2

On page 1, at the beginning of line 13, change "Four" to "Eight"

AMENDMENT NO. 3

On page 1, line 16, between "District C," and "The" delete "and School Board District D." and insert in lieu thereof "School Board District D, School Board District E, School Board District F, School Board District G, and School Board District H."

Page 8 HOUSE

40th Day's Proceedings - June 7, 2010

AMENDMENT NO. 4

On page 1, at the end of line 17, change "E" to "I"

AMENDMENT NO. 5

On page 2, at the beginning of line 1, delete "Not later than August 31, 2011," and insert "Not later than the applicable deadline provided in R.S. 17:71.5(A),"

AMENDMENT NO. 6

On page 2, at the end of line 2, change "four" to "eight"

AMENDMENT NO. 7

On page 2, line 17, after "congressional" change "election" to "elections"

AMENDMENT NO. 8

On page 2, at the beginning of line 18, change "2012," to "2014,"

AMENDMENT NO. 9

On page 2, line 19, after "elected in" change "2012," to "2014,"

AMENDMENT NO. 10

On page 3, delete lines 3 through 8 in their entirety

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. 436—

BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 15:572.1(A) and 574.2(A)(1) and R.S. 46:1803(B), relative to the membership of the Board of Pardons, the Board of Parole, and the Crime Victims

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. 436 by Senator Quinn

AMENDMENT NO. 1

On page 1, delete lines 15 through 17 in their entirety

AMENDMENT NO. 2

On page 2, line 1, delete "Crimefighters, Limited," and insert the following:

"which occur after August 15, 2010, at least one of the members shall be appointed from a list of names submitted by nonprofit victim's rights advocacy organizations registered in the state of Louisiana and in good standing, with each organization submitting a list of three names. However, no person nominated by a nonprofit victim's rights

advocacy organization shall be appointed to serve as a member of the board who has previously been confirmed by the Senate and has served as a member of the board."

AMENDMENT NO. 3

On page 2, line 11, after the period "." delete the remainder of the line

AMENDMENT NO. 4

On page 2, delete lines 12 through 14 in their entirety and insert the following:

"members shall be appointed from a list of at least three names submitted by Victims and Citizens Against Crime, Inc. Beginning with appointments made to the board, or appointments to fill a vacancy on the board, which occur after August 15, 2010, at least one of the members shall be appointed from a list of names submitted by nonprofit victim's rights advocacy organizations registered in the state of Louisiana and in good standing, with each organization submitting a list of three names. However, no person nominated by a nonprofit victim's rights advocacy organization shall be appointed to serve as a member of the board who has previously been confirmed by the Senate and has served as a member of the board. Each appointment by the governor shall"

AMENDMENT NO. 5

On page 2, delete lines 23 through 26 in their entirety and insert the following:

"of three recommendations submitted to the governor by the Victims and Citizens Against Crime, Inc. nonprofit victim's rights advocacy organizations registered in the state of Louisiana and in good standing, with each organization submitting a list of three names, and nine members who shall be appointed by the governor for a term concurrent with that of the governor. However, no person nominated by a nonprofit victim's rights advocacy organization shall be appointed to serve as a member of the board who has previously been confirmed by the Senate and has served as a member of the board. Each appointment"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 444—

BY SENATOR LAFLEUR

AN ACT

To repeal R.S. 17:81.1, 178, 221.1, 225.1, 234, Subpart C-2 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:255 through 260, 267, Subpart E of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:291 through 295, Subpart F of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:322 through 326, Part XIV of Chapter 2 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:1321 through 1325, 1380 through 1382, 2111, 2113, 2131 through 2135, Chapter 16 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:2851 through 2853, and Chapter 30 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3701 through 3713, relative to schools; to repeal outdated or unconstitutional provisions relative to assignment, enrollment, and transfer of pupils, certain scholastic awards, certain unexcused absences from school, school schedule and parental involvement pilot programs, compulsory attendance for certain

special needs children, required instruction, courses, and seminars, establishment of part-time schools for certain students, changes in classification of schools, certain secular education services, creation of junior college districts and colleges, vision and hearing screening supplies and training, certain postsecondary education admission requirements, and asbestos detection programs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 445—
BY SENATOR LAFLEUR

AN ACT

To repeal R.S. 17:16, 412, 418, and 426, relative to public school teachers; to repeal outdated provisions relative to the employment of retired teachers, the issuance of life certificates, the collection and report of statistics regarding aged and incapacitated teachers, and compulsory retirement of certain teachers; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 446—
BY SENATOR LAFLEUR

AN ACT

To repeal R.S. 17:101, 102, 103, and 104, relative to the assignment, transfer, and continuance of pupils; to repeal outdated provisions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 447—
BY SENATOR LAFLEUR

AN ACT

To repeal Subpart G-1 of Part III of Chapter 1 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:331 through 334.1, relative to high school students; to repeal the requirement that the Department of Education establish and maintain a database containing information concerning high school students' plans after leaving high school; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 448—
BY SENATOR LAFLEUR

AN ACT

To repeal R.S. 17:401, relative to college preparation academic assistance programs; to repeal the requirement for the development and implementation of a program to provide academic assistance to public high school students who plan to attend college but are unprepared to successfully undertake college level work; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 470—
BY SENATOR LONG

AN ACT

To enact R.S. 42:1123(18)(d), relative to conflicts of interest; to provide that certain children of members of boards of commissioners of certain hospitals may contract with such hospitals under certain circumstances; 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. 470 by Senator Long

AMENDMENT NO. 1

On page 1, delete lines 10 and 11 and at the beginning of line 12 delete "a licensed physician, for" and insert the following:

"(18)

* * *

(d) Any licensed physician who is the child of a member of a board of commissioners of"

AMENDMENT NO. 2

On page 1, line 14, after "hospital" delete the remainder of the line and at the beginning of line 15 delete "as rural," and insert "that is defined as a rural hospital pursuant to the Rural Hospital Preservation Act, R.S. 40:1300.141 et seq.,"

AMENDMENT NO. 3

On page 1, line 15, after "contracting" delete the remainder of the line and delete the remainder of the page and delete page 2 and insert the following:

"for professional health care services with the hospital over which the board exercises jurisdiction, from subcontracting with another professional health care provider who contracts for professional health care services with the hospital, or from owning an interest in any entity that contracts for professional health care services with the hospital.

* * *

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. 497—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 40:49(A), relative to death and spontaneous fetal death certificates; to provide for preparation and filing of death and spontaneous fetal death certificates; 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. 498—
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 56:302.9(G), relative to charter boat fishing guide licenses; to provide for the fees collected from the sale of charter boat fishing guide licenses; to provide for expenditure of funds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 502—
BY SENATOR MOUNT

AN ACT

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

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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. 502 by Senator Mount

AMENDMENT NO. 1

On page 1, line 16, following "(F)" change "(1-3)" to "(1)(2) and (3)"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 528—
BY SENATOR BROOME

AN ACT

To amend and reenact R.S. 40:1299.35.2 and the introductory paragraph of 1299.35.6(B), (B)(1)(h), and the introductory paragraph of (C)(1)(a), and to enact R.S. 40:1299.35.6(B)(1)(i), relative to abortions; to require an obstetric ultrasound to be performed prior to an abortion; to provide for exceptions; to provide for penalties; 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. 534—
BY SENATOR HEBERT

AN ACT

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

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 568—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 17:53(A) and (B), relative to required training and instruction of school board members; to authorize school board members to obtain training and instruction at certain conferences; to require verification of attendance; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 591—
BY SENATOR MCPHERSON

AN ACT

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

Read by title.

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. 614—
BY SENATOR THOMPSON

AN ACT

To enact Chapter 3-F of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:562 through 562.6, relative to the crime of arson; to provide for the creation of the registration of arson offenders; to provide for purposes and notification; to provide for definitions; to provide for certain criteria; to provide for penalties; 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. 614 by Senator Thompson

AMENDMENT NO. 1

On page 1, at the beginning of line 4, delete "creation of the" and after "registration of" and before the semi-colon ";" change "arson offenders" to "persons who commit offenses involving arson"

AMENDMENT NO. 2

On page 1, line 9, after "562.6" and before "is" insert a comma ","

AMENDMENT NO. 3

On page 1, line 10, after "OF" delete the remainder of the line and insert "PERSONS WHO COMMIT OFFENSES INVOLVING ARSON"

AMENDMENT NO. 4

On page 1, line 12, after "that" and before the comma "," change "arson offenders" to "persons who commit offenses involving arson"

AMENDMENT NO. 5

On page 1, line 15, after "apprehend" change "offenders" to "persons" and on line 16, after "commit" and before "are impaired" change "arson offenses" to "offenses involving arson"

AMENDMENT NO. 6

On page 1, line 17, after "about" and before the comma "," change "convicted arson offenders" to "persons convicted of offenses involving arson to"

AMENDMENT NO. 7

On page 2, line 4, after "about" delete the remainder of the line and insert "persons who commit offenses involving arson"

AMENDMENT NO. 8

On page 2, line 5, after "agencies" and before "will" delete the comma ","

AMENDMENT NO. 9

On page 2, line 9, after "requiring" and before "to register" change "arson offenders" to "persons who commit offenses involving arson"

AMENDMENT NO. 10

On page 2, at the beginning of line 11, change "arson offenders" to "persons who commit offenses involving arson"

AMENDMENT NO. 11

On page 2, line 13, after "following" and before "shall" delete "definitions"

AMENDMENT NO. 12

On page 2, delete lines 14 through 29 in their entirety, delete pages 3 and 4 in their entirety, and on page 5, delete line 1 in its entirety, and insert the following:

"(1) "Conviction" means any disposition of charges adverse to the defendant, including a plea of guilty, deferred adjudication, adjudication withheld for the perpetration or attempted perpetration of or conspiracy to commit an offense involving arson. "Conviction" shall not include a decision not to prosecute, a dismissal, or an acquittal, except when the acquittal is due to a finding of not guilty by reason of insanity and the person was committed. However, a dismissal entered after a period of probation, suspension, or deferral of sentence shall be included in the definition of "conviction" for purposes of this Chapter.

(2) "Disposition" means the formal conclusion of a criminal proceeding at whatever stage it occurs in the criminal justice system.

(3) "Offense involving arson" includes the following:

(a) Aggravated arson (R.S. 14:51).

(b) Simple arson (R.S. 14:52).

(c) Simple arson of a religious building (R.S. 14:52.1).

(d) Arson with intent to defraud (R.S. 14:53).

(e) Communicating of false information of planned arson (R.S. 14:54.1).

Page 12 HOUSE

40th Day's Proceedings - June 7, 2010

(f) Manufacture and possession of delayed action incendiary devices (R.S. 14:54.2).

(g) Manufacture and possession of a bomb (R.S. 14:54.3).

(h) Fake explosive device (R.S. 14:54.5)."

AMENDMENT NO. 13

On page 5, at the beginning of line 2, change "(10)" to "(4)"

AMENDMENT NO. 14

On page 5, line 11, after "registration of" and before "to support" change "arson offenders" to "persons who commit offenses involving arson" and after "support" and before "investigations" delete "arson"

AMENDMENT NO. 15

On page 5, delete line 12 in its entirety and insert "prevention of activities involving arson."

AMENDMENT NO. 16

On page 5, at the beginning of line 16, delete "pled guilty to, has" and after "convicted of" delete the comma "," and delete the remainder of the line

AMENDMENT NO. 17

On page 5, delete lines 17 and 18 in their entirety and insert "an offense involving arson as defined in R.S. 15:562.1 shall be"

AMENDMENT NO. 18

On page 5, line 19, after "register" and before "with" delete "as an arson offender"

AMENDMENT NO. 19

On page 6, at the end of line 15, change "Section" to "Chapter"

AMENDMENT NO. 20

On page 7, delete lines 14 through 16 in their entirety

AMENDMENT NO. 21

On page 8, line 5, after "Any" and before "who" change "arson offender" to "person who commits an offense involving arson"

AMENDMENT NO. 22

On page 8, line 8, after "register" and before the semi-colon ";" delete "as an arson offender"

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. 614 by Senator Thompson

AMENDMENT NO. 1

In House Committee Amendment No.6 proposed by the House Committee on Administration of Criminal Justice on page 1, line 18, after "offenses involving arson" delete "to"

AMENDMENT NO. 2

In House Committee Amendment No.7 proposed by the House Committee on Administration of Criminal Justice on page 1, line 21, after "involving arson" insert "to"

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

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

Under the rules, placed on the regular calendar.

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.

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. 652 by Senator Hebert

AMENDMENT NO. 1

On page 1, line 2, after "reenact R.S." change "18:1299.1," to "18:1284(F) and 1299.1,"

AMENDMENT NO. 2

On page 1, line 2, after "to provide" delete the remainder of the line and delete lines 3 and 4 and insert the following:

"for the form of a proposition or question submitted to voters at certain elections; and to provide"

AMENDMENT NO. 3

On page 1, line 7, after "R.S." change "18:1299.1 is" to "18:1284(F) and 1299.1 are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8 insert the following:

"§1284. Resolution calling election; proposition

* * *

F.(1) The preparation of the ~~statement~~ of the proposition to be submitted to the voters at an election shall be the responsibility of the governing authority of the political subdivision ordering the election. ~~The statement of the proposition shall also include a simple and unbiased concise summary in easily understood language which sets forth the substance of the proposition include the information required by this Section in simple, unbiased, concise, and easily understood language and be in the form of a question. The statement of the proposition, including the summary, shall not exceed four two~~

hundred words in length. ~~Such summary shall be placed at the beginning of the statement of the proposition.~~

(2) The secretary of state shall be responsible for ensuring that the ~~statement of the proposition contains the summary as provided in Paragraph (1) of this Subsection~~ complies with the requirements of this Section.

* * *

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. 661—
BY SENATOR HEBERT

AN ACT

To enact R.S. 30:2040.1, relative to environmental quality; to provide relative to the siting of certain solid waste disposal facilities near the Acadiana Regional Airport; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 686—

BY SENATORS MOUNT, ALARIO, GUILLORY, LONG, MARTINY AND MORRELL AND REPRESENTATIVES BARRAS, BILLIOT, TIM BURNS, CHAMPAGNE, HOFFMANN, LABRUZZO, LEGER, POPE, PUGH, RICHARD, JANE SMITH, TALBOT AND THIBAUT

AN ACT

To amend and reenact R.S. 14:98(D)(2) and (E)(2), relative to operating a vehicle while intoxicated; to provide for certain procedures relative to the forfeiture of vehicles; to provide for the allocation of certain funds; 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. Baldone, the bill was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 724—

BY SENATOR N. GAUTREAUX

AN ACT

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

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Reengrossed Senate Bill No. 724 by Senator N. Gautreaux

AMENDMENT NO. 1

On page 1, line 16, after "(b)" and before "the" delete "In" and insert in lieu thereof "Notwithstanding the provisions of Subparagraph (a) of this Paragraph, in"

Reported without amendments by the Legislative Bureau.

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

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

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

SENATE BILL NO. 736—

BY SENATOR DORSEY

AN ACT

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

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 748—

BY SENATOR THOMPSON

AN ACT

To enact R.S. 56:410.11, relative to the use of certain fishing gear; to regulate the use of certain fishing gear on Lake Saint Joseph; to provide for the use of yo-yos and trigger devices; to provide conditions, requirements, and penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 752—
BY SENATOR LONG

AN ACT

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

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 753—
BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 17:221.4(B)(2)(introductory paragraph) and to enact R.S. 17:221.4(B)(5), relative to elementary and secondary education; to provide with respect to dropout prevention and recovery programs; to provide with respect to cohort graduation rates and dropout rates; to provide for publication of school and school system cohort graduation rates; to provide for notification to parents of certain students regarding dropout rates and other school performance related information; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 794 (Substitute of Senate Bill No. 355 by Senator Mount)—
BY SENATOR MOUNT

AN ACT

To enact Part XV of Chapter 11 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:2200.11 through 2200.17, relative to proton beam radiotherapy; to provide for the registration of all proton beam radiotherapy equipment; to provide for an equipment utilization review process for proton beam radiotherapy equipment; to provide for definitions; to provide for rules and regulations and penalties; 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. 794 by Senator Mount

AMENDMENT NO. 1

On page 1, delete line 5 in its entirety and insert "equipment; to provide for a moratorium on registration; to provide for a termination date;"

AMENDMENT NO. 2

On page 1, line 6, delete "radiotherapy equipment;"

AMENDMENT NO. 3

On page 1, line 7, after "regulations" delete "and penalties"

AMENDMENT NO. 4

On page 1, delete lines 11 and 12 in their entirety and insert the following:

"PART XV. REGISTRATION OF PROTON BEAM
RADIOTHERAPY EQUIPMENT"

AMENDMENT NO. 5

On page 2, delete lines 10 through 29 in their entirety

AMENDMENT NO. 6

On page 3, delete lines 1 through 19 in their entirety and insert the following:

"§2200.13. Operation of equipment without prior registration"

AMENDMENT NO. 7

On page 3, line 20, change "B." to "A."

AMENDMENT NO. 8

On page 3, line 21, after "without" delete the remainder of the line and insert "prior registration with"

AMENDMENT NO. 9

On page 3, line 22, delete "approval issued by"

AMENDMENT NO. 10

On page 3, lines 25 and 26, after "is" delete "issued an approval by" and insert in lieu thereof "properly registered with"

AMENDMENT NO. 11

On page 3, line 27, change "C." to "B."

AMENDMENT NO. 12

On page 4, delete lines 4 through 7 in their entirety and insert the following:

"§2200.14. Registration; moratorium

There is hereby placed a moratorium on all registrations of proton beam radiotherapy equipment by the department except for the registration of facilities which meet any of the following criteria:"

AMENDMENT NO. 13

On page 4, delete line 11 in its entirety and insert "oncology or hematology/oncology"

AMENDMENT NO. 14

On page 4, line 12, delete "technology"

AMENDMENT NO. 15

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

"§2200.15. Termination of Part

This Part shall cease to be effective ten years from the date of issuance of the first registration issued by the 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. 794 by Senator Mount

AMENDMENT NO. 1

On page 1, line 3, following "through" and before "," change "2200.17" to "2200.15"

AMENDMENT NO. 2

On page 1, line 10, following "through" and before "," change "2200.17" to "2200.15"

AMENDMENT NO. 3

On page 3, line 29, following "Subsection" and before "of" change "B" to "A"

AMENDMENT NO. 4

On page 4, line 28, following "facility" and before "has" change "who" to "that"

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. 801 (Substitute of Senate Bill No. 399 by Senator Riser)—
BY SENATOR RISER

AN ACT

To enact R.S. 14:323, relative to the use of tracking devices; to prohibit the tracking of the location or movement of another person without the consent of that person; to provide for definitions; to provide for exceptions; to provide for penalties; 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. 801 by Senator Riser

AMENDMENT NO. 1

On page 1, line 15, after "vehicle" and before "who" insert a comma "," and insert "including the owner of a vehicle available for rent."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Williams, 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. 8—

BY REPRESENTATIVE WILLIAMS
AN ACT

To enact Code of Criminal Procedure Article 228.4, relative to the disposal of noncontraband unclaimed property seized in certain criminal investigations; to provide for the disposal of noncontraband unclaimed property seized in criminal investigations; to provide for the procedure for petitioning the court for the disposal of the noncontraband unclaimed property; to provide for the distribution of proceeds derived from the disposal of the noncontraband unclaimed property; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 8 by Representative Williams

AMENDMENT NO. 1

On page 2, line 5 after "(2)" insert "(a)"

AMENDMENT NO. 2

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

"(b) The district attorney shall have a duty to determine if any of the property for which disposal is sought is subject to a prior recorded mortgage, lien or security interest held by a federally insured financial institution defined herein as an "interest holder". If an "interest holder's" name and address are required by law to be recorded with the parish clerk of court, the motor vehicle division of the Department of Public Safety and Corrections, the vessel division of the Department of Wildlife and Fisheries, or another state or federal agency to perfect an interest in the property, and the "interest holder's" current address is not known, he shall mail a copy of the notice by certified mail, return receipt requested, to any address of record with any of the described agencies, or if the "interest holder's" address is not on record, he shall notify the "interest holder" by publication as required in Subparagraph (a) of this Paragraph."

Page 16 HOUSE

40th Day's Proceedings - June 7, 2010

AMENDMENT NO. 3

On page 2, line 24, after "satisfaction of the" delete "court"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 8 by Representative Williams

AMENDMENT NO. 1

On page 2, between lines 21 and 22, insert the following:

"(5) All items of property designated by the court for sale shall be sold either by public sale, without appraisal, or by public auction conducted by a licensed auctioneer, without appraisal."

AMENDMENT NO. 2

On page 2, at the beginning of line 22, change "(5)" to "(6)"

AMENDMENT NO. 3

On page 3, at the beginning of line 4, change "(6)" to "(7)"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Claitor to Reengrossed House Bill No. 8 by Representative Williams

AMENDMENT NO. 1

On page, 2 after line 27, insert the following:

"(c) Ten percent to the Indigent Defender Board for the district in which the matter arose."

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for the amendments, including Mr. Speaker, Anders, Arnold, Aubert, etc.

NAYS

Total - 0

ABSENT

Table listing names of members who were absent, including Abramson, Armes, Burns, T., Cromer, Dove, Downs, Gallot, Geymann, Guinn, Hazel, Henry, Hines, Hutter, Jackson G., Jackson M., LaBruzzo, Morris, Richmond, Roy, Simon, Stiaes, Talbot, Templet, Wooton.

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 211—

BY REPRESENTATIVE PUGH

AN ACT

To enact R.S. 32:299(A)(3), relative to off-road vehicles; to provide that off-road vehicles can be driven by certain persons on university and college streets; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 211 by Representative Pugh

AMENDMENT NO. 1

On page 1, line 15, and before "authorized" change "is" to "are"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' for the legislative bureau amendments, including Mr. Speaker, Abramson, Anders, Arnold, Aubert, etc.

Dixon	Leger	Thierry
Doerge	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Willmott
Total - 81		

NAYS

Total - 0

ABSENT

Armes	Guinn	Schroder
Baldone	Hazel	Simon
Burns, T.	Henry	Stiaes
Cromer	Hutter	Talbot
Dove	Jackson G.	Templet
Downs	LaBruzzo	Wooton
Gallot	Richard	
Geymann	Richmond	
Total - 22		

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

Consent to Correct a Vote Record

Rep. Norton requested the House consent to record her vote on concurrence of the Senate Amendments to House Bill No. 211 as yea, which consent was unanimously granted.

HOUSE BILL NO. 255—

BY REPRESENTATIVES WOOTON, ARMES, BALDONE, GUINN, HARDY, LEGER, MCVEA, MILLS, POPE, RICHARD, JANE SMITH, ST. GERMAIN, AND WILLIAMS AND SENATOR MARTINY
AN ACT

To amend and reenact R.S. 15:574.4 and to enact R.S. 15:574.4.1 through 574.4.3, relative to parole; to provide for technical changes to the parole statutes; to direct the Louisiana State Law Institute to redesignate the provisions of R.S. 15:574.4.1 and 574.4.2 as R.S. 15:574.4 and 574.4.5; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 255 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 5, following "574.4.2 as" and before "and 574.4.5;" change "R.S. 15:574.4" to "R.S. 15:574.4.4"

AMENDMENT NO. 2

On page 10, line 21, following "pursuant to" and before ", has been" change "R.S. 15:574.4.1" to "R.S. 15:574.4.4"

AMENDMENT NO. 3

On page 12, line 3, before ", on parole" change "Paragraph (2) of this Subsection" to "this Paragraph"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 255 by Representative Wooton

AMENDMENT NO. 1

On page 11, line 25, change "interstate compact agreement provided for in R.S. 15:574.14" to "Interstate Compact for Adult Offender Supervision provided for in R.S. 15:574.31 through 574.44"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Abramson	Foil	Mills
Anders	Franklin	Monica
Arnold	Gisclair	Montoucet
Aubert	Greene	Morris
Badon, A.	Guillory	Norton
Badon, B.	Harrison	Nowlin
Baldone	Henderson	Pearson
Barras	Hill	Perry
Barrow	Hines	Pope
Billiot	Hoffmann	Richard
Brossett	Howard	Richardson
Burford	Jackson M.	Robideaux
Burns, H.	Johnson	Roy
Burrell	Jones, R.	Schroder
Carmody	Jones, S.	Simon
Carter	Katz	Smiley
Champagne	Kleckley	Smith, G.
Chandler	LaBruzzo	Smith, J.
Chaney	LaFonta	Smith, P.
Connick	Lambert	St. Germain
Cortez	Landry	Thibaut
Danahay	LeBas	Thierry
Dixon	Leger	Waddell
Doerge	Ligi	White
Downs	Little	Williams
Edwards	Lopinto	Willmott
Ellington	Lorusso	
Total - 83		

NAYS

Total - 0

ABSENT

Armes	Hardy	Richmond
Burns, T.	Hazel	Ritchie
Cromer	Henry	Stiaes
Dove	Hutter	Talbot
Gallot	Jackson G.	Templet
Geymann	Ponti	Wooton
Guinn	Pugh	
Total - 20		

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

HOUSE BILL NO. 340—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 9:1123.115(A) and to enact R.S. 9:1121.111, relative to the Louisiana Condominium Act; to require an advance be put in escrow accounts when purchasing a condominium unit; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 340 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 2, following "reenact" and before "and to" change "R.S. 9:1123.115(A)" to "R.S. 9:1123.115(A)(1) and (2)"

AMENDMENT NO. 2

On page 1, line 6, following "Section 1." and before "is hereby" change "R.S. 9:1123.115(A)" to "R.S. 9:1123.115(A)(1) and (2)"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gisclair	Montoucet
Arnold	Greene	Morris
Aubert	Guillory	Norton
Badon, A.	Hardy	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Howard	Ritchie
Burrell	Jackson M.	Robideaux
Carmody	Johnson	Roy
Carter	Jones, R.	Schroder
Champagne	Jones, S.	Simon
Chandler	Katz	Smiley
Chaney	Kleckley	Smith, G.
Connick	LaFonta	Smith, J.
Cortez	Lambert	Smith, P.
Danahay	Landry	Talbot
Dixon	LeBas	Thibaut
Doerge	Leger	Thierry
Downs	Ligi	Waddell
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	McVea	Willmott
Foil	Mills	
Total - 86		

NAYS

Total - 0

ABSENT

Anders	Geymann	Richmond
Armes	Gunn	St. Germain
Burns, T.	Hutter	Stiaes
Cromer	Jackson G.	Templet
Dove	LaBruzzo	Wooton
Gallot	Lorusso	
Total - 17		

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

HOUSE BILL NO. 356—

BY REPRESENTATIVE CHAMPAGNE
AN ACT

To designate U.S. 90, a future I-49 Corridor, at its intersection with Louisiana Highway 675 interchange in Iberia Parish as the George T. Gros Memorial Overpass; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Hebert to Engrossed House Bill No. 356 by Representative Champagne

AMENDMENT NO. 1

On page 1, delete lines 2 and 3, and insert:

"To urge and request the Department of Transportation and Development to work with the city of New Iberia and the parish of Iberia on the possibility of naming the Jefferson Street Bridge the George T. Gros Memorial Bridge; and to"

On page 1, line 6, after "Section 1." delete the remainder of the line and delete lines 7 through 9, and insert:

"The Department of Transportation and Development is hereby urged and requested to work with the city of New Iberia and the parish of Iberia on the possibility of naming the Jefferson Street Bridge the George T. Gros Memorial Bridge."

Rep. Champagne 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
Anders	Franklin	Montoucet
Arnold	Gisclair	Morris
Aubert	Greene	Norton
Badon, A.	Guillory	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Perry
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Howard	Ritchie
Burrell	Jackson M.	Robideaux
Carmody	Johnson	Roy
Carter	Jones, R.	Schroder
Champagne	Jones, S.	Simon
Chandler	Katz	Smiley
Chaney	Kleckley	Smith, G.
Connick	LaFonta	Smith, J.
Cortez	Landry	Smith, P.
Danahay	LeBas	St. Germain
Dixon	Leger	Talbot
Doerge	Ligi	Thibaut
Downs	Little	Waddell
Edwards	Lopinto	Williams
Ellington	McVea	Willmott
Fannin	Mills	
Total - 83		

NAYS

Total - 0

ABSENT

Abramson	Guinn	Richmond
Armes	Hardy	Stiaes
Burns, T.	Hutter	Templet
Cromer	Jackson G.	Thierry
Dove	LaBruzzo	White
Gallot	Lambert	Wooton
Geymann	Lorusso	
Total - 20		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 396—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 40:1749.13(B)(1) and (3) and 1749.14(A) and (B), to enact R.S. 40:1749.12(14) and 1749.15.1, and to repeal R.S. 40:1749.13(E), relative to the Louisiana Underground Utilities and Facilities Damage Prevention Law; to define priority calls; to require regional notification centers to receive emergency locate requests twenty-four hours a day; to authorize a notice of intent to excavate to be sent electronically; to require a member operator to furnish the regional notification center with emergency contact information; to require a record of electronic notice to be retained by the regional notification center; to require an operator of an underground cable television utility to participate in regional notification centers; to provide for an exemption for priority calls; to repeal expired temporary notification provisions; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 396 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 1, after "reenact", delete the remainder of the line and at the beginning of line 2, delete "40:1749.12(14) and 1749.15.1" and insert the following:

"R.S. 40:1749.12(4), 1749.13(B)(1) and (3), 1749.14(A) and (B), and 1749.20(B)(introductory paragraph), to enact R.S. 40:1749.12(14) and 1749.14(C)(1)(v)"

AMENDMENT NO. 2

On page 1, at the beginning of line 5, change "priority calls" to "excavation; to define "forestry excavator""

AMENDMENT NO. 3

On page 1, at the end of line 10 and at the beginning of line 11, delete the following:

"to provide for an exemption for priority calls;"

AMENDMENT NO. 4

On page 1, line 12, after "provisions;" and before "and to" insert "to provide for violations;"

AMENDMENT NO. 5

On page 1, line 14, after "Section 1." delete the remainder of the line and insert the following:

"R.S. 40:1749.12(4), 1749.13(B)(1) and (3), 1749.14(A) and (B), and 1749.20(B)(introductory paragraph) are hereby"

AMENDMENT NO. 6

On page 1, line 15, after "reenacted and" delete the remainder of the line and insert the following:

"R.S. 40:1749.12(14) and 1749.14(C)(1)(v) are hereby enacted to read"

AMENDMENT NO. 7

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

"(4) "Excavation" or "excavate" means any operation for the purpose of movement or removal of earth, rock, or other materials in or on the ground by the use of powered or mechanical or manual means, including pile driving, digging, blasting, auguring, boring, back filling, dredging, compressing, plowing-in, trenching, ditching, tunneling, land-leveling, grading, and mechanical probing. "Excavation" or "excavate" shall not include manual probing.

* * *

(14) "Forestry excavator" means an excavator who is a logger, prescribed burner, site preparation operator, or tree planter for commercial forestry operations."

AMENDMENT NO. 8

On page 3, delete lines 9 through 17, and insert the following:

"C.(1) Each operator of an underground facility or utility, after having received the notification request from the regional notification center of an intent to excavate, shall supply, prior to the proposed excavation, the following information to the person responsible for the excavation:

* * *

(v) In the case whereby a forestry excavator has requested that the utilities and facilities be marked for location, the operator of a utility or facility shall mark the area of their utilities or facilities. The markings provided by the operator shall be deemed good as long as the markings are visible or up to thirty calendar days from the time the markings were made, whichever is shorter.

* * *

§1749.20. Violations; penalties

* * *

B. An excavator or demolisher who violates the provisions of R.S. 40:1749.13, 1749.16, or 1749.17(B) shall be subject to the following:

* * *"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 396 by Representative Arnold

Page 20 HOUSE

40th Day's Proceedings - June 7, 2010

AMENDMENT NO. 1

In Senate Committee Amendment No. 1 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 20, 2010, on page 1, line 6, change "1749.14(C)(1)(v)" to "1749.14(C)(1)(b)(v)"

AMENDMENT NO. 2

In Senate Committee Amendment No. 6 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 20, 2010, on page 1, line 23, following "and" and before "are" change "1749.14(C)(1)(v)" to "1749.14(C)(1)(b)(v)"

AMENDMENT NO. 3

On page 2, line 7, following "40:1749.15" and before ", prior" delete "and 1749.15.1"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Mr. Speaker, Abramson, Armes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Burford, Burns, H., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Gisclair, Guillory, Hardy, Harrison, Hazel, Henderson, Henry, Hill, Hines, Hoffmann, Howard, Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, Landry, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, McVea, Mills, Monica, Montoucet, Norton, Nowlin, Pearson, Perry, Ponti, Pope, Pugh, Richard, Richardson, Ritchie, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Talbot, Thibaut, Thierry, Waddell, White, Williams, Willmott.

Total - 84

NAYS

0. Total - 0

ABSENT

Table listing names of representatives who were absent, including Anders, Billiot, Brossett, Burns, T., Cromer, Dove, Geymann, Greene, Guinn, Hutter, Jackson G., LaBruzzo, LaFonta, Lambert, Morris, Richmond, Stiaes, Templet, Wooton.

Total - 19

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

HOUSE BILL NO. 447—

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 22:881.1, relative to certificates of insurance; to define such certificates and otherwise provide with respect to their issuance and effect; to provide for the responsibilities of the commissioner of insurance relative to such certificates, including approval of forms and enforcement; to provide for prohibitions and 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 Insurance to Reengrossed House Bill No. 447 by Representative Pearson

AMENDMENT NO. 1

On page 1, lines 18 and 19, delete "for the benefit of" and insert "to"

AMENDMENT NO. 2

On page 2, line 5, after "policyholder," delete the remainder of the line and in lieu thereof insert the following:

"to whom a certificate of insurance has been issued"

AMENDMENT NO. 3

On page 3, delete lines 24 through 28 in their entirety and in lieu thereof insert the following:

"E. The commissioner may approve a certificate of insurance form that does not state that the form is provided for information only or similar language, provided that the form states that the certificate of insurance does not confer any rights or obligations other than those conveyed by the policy and that the terms of the policy control. Further, such a form shall not be considered a violation of Subsection D of this Section."

AMENDMENT NO. 4

On page 4, delete lines 1 and 2 in their entirety.

AMENDMENT NO. 5

On page 4, line 27, between "J." and "A certificate" insert the following:

"A properly executed certificate of insurance form, which has been approved by the commissioner and issued by a property and casualty insurer or an insurance producer, shall constitute a confirmation that the referenced insurance policy has been issued or that coverage has been bound notwithstanding the inclusion of "for information purposes only" or similar language on the face of the certificate."

AMENDMENT NO. 6

On page 5, at the end of line 22, insert the following:

"Examinations or complaint investigations conducted by the commissioner under this Subsection shall be subject to the provisions of R.S. 22:1983(J)."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 447 by Representative Pearson

AMENDMENT NO. 1

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on May 20, 2010, on page 1, line 12, following "Further," and before "such" insert "use of"

AMENDMENT NO. 2

In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance and adopted by the Senate on May 20, 2010, on page 1, line 13, following "shall not be" and before "of Subsection" change "considered a violation" to "in and of itself, cause for disapproval by the commissioner under the provisions"

AMENDMENT NO. 3

On page 5, line 7, following "shall" and before "have" delete "only"

AMENDMENT NO. 4

On page 5, line 9, following "insurance" and before "if" insert "only"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Total - 0

ABSENT

Burns, T.	Henry	Nowlin
Cromer	Hutter	Richmond
Dove	Jackson G.	Templet
Edwards	LaBruzzo	Wooton
Ellington	LeBas	
Total - 14		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 591—

BY REPRESENTATIVE ARNOLD

AN ACT

To enact R.S. 6:969.24.1 and 969.24.2, relative to the Motor Vehicle Sales Finance Act; to prohibit any act that lessens or eliminates competition; to provide for exceptions; to prohibit a lender in a motor vehicle retail purchase from requiring a dealer to sell any insurance coverage, service, or product in order to secure preferential financing rates; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 591 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 10, after "person or" change "entity licensed under this Title" to "any affiliates thereof, subject to the provisions of this Chapter."

AMENDMENT NO. 2

On page 1, at the end of page 12 and the beginning of page 13, change "retail motor vehicle dealer" to "seller"

AMENDMENT NO. 3

On page 1, line 14, after "offered" and before "by a particular" insert ", sold, backed, or sponsored"

AMENDMENT NO. 4

On page 1, line 20, change "licensee or an affiliate" to "person or affiliates thereof, subject to the provisions of this Chapter."

AMENDMENT NO. 5

On page 2, at the end of line 3 and the beginning of line 4, change "entity licensed under this Title" to "any affiliates thereof, subject to the provisions of this Chapter."

AMENDMENT NO. 6

On page 2, at the beginning of line 5, after "a" delete the remainder of the line and insert the following:

"seller or prospective seller who makes"

AMENDMENT NO. 7

On page 2, at the end of line 6, change "or" to a comma ","

Page 22 HOUSE

40th Day's Proceedings - June 7, 2010

AMENDMENT NO. 8

On page 2, line 7, after "maintenance plan" and before "offered" insert ", or GAP product"

AMENDMENT NO. 9

On page 2, line 7, after "sponsored by" change "the" to "a particular entity, including but not limited to any"

AMENDMENT NO. 10

On page 2, line 8, after "distributor" and before "or to sell," insert the following:

"of motor vehicles or affiliates thereof, as defined in R.S. 32:1252,"

AMENDMENT NO. 11

On page 2, line 12, after "Chapter for any" delete the remainder of the line and insert the following:

"person subject to the provisions of"

AMENDMENT NO. 12

On page 2, line 13, change "retail motor vehicle dealer" to "seller"

AMENDMENT NO. 13

On page 2, at the end of line 14 and the beginning of line 15, change "licensee or an affiliate" to the following:

"person or any affiliates thereof, subject to the provisions of this Chapter"

AMENDMENT NO. 14

On page 2, line 15, after "financing" change "rates" to "or preferential limits on the amounts financed"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 591 by Representative Arnold

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Commerce, Consumer Protection and International Affairs and adopted by the Senate on May 20, 2010, on page 1, line 5, change "page 12" to "line 12" and "page 13" to "line 13"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Abramson, Anders, Arnes, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Gallot, Geymann, Gisclair, Greene, Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Monica, Montoucet, Morris, Norton, Nowlin, Pearson, Perry, Pont, Pope, Pugh

Table with 3 columns of names: Barrow, Billiot, Brossett, Burford, Burns, H., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Connick, Cortez, Danahay, Dixon, Doerge, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Henry, Hill, Hines, Hoffmann, Howard, Jackson M., Johnson, Jones, R., Jones, S., Katz, Kleckley, LaFonta, Lambert, Landry, LeBas, Leger, Ligi, Little, Lopinto, Lorusso, McVea, Mills, Richard, Richardson, Ritchie, Robideaux, Roy, Schroder, Simon, Smiley, Smith, G., Smith, J., Smith, P., St. Germain, Stiaes, Talbot, Thibaut, Thierry, Waddell, White, Williams, Willmott

Total - 94

NAYS

Total - 0

ABSENT

Table with 3 columns of names: Burns, T., Cromer, Dove, Hutter, Jackson G., LaBruzzo, Richmond, Templet, Wooton

Total - 9

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

HOUSE BILL NO. 776— BY REPRESENTATIVE WILLMOTT AN ACT

To amend and reenact R.S. 40:2116(J)(1)(introductory paragraph) and (c), relative to facility need review approvals; to provide for applicability of facility need review approvals; to extend the period of facility need review approval for certain facilities; to provide for certain exceptions to facility need review approval extension; 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 Cheek to Engrossed House Bill No. 776 by Representative Willmott

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:2116" and before "(J)(1)(introductory paragraph)" insert "(D)(2) and"

AMENDMENT NO. 2

On page 1, line 5, after "extension;" and before "and" insert "to provide for an extension to the moratorium on additional beds for nursing facilities;"

AMENDMENT NO. 3

On page 1, delete line 8 in its entirety and insert the following:

"Section 1. R.S. 40:2116(D)(2) and (J)(1)(introductory paragraph) and (c) are hereby amended"

AMENDMENT NO. 4

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

"D. * * *

(2) The Department of Health and Hospitals shall implement a moratorium on additional beds for nursing facilities. The Department of Health and Hospitals shall not approve any additional nursing facilities or additional beds in nursing facilities through facility need review. This prohibition shall apply only to applications for new beds not approved prior to July 1, 1996. Such prohibition shall become enforceable on July 1, 1996, and shall remain in effect until July 1, 2012 2016. This prohibition shall not apply to the replacement of existing facilities, provided that there is no increase in existing nursing home beds at the replacement facility.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	McVea
Anders	Gallot	Mills
Armes	Guillory	Monica
Arnold	Guinn	Montoucet
Baldone	Hardy	Nowlin
Barras	Harrison	Pearson
Billiot	Henderson	Perry
Brossett	Henry	Pope
Burford	Hill	Richardson
Burns, H.	Hoffmann	Richmond
Burrell	Howard	Ritchie
Carter	Jackson G.	Roy
Champagne	Jackson M.	Schroder
Chandler	Johnson	Smiley
Chaney	Jones, R.	Smith, G.
Cromer	Jones, S.	Smith, J.
Dixon	Katz	St. Germain
Doerge	Landry	Talbot
Downs	LeBas	Thibaut
Edwards	Little	White
Ellington	Lorusso	Willmott
Total - 63		

NAYS

Aubert	Greene	Pugh
Badon, A.	Hazel	Richard
Badon, B.	Hines	Robideaux
Barrow	LaFonta	Simon
Carmody	Leger	Smith, P.
Danahay	Ligi	Stiaes
Foil	Lopinto	Thierry
Franklin	Norton	Waddell
Gisclair	Ponti	
Total - 26		

ABSENT

Abramson	Geymann	Morris
Burns, T.	Hutter	Templet
Connick	Kleckley	Williams
Cortez	LaBruzzo	Wooton
Dove	Lambert	
Total - 14		

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

HOUSE BILL NO. 872—
BY REPRESENTATIVE MILLS
AN ACT

To enact R.S. 37:1218, relative to the administration of influenza immunizations; to provide for allowable pharmacist services; to provide for conditions under which pharmacists may administer influenza immunizations; 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 Peterson to Engrossed House Bill No. 872 by Representative Mills

AMENDMENT NO. 1

On page 2, line 2 after "program" and before ":" insert "; and further, the pharmacist shall refer the patient with an adverse event to the influenza immunization for appropriate medical care"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Anders	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
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Champagne	Jones, S.	Smiley
Chandler	Katz	Smith, G.
Chaney	Kleckley	Smith, J.
Connick	LaFonta	Smith, P.
Cortez	Lambert	St. Germain
Cromer	Landry	Stiaes
Danahay	LeBas	Talbot
Dixon	Leger	Thibaut
Doerge	Ligi	Thierry
Downs	Little	Waddell
Edwards	Lopinto	White
Ellington	Lorusso	Williams
Fannin	McVea	Willmott
Foil	Mills	
Total - 92		

NAYS

Johnson
Total - 1

Page 24 HOUSE

40th Day's Proceedings - June 7, 2010

ABSENT

Burns, T. Hutter Templeton
Burrell Jones, R. Wooton
Dove LaBruzzo
Hines Roy
Total - 10

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

Consent to Correct a Vote Record

Rep. Norton requested the House consent to record her vote on concurrence of the Senate Amendments to House Bill No. 872 as yea, which consent was unanimously granted.

HOUSE BILL NO. 913—

BY REPRESENTATIVES CHAMPAGNE, BALDONE, BARRAS, BILLIOT, HENRY BURNS, CARMODY, CARTER, CHANDLER, CORTEZ, DOWNS, FANNIN, FOIL, GISCLAIR, GUINN, HARRISON, HAZEL, HOFFMANN, SAM JONES, KATZ, LANDRY, LIGI, MILLS, MONTOUCET, MORRIS, ROBIDEAUX, GARY SMITH, JANE SMITH, ST. GERMAIN, THIBAUT, TUCKER, AND WHITE

AN ACT

To amend and reenact R.S. 30:2011(A)(3) and (D)(4) and (23), 2074(A)(4), 2397, R.S. 33:4548.13, and R.S. 40:2821(B)(2) and 2824(B), to enact Chapter 14 of Subtitle II of Title 30 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 30:2301 through 2306, and R.S. 39:1022(C), and to repeal R.S. 30:2078 through 2088, relative to certain loans for water infrastructure from the revolving loan funds; to provide for the Department of Environmental Quality; to provide for the powers and duties of the secretary of the Department of Environmental Quality; to redesignate the Municipal Facilities Revolving Loan Fund as the Clean Water State Revolving Fund; to provide for notices of intention to issue certain bonds; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Re-Reengrossed House Bill No. 913 by Representative Champagne

AMENDMENT NO. 1

On page 3, line 24, change "meaning:" to "meanings:"

AMENDMENT NO. 2

On page 4, line 21, following "CWSRF" and before "including" delete " ,"

AMENDMENT NO. 3

On page 5, line 2, following "of" and before "deposits" change "said" to "such"

AMENDMENT NO. 4

On page 7, line 10, following "contract" and before "including" delete " ,"

AMENDMENT NO. 5

On page 10, line 26, following "by" and before "obligation" change "said" to "such"

AMENDMENT NO. 6

On page 10, line 27, and before "obligation" change "said" to "such"

AMENDMENT NO. 7

On page 11, line 3, following "contract" and before "including" delete " ,"

AMENDMENT NO. 8

On page 11, line 17, following "be" and before "bearing" change "non-interest" to "noninterest"

AMENDMENT NO. 9

On page 12, line 22, following "presumed" and before "and" insert " ,"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Mills
Abramson Franklin Monica
Anders Gallot Montoucet
Armes Geymann Morris
Arnold Gisclair Norton
Aubert Greene Nowlin
Badon, A. Guillory Pearson
Badon, B. Guinn Perry
Baldone Hardy Ponti
Barras Hazel Pope
Barrow Henry Pugh
Billiot Hill Richard
Brossett Hines Richardson
Burford Hoffmann Richmond
Burns, H. Howard Ritchie
Burrell Jackson G. Robideaux
Carmody Jackson M. Schroder
Carter Johnson Smiley
Champagne Katz Smith, G.
Chandler Kleckley Smith, J.
Chaney LaFonta Smith, P.
Cortez Lambert St. Germain
Cromer Landry Stiaes
Danahay LeBas Talbot
Dixon Leger Thibaut
Doerge Ligi Thierry
Downs Little Waddell
Edwards Lopinto White
Ellington Lorusso Williams
Fannin McVea Willmott
Total - 90

NAYS

Total - 0

ABSENT

Burns, T. Hutter Simon
Connick Jones, R. Templeton
Dove Jones, S. Wooton
Harrison LaBruzzo
Henderson Roy
Total - 13

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

HOUSE BILL NO. 1060—
BY REPRESENTATIVE RICHMOND
AN ACT

To amend and reenact R.S. 13:847(A)(1) through (8) and to repeal R.S. 13:846(A)(1)(b) and 847(A)(9) through (38), (B), and (C), relative to fees charged and received in criminal cases; to consolidate the fees charged by the clerks of the district courts, except Orleans Parish, in criminal matters; to increase certain fees the clerks of court charge in criminal matters; to repeal certain fees the clerks of court charge in criminal matters; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 1060 by Representative Richmond

AMENDMENT NO. 1

On page 1, line 17, following "cases" and before ", as" change "where" to "when"

AMENDMENT NO. 2

On page 2, line 2, change "where" to "when"

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foile	McVea
Abramson	Franklin	Mills
Anders	Gallot	Monica
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
Burrell	Howard	Roy
Carmody	Jackson G.	Schroder
Carter	Jackson M.	Simon
Champagne	Johnson	Smiley
Chandler	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.
Connick	Kleckley	Smith, P.
Cortez	LaFonta	St. Germain
Cromer	Lambert	Stiaes
Danahay	Landry	Talbot
Dixon	LeBas	Thibaut
Doerge	Leger	Thierry
Downs	Ligi	White

Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	Lorusso	
Total - 92		

NAYS

Total - 0

ABSENT

Burns, T.	Jones, R.	Templet
Dove	LaBruzzo	Waddell
Geymann	Montoucet	Wooton
Hutter	Pearson	
Total - 11		

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 1163—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To enact R.S. 30:2022(D), relative to issuance of permits by the Department of Environmental Quality; to require written summaries of certain permit renewals, extensions, and modifications; to provide for preliminary review of certain draft permits, modifications, and revisions by permit applicants; 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 Amedee to Reengrossed House Bill No. 1163 by Representative St. Germain

AMENDMENT NO. 1

On page 2, line 5, after "air quality permit" delete the remainder of the line.

AMENDMENT NO. 2

On page 2, at the beginning of line 6, delete "is publicly noticed."

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	Franklin	Lopinto
Abramson	Gallot	Lorusso
Anders	Geymann	McVea
Armes	Gisclair	Mills
Arnold	Greene	Monica
Aubert	Guillory	Montoucet
Badon, A.	Guinn	Morris
Badon, B.	Hardy	Norton
Baldone	Harrison	Nowlin
Barras	Hazel	Perry
Barrow	Henderson	Pope
Billiot	Henry	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Ritchie
Carmody	Hoffmann	Robideaux
Carter	Howard	Roy
Champagne	Jackson G.	Simon

Chandler	Jackson M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Talbot
Downs	Landry	Thibaut
Edwards	LeBas	Thierry
Ellington	Leger	White
Fannin	Ligi	Williams
Foil	Little	Willmott

Total - 87

NAYS

Total - 0

ABSENT

Brossett	Jones, R.	Schroder
Burns, T.	LaBruzzo	Temple
Burrell	Pearson	Waddell
Cromer	Ponti	Wooton
Dove	Pugh	
Hutter	Richmond	

Total - 16

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

Suspension of the Rules

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

SENATE BILL NO. 407—

BY SENATORS MCPHERSON, ADLEY, BROOME, HEITMEIER, LAFLEUR, NEVERS AND SHAW AND REPRESENTATIVE NORTON
AN ACT

To amend and reenact R.S. 32:409.1(A)(6)(c)(iii), relative to drivers' licenses and application or special certificate applications; to delete authority to impose a record check fee on an applicant for a Class "D" chauffeur's license or a Class "E" personal vehicle driver's license; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ellington to Reengrossed Senate Bill No. 407 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 22, after "2010." insert "To implement this refund, the department shall not reduce funding for local law enforcement."

Rep. Ellington moved the adoption of the amendments.

Rep. Henry objected.

By a vote of 46 yeas and 49 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Morris to Reengrossed Senate Bill No. 407 by Senator McPherson

AMENDMENT NO. 1

On page 2, line 22, after "2010." insert "The department shall not close regional, parish, or local offices of motor vehicles to supplant the loss in revenue as a result of this refund."

Motion

Rep. Greene moved to end consideration of amendments.

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

Rep. Greene objected.

The vote recurred on the substitute motion.

By a vote of 65 yeas and 28 nays, the House agreed to order the previous question on the amendments.

Rep. Morris moved the adoption of the amendments.

Rep. Henry objected.

By a vote of 51 yeas and 46 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Reengrossed Senate Bill No. 407 by Senator McPherson

AMENDMENT NO. 1

On page 1, line 3, after "applications;" delete the remainder of the line and delete line 4 in its entirety

AMENDMENT NO. 2

On page 1, line 5, delete "vehicle driver's license;"

AMENDMENT NO. 3

On page 2, line 7, after "license" and before the period "." insert "and may charge such applicant a record check fee not more than five dollars"

Rep. White moved the adoption of the amendments.
 Rep. Henry objected.
 By a vote of 5 yeas and 92 nays, the amendments were rejected.
 Rep. Henry moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Montoucet
Abramson	Geymann	Morris
Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Aubert	Guinn	Pearson
Badon, A.	Hardy	Perry
Badon, B.	Harrison	Ponti
Baldone	Hazel	Pope
Barras	Henderson	Pugh
Barrow	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Jackson G.	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	LaFonta	Stiaes
Cromer	Landry	Talbot
Danahay	LeBas	Thibaut
Dixon	Leger	Thierry
Doerge	Ligi	Waddell
Downs	Little	White
Edwards	Lopinto	Williams
Ellington	Lorusso	Willmott
Fannin	McVea	
Foil	Mills	

Total - 91

NAYS

Anders	Guillory	Monica
Billiot	Lambert	St. Germain

Total - 6

ABSENT

Dove	Hutter	Templet
Gallot	LaBruzzo	Wooton

Total - 6

The Chair declared the above bill was finally passed.

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

Consent to Correct a Vote Record

Rep. Ponti requested the House consent to correct his vote on final passage of Senate Bill No. 407 from nay to yea, which consent was unanimously granted.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

Acting Speaker Ponti in the Chair

HOUSE BILL NO. 552—

BY REPRESENTATIVE LAFONTA
 AN ACT

To amend and reenact Code of Criminal Procedure Article 899(F), R.S. 15:574.8(A), and R.S. 40:2531(A), relative to probation and parole officers; to provide for arrest powers; to provide for the rights of law enforcement officers under investigation; 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. 552 by Representative LaFonta

AMENDMENT NO. 1

On page 2, line 14, following "shall" and before "to" change "only apply" to "apply only"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Lopinto
Anders	Gallot	Lorusso
Armes	Geymann	McVea
Arnold	Gisclair	Mills
Aubert	Greene	Monica
Badon, A.	Guillory	Montoucet
Badon, B.	Guinn	Morris
Baldone	Hardy	Norton
Barras	Hazel	Pearson
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Richmond
Carmody	Howard	Robideaux
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Smith, G.
Chaney	Johnson	Smith, J.
Cortez	Jones, R.	Smith, P.
Cromer	Jones, S.	St. Germain
Dixon	Katz	Stiaes
Doerge	LaFonta	Talbot
Downs	Lambert	Thierry
Edwards	Landry	Waddell
Ellington	LeBas	White
Fannin	Leger	Williams
Foil	Ligi	Willmott

Total - 81

Page 28 HOUSE

40th Day's Proceedings - June 7, 2010

NAYS

Total - 0

ABSENT

Mr. Speaker	Hutter	Roy
Burford	Kleckley	Simon
Burns, H.	LaBruzzo	Smiley
Chandler	Little	Templet
Connick	Nowlin	Thibaut
Danahay	Perry	Wooton
Dove	Ponti	
Harrison	Ritchie	
Total - 22		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LaFonta 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. 661—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3688(A)(6), relative to the Harbor Police Retirement System; to provide with respect to the number of votes required for the board of trustees to transact business and make decisions; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Montoucet
Anders	Gallot	Morris
Armes	Geymann	Norton
Arnold	Gisclair	Nowlin
Aubert	Greene	Pearson
Badon, A.	Guillory	Pope
Badon, B.	Henderson	Pugh
Baldone	Henry	Richard
Barras	Hill	Richardson
Barrow	Hines	Richmond
Billiot	Hoffmann	Ritchie
Brossett	Howard	Robideaux
Burford	Jackson G.	Schroder
Burns, H.	Johnson	Simon
Burns, T.	Jones, S.	Smiley
Carmody	Katz	Smith, G.
Carter	LaFonta	Smith, J.
Champagne	Lambert	Smith, P.
Chaney	LeBas	Stiaes
Cortez	Leger	Talbot
Danahay	Ligi	Thibaut
Doerge	Little	Thierry
Downs	Lopinto	Waddell
Ellington	McVea	White
Fannin	Mills	Williams
Foil	Monica	Willmott
Total - 78		

NAYS

Total - 0

ABSENT

Mr. Speaker	Hardy	Lorusso
Burrell	Harrison	Perry
Chandler	Hazel	Ponti
Connick	Hutter	Roy
Cromer	Jackson M.	St. Germain
Dixon	Jones, R.	Templet
Dove	Kleckley	Wooton
Edwards	LaBruzzo	
Guinn	Landry	
Total - 25		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1215—

BY REPRESENTATIVE BARROW

AN ACT

To enact R.S. 33:2740.70.1, relative to East Baton Rouge Parish; to create the Southern University Planning District within the parish; to provide relative to the boundaries, purpose, governance, and plans of the district; to provide relative to the powers and duties of the district; and to provide for related matters.

Read by title.

Rep. Barrow moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Monica
Abramson	Franklin	Montoucet
Anders	Gallot	Morris
Armes	Gisclair	Norton
Arnold	Guillory	Pearson
Aubert	Guinn	Perry
Badon, A.	Hardy	Pope
Baldone	Harrison	Pugh
Barras	Henderson	Richard
Barrow	Henry	Richardson
Billiot	Hill	Richmond
Brossett	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Howard	Roy
Carter	Jackson G.	Schroder
Champagne	Jackson M.	Simon
Chandler	Johnson	Smith, G.
Chaney	Jones, S.	Smith, P.
Connick	Katz	Stiaes
Cortez	LaFonta	Talbot
Cromer	Lambert	Thibaut
Dixon	LeBas	Thierry
Doerge	Leger	White
Downs	Ligi	Williams
Edwards	Little	Willmott
Ellington	Lopinto	
Fannin	Lorusso	
Total - 79		

NAYS

Burns, T.
Total - 2

Landry

ABSENT

Badon, B.	Hutter	Smiley
Burford	Jones, R.	Smith, J.
Burns, H.	Kleckley	St. Germain
Danahay	LaBruzzo	Templet
Dove	McVea	Waddell
Geymann	Mills	Wooton
Greene	Nowlin	
Hazel	Ponti	

Total - 22

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1228—
BY REPRESENTATIVE RICHMOND
AN ACT

To enact R.S. 49:191(5)(b) and to repeal R.S. 49:191(3)(l), relative to the Department of Justice, including provisions to provide for the re-creation of the Department of Justice and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Richmond moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Morris
Armes	Guillory	Norton
Arnold	Hardy	Nowlin
Aubert	Harrison	Pearson
Badon, A.	Henderson	Perry
Baldone	Henry	Pope
Barrow	Hill	Pugh
Billiot	Hines	Richard
Brossett	Hoffmann	Richardson
Burford	Howard	Richmond
Burns, T.	Jackson G.	Ritchie
Burrell	Jackson M.	Robideaux
Carmody	Johnson	Roy
Carter	Jones, R.	Schroder
Chandler	Jones, S.	Smiley
Chaney	Katz	Smith, G.
Connick	LaFonta	Smith, J.
Cortez	Lambert	Smith, P.
Cromer	Landry	St. Germain
Dixon	LeBas	Stiaes
Doerge	Leger	Talbot
Downs	Ligi	Thibaut
Edwards	Little	Thierry
Ellington	Lopinto	White
Fannin	Lorusso	Williams
Foil	Mills	Willmott
Franklin	Monica	
Gallot	Montoucet	

Total - 82

NAYS

Total - 0

ABSENT

Mr. Speaker	Dove	LaBruzzo
Anders	Geymann	McVea
Badon, B.	Greene	Ponti
Barras	Guinn	Simon
Burns, H.	Hazel	Templet
Champagne	Hutter	Waddell
Danahay	Kleckley	Wooton

Total - 21

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richmond 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. 1492 (Substitute for House Bill No. 996 by Representative Tucker)—
BY REPRESENTATIVE TUCKER

A JOINT RESOLUTION

Proposing to amend Article VIII, Section 5(E) and to add Article VIII, Section 5(D)(6) of the Constitution of Louisiana, to provide relative to the governance of public postsecondary education; to provide for the powers of the Board of Regents and the postsecondary education management boards; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 76—
BY REPRESENTATIVE FANNIN
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

Read by title.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Abramson	Franklin	Montoucet
Anders	Gallot	Morris
Arnold	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Perry
Badon, B.	Guillory	Pope
Baldone	Guinn	Pugh
Barras	Harrison	Richard
Barrow	Henderson	Richardson
Billiot	Henry	Richmond
Brossett	Hill	Ritchie
Burford	Hines	Robideaux
Burns, H.	Hoffmann	Roy
Burns, T.	Howard	Schroder
Burrell	Jackson G.	Simon

Carmody	Jackson M.	Smiley
Carter	Johnson	Smith, J.
Champagne	Jones, R.	Smith, P.
Chandler	Jones, S.	St. Germain
Chaney	Katz	Stiaes
Connick	LaFonta	Talbot
Cortez	Lambert	Thibaut
Cromer	Landry	Thierry
Danahay	Leger	Waddell
Dixon	Ligi	White
Doerge	Little	Williams
Downs	Lopinto	Willmott
Edwards	Lorusso	
Fannin	McVea	

Total - 88

NAYS

Total - 0

ABSENT

Armes	Hutter	Pearson
Dove	Kleckley	Ponti
Ellington	LaBruzzo	Smith, G.
Hardy	LeBas	Templet
Hazel	Monica	Wooton

Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fannin 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. 1252—

BY REPRESENTATIVE FANNIN

AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2010-2011; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed House Bill No. 1252 by Representative Fannin

AMENDMENT NO. 1

On page 8, line 24, change "\$9,981,594" to "\$9,847,618"

AMENDMENT NO. 2

On page 9, line 3, change "\$2,046,646" to "\$2,019,176"

AMENDMENT NO. 3

On page 40, line 10, change "\$21,144" to "\$21,141"

AMENDMENT NO. 4

On page 42, line 13, change "\$9,981,594" to "\$9,847,618"

AMENDMENT NO. 5

On page 42, line 13, change "\$2,046,646" to "\$2,019,176"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Montoucet
Abramson	Gallot	Morris
Arnold	Geymann	Norton
Aubert	Gisclair	Nowlin
Badon, A.	Greene	Pearson
Badon, B.	Guillory	Perry
Baldone	Guinn	Ponti
Barras	Harrison	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Howard	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	Lambert	St. Germain
Cortez	Landry	Stiaes
Cromer	Leger	Thibaut
Danahay	Ligi	Thierry
Dixon	Little	Waddell
Doerge	Lopinto	White
Downs	Lorusso	Williams
Edwards	McVea	Willmott
Fannin	Mills	
Foil	Monica	

Total - 88

NAYS

LaFonta	Richmond
Total - 2	

ABSENT

Anders	Hazel	Talbot
Armes	Hutter	Templet
Dove	Kleckley	Wooton
Ellington	LaBruzzo	
Hardy	LeBas	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fannin 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. 1386—

BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Edwards	Lopinto
Abramson	Ellington	Lorusso
Anders	Fannin	McVea
Arnold	Foil	Mills
Aubert	Franklin	Montoucet
Badon, A.	Gallot	Norton
Badon, B.	GISclair	Nowlin
Baldone	Greene	Pearson
Barras	Guillory	Perry
Barrow	Guinn	Ponti
Billiot	Harrison	Pope
Brossett	Henderson	Pugh
Burford	Hill	Richardson
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Howard	Roy
Carmody	Jackson G.	Simon
Carter	Jackson M.	Smiley
Champagne	Johnson	Smith, J.
Chandler	Jones, R.	Smith, P.
Chaney	Jones, S.	Stiaes
Connick	Katz	Talbot
Cortez	LaFonta	Thibaut
Cromer	Landry	Thierry
Danahay	LeBas	Waddell
Dixon	Leger	White
Doerge	Ligi	Williams
Downs	Little	Willmott
Total - 84		

NAYS

Hardy	Richmond	Schroder
Total - 3		

ABSENT

Armes	Kleckley	Smith, G.
Dove	LaBruzzo	St. Germain
Geymann	Lambert	Templet
Hazel	Monica	Wooton
Henry	Morris	
Hutter	Richard	
Total - 16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Richmond requested the House consent to correct his vote on final passage of House Bill No. 1386 from yea to nay, which consent was unanimously granted.

HOUSE BILL NO. 1417—
BY REPRESENTATIVE TUCKER

AN ACT

To appropriate funds for Fiscal Year 2010-2011 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses and allowances of members,

officers, staff and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; 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	Foil	Mills
Abramson	Franklin	Monica
Anders	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	Henderson	Pugh
Billiot	Henry	Richard
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Jackson G.	Roy
Carmody	Jackson M.	Schroder
Carter	Johnson	Simon
Champagne	Jones, R.	Smiley
Chandler	Jones, S.	Smith, G.
Chaney	Katz	Smith, J.
Connick	LaFonta	Smith, P.
Cortez	Lambert	St. Germain
Cromer	Landry	Stiaes
Danahay	LeBas	Talbot
Dixon	Leger	Thibaut
Doerge	Ligi	Thierry
Downs	Little	Waddell
Edwards	Lopinto	Williams
Ellington	Lorusso	Willmott
Fannin	McVea	
Total - 95		

NAYS

Total - 0

ABSENT

Dove	Kleckley	White
Hazel	LaBruzzo	Wooton
Hutter	Templet	
Total - 8		

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.

Speaker Tucker in the Chair

HOUSE BILL NO. 458—
BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3385.1(C) and (L), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide with respect to the Deferred Retirement

Option Plan; to change the maximum participation period from five years to ten years; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	Norton
Anders	Gisclair	Nowlin
Armes	Guinn	Perry
Arnold	Hardy	Richard
Aubert	Harrison	Richardson
Badon, A.	Henderson	Richmond
Badon, B.	Henry	Ritchie
Baldone	Hill	Roy
Barras	Hines	Simon
Barrow	Howard	Smith, G.
Billiot	Jackson G.	Smith, P.
Brossett	Jackson M.	St. Germain
Burns, H.	Johnson	Stiaes
Burrell	Jones, S.	Talbot
Chaney	Kleckley	Thibaut
Danahay	LaFonta	Thierry
Dixon	LeBas	Waddell
Doerge	Leger	White
Edwards	Ligi	Williams
Ellington	Lorusso	Willmott
Foil	Monica	
Franklin	Montoucet	
Total - 64		

NAYS

Mr. Speaker	Downs	Mills
Burford	Fannin	Pearson
Burns, T.	Geymann	Pope
Carmody	Hoffmann	Robideaux
Carter	Jones, R.	Schroder
Champagne	Katz	Smiley
Connick	Landry	Smith, J.
Cortez	Little	
Cromer	Lopinto	
Total - 25		

ABSENT

Chandler	Hutter	Ponti
Dove	LaBruzzo	Pugh
Greene	Lambert	Templet
Guillory	McVea	Wooton
Hazel	Morris	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 510—

BY REPRESENTATIVE BALDONE
AN ACT

To amend and reenact R.S. 14:100(C)(1)(b) and to enact R.S. 14:32.1(A)(7), 32.8(A)(2)(g), 39.1(A)(6), 39.2(A)(6), and 98(A)(1)(f), relative to driving offenses; to provide relative

driving offenses when the offender is under the influence of a drug or drugs; to provide for a definition of "drug"; 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. 510 by Representative Baldone

AMENDMENT NO. 1

On page 3, line 17, following "when:" change "(i)" to "(aa)"

AMENDMENT NO. 2

On page 3, line 19, following "accident;" and before "the" change "(ii)" to "(bb)"

AMENDMENT NO. 3

On page 3, line 21, change "(iii)" to "(cc)"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	McVea
Anders	Gallot	Mills
Armes	Geymann	Monica
Arnold	Gisclair	Montoucet
Aubert	Guillory	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Perry
Billiot	Henderson	Pope
Brossett	Henry	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Richmond
Burrell	Howard	Ritchie
Carmody	Jackson G.	Robideaux
Carter	Jackson M.	Roy
Champagne	Johnson	Simon
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	Lambert	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Thibaut
Downs	Leger	Thierry
Edwards	Ligi	Waddell
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	
Total - 86		

NAYS

Total - 0

ABSENT

Abramson	Hazel	Schroder
Barras	Hutter	Smiley
Barrow	LaBruzzo	Templet
Danahay	LaFonta	White
Dove	Pearson	Wooton
Greene	Ponti	

Total - 17

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. 747—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 11:3683(3)(b) and 3690(D)(1), (3), and (6) and to repeal R.S. 11:3690(D)(8), relative to the Harbor Police Retirement System (Port of New Orleans); to provide for membership in such system; to allow certain retirees of other systems to be members of such system; to provide relative to employer contributions; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 89

NAYS

Landry
Total - 1

ABSENT

Abramson	Hutter	Templet
Champagne	LaBruzzo	White
Dove	LaFonta	Wooton
Hardy	Pugh	
Hazel	Schroder	

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 836—

BY REPRESENTATIVE WOOTON

AN ACT

To enact R.S. 17:1818, relative to certain donations to higher education institutions; to require public academic degree-granting institutions to disclose certain information about gifts received from foreign governments, legal entities, or persons; to provide for procedures and enforcement; to provide for rules; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1341—

BY REPRESENTATIVE FOIL

AN ACT

To enact R.S. 17:3128.2 and 3351.6(E), relative to tuition and fees for students of the Paul M. Hebert Law Center; to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and fee amounts for the Paul M. Hebert Law Center; to provide limitations; to provide relative to certain reporting requirements; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1415—

BY REPRESENTATIVE MICHAEL JACKSON

AN ACT

To enact R.S. 17:1855(E) and 3128.2, relative to tuition and fees for students of the Southern University Law Center; to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition and fee amounts for the Southern University Law Center; to provide limitations; to provide relative to certain reporting requirements; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 1493 (Substitute for House Bill No. 1327 by

Representative Barrow)—

BY REPRESENTATIVE BARROW

AN ACT

To establish requirements for the closure of the Earl K. Long Medical Center by the Board of Supervisors of the Louisiana

State University and Agricultural and Mechanical College and the transfer of the hospital's medical education and inpatient hospital care services to Our Lady of the Lake Regional Medical Center; to provide for the submission of reports; and to provide for related matters.

Read by title.

Rep. Barrow moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Mills
Anders	Franklin	Monica
Armes	Gallot	Montoucet
Arnold	Geymann	Morris
Aubert	Gisclair	Norton
Badon, A.	Greene	Nowlin
Badon, B.	Guillory	Pearson
Baldone	Guinn	Perry
Barras	Hardy	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hill	Richardson
Burford	Hines	Richmond
Burns, H.	Hoffmann	Ritchie
Burrell	Howard	Robideaux
Carmody	Jackson G.	Roy
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	Lambert	Stiaes
Danahay	Landry	Thibaut
Dixon	LeBas	Thierry
Doerge	Leger	Waddell
Downs	Ligi	Williams
Edwards	Little	Willmott
Ellington	Lopinto	
Fannin	Lorusso	
Total - 88		

NAYS

Total - 0

ABSENT

Abramson	Hutter	Schroder
Burns, T.	LaBruzzo	Talbot
Dove	LaFonta	Templet
Harrison	McVea	White
Hazel	Richard	Wooton
Total - 15		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 329—

BY REPRESENTATIVE PEARSON

A JOINT RESOLUTION

Proposing to amend Article X, Section 29.1(B) of the Constitution of Louisiana, to provide relative to certain part-time public servants; to prohibit membership in public retirement systems for such persons; 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. Pearson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Hill	Mills
Barras	Hines	Morris
Burns, T.	Hoffmann	Nowlin
Carter	Howard	Pearson
Champagne	Katz	Perry
Chaney	Kleckley	Pope
Cortez	Lambert	Richard
Cromer	Landry	Richardson
Downs	Ligi	Robideaux
Foil	Little	Simon
Hardy	Lopinto	Smiley
Henry	Lorusso	White
Total - 36		

NAYS

Anders	Edwards	Pugh
Armes	Fannin	Richmond
Arnold	Franklin	Ritchie
Aubert	Gallot	Roy
Badon, B.	Gisclair	Smith, G.
Baldone	Guillory	Smith, J.
Barrow	Harrison	Smith, P.
Billiot	Henderson	St. Germain
Brossett	Jackson G.	Stiaes
Burford	Johnson	Thibaut
Burns, H.	Jones, R.	Thierry
Burrell	Jones, S.	Waddell
Carmody	Monica	Williams
Chandler	Montoucet	Willmott
Dixon	Norton	
Doerge	Ponti	
Total - 46		

ABSENT

Abramson	Greene	LeBas
Badon, A.	Guinn	Leger
Connick	Hazel	McVea
Danahay	Hutter	Schroder
Dove	Jackson M.	Talbot
Ellington	LaBruzzo	Templet
Geymann	LaFonta	Wooton
Total - 21		

The Chair declared the above bill failed to pass.

Rep. Gallot 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. 565—

BY REPRESENTATIVE HARDY

AN ACT

To amend and reenact R.S. 17:491 and 492, relative to tenure of school bus operators; to provide relative to a school bus operator becoming a regular and permanent employee of the employing school board; to provide definitions; to provide applicability; to provide relative to the removal of certain operators; to provide an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

Motion

Rep. Armes moved to table the entire subject matter.

Rep. Hardy objected.

By a vote of 42 yeas and 39 nays, the House agreed to table the entire subject matter.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Waddell gave notice of his intention to call Senate Bill No. 248 from the calendar on Monday, June 14, 2010.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Katz gave notice of her intention to call Senate Bill No. 257 from the calendar on Monday, June 14, 2010.

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

June 7, 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. 224
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 7, 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. 594
Returned without amendments

House Bill No. 585
Returned with amendments

House Bill No. 597
Returned with amendments

House Bill No. 618
Returned without amendments

House Bill No. 639
Returned with amendments

House Bill No. 641
Returned without amendments

House Bill No. 644
Returned without amendments

House Bill No. 683
Returned with amendments

House Bill No. 692
Returned without amendments

House Bill No. 693
Returned without amendments

House Bill No. 695
Returned without amendments

House Bill No. 712
Returned without amendments

House Bill No. 745
Returned with amendments

House Bill No. 862
Returned without amendments

House Bill No. 875
Returned with amendments

House Bill No. 878
Returned without amendments

House Bill No. 881
Returned without amendments

House Bill No. 882
Returned without amendments

House Bill No. 884
Returned without amendments

House Bill No. 887
Returned with amendments

House Bill No. 888
Returned without amendments

House Bill No. 890
Returned without amendments

House Bill No. 915
Returned without amendments

House Bill No. 1107
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS

June 7, 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 No. 107

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 7, 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. 28, 453, and 731

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. 28—
BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 18:435(A), relative to poll watchers; to provide that candidates for certain elective offices are entitled to a "super watcher" who shall be admitted to any precinct in the designated parish where the office the candidate seeks is voted on in a primary or general election; to provide for qualifications, powers, and duties of a "super watcher"; and to provide for related matters.

Read by title.

SENATE BILL NO. 453—
BY SENATOR CHEEK

AN ACT

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

which a moving conveyance is involved; and to provide for related matters.

Read by title.

SENATE BILL NO. 731—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 49:258.1, relative to private contractual legal services to represent the state or a state agency; to authorize the attorney general to enter into certain contingent fee contracts with contracting private attorneys or law firms; to provide for definitions; to provide for approval of such contracts; to provide relative to record keeping; to provide for limitations on such contingent fee contracts; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Katz, 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. 137—
BY REPRESENTATIVE KATZ

A RESOLUTION

To commend the Louisiana Psychological Association for its achievements and to designate June 10, 2010, as Louisiana Psychological Association Day at the Louisiana Legislature.

Read by title.

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

HOUSE RESOLUTION NO. 138—
BY REPRESENTATIVE GALLOT

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Terrance Harris.

Read by title.

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

HOUSE RESOLUTION NO. 139—
BY REPRESENTATIVE JOHNSON

A RESOLUTION

To commend Dr. Richard Michel upon his retirement as the longtime mayor of Marksville.

Read by title.

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

HOUSE RESOLUTION NO. 140—
BY REPRESENTATIVE ARNOLD

A RESOLUTION

To direct local governing authorities of each parish or municipality to adopt and implement the Department of Transportation and Development's statewide policies for the use electronic traffic enforcement systems.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 141—

BY REPRESENTATIVE BALDONE

A RESOLUTION

To commend the Terrebonne High School Division I girls' volleyball team upon winning the 2009 District Championship and continuing through the quarter finals to become semi finalists in the 2009 Louisiana High School Athletic Association volleyball playoffs.

Read by title.

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

HOUSE RESOLUTION NO. 142—

BY REPRESENTATIVE AUBERT

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Pastor Clarence "Tommy" Johnson Sr.

Read by title.

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

HOUSE RESOLUTION NO. 143—

BY REPRESENTATIVE DIXON

A RESOLUTION

To commend Angelina Iles upon her election as president of Cenla Pride/Keep Cenla Beautiful.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 227—

BY REPRESENTATIVES PATRICIA SMITH, ROSALIND JONES, AND STIAES

A CONCURRENT RESOLUTION

To recognize Tuesday, June 8, 2010, as AKA Day at the capitol and to commend the members of Alpha Kappa Alpha Sorority, Incorporated.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 228—

BY REPRESENTATIVE RICHMOND

A CONCURRENT RESOLUTION

To recognize Tuesday, June 8, 2010, as Red and White Day at the Louisiana Legislature.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 229—

BY REPRESENTATIVE BURRELL

A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to direct available federal funding and resources including the possible use of the federal Advanced Technology Vehicles Manufacturing Loan Program for the purpose of enhancing the monetary and workforce values to investors or manufacturers who may be interested in utilizing the existing facilities and workforce at the General Motors/Motors Liquidation Assembly Facility.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

June 7, 2010

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1306, by Downs
Reported favorably. (15-0) (Regular)

Senate Concurrent Resolution No. 39, by Thompson
Reported favorably. (14-0)

Senate Bill No. 57, by Broome
Reported favorably. (17-0) (Regular)

Senate Bill No. 71, by Appel
Reported favorably. (18-0) (Regular)

Senate Bill No. 88, by Morrell
Reported favorably. (15-0) (Regular)

Senate Bill No. 207, by Mount
Reported favorably. (17-0) (Regular)

Senate Bill No. 293, by Donahue
Reported with amendments. (14-0) (Regular)

Senate Bill No. 599, by Gautreaux, B.
Reported favorably. (14-0) (Regular)

Senate Bill No. 711, by Cheek
Reported favorably. (16-0) (Regular)

JAMES R. "JIM" FANNIN
Chairman

The above Senate Bills reported favorably or with amendments, except Senate Bill No. 57, were referred to the Legislative Bureau.

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to take up House Bills contained in the committee report at this time.

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. 1306—

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 39:34(B)(1) and 54(B)(1), relative to budgetary controls; to require a percentage of nonrecurring revenue be appropriated for highway construction according to

the priority of projects determined by the Department of Transportation and Development; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Downs, House Bill No. 1306 was scheduled for consideration on Tuesday, June 8, 2010.

Report of the Committee on Ways and Means

June 7, 2010

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 115, by Downs
Reported favorably. (12-0)

House Concurrent Resolution No. 216, by Robideaux
Reported with amendments. (10-0)

HUNTER V. GREENE
Chairman

Suspension of the Rules

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

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 CONCURRENT RESOLUTION NO. 216—

BY REPRESENTATIVE ROBIDEAUX
A CONCURRENT RESOLUTION

To suspend from 12:01 a.m. August 10 through 11:59 p.m. on August 13, 2010, the provisions of R.S. 47:841(A) and (C) as it relates to the excise tax collected on cigars and smoking tobacco by the state when a dealer gives away cigars or smoking tobacco for advertising or any other purpose whatsoever.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Concurrent Resolution No. 216 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 19, after "Premium" delete the remainder of the line and insert "Cigar and Pipe"

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

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

Suspension of the Rules

On motion of Rep. Robideaux, House Concurrent Resolution No. 216 was scheduled for consideration on Tuesday, June 8, 2010.

Privileged Report of the Legislative Bureau

June 7, 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. 141
Reported without amendments.

Senate Bill No. 221
Reported without amendments.

Senate Bill No. 559
Reported without amendments.

Senate Bill No. 646
Reported without amendments.

Senate Bill No. 651
Reported without amendments.

Senate Bill No. 699
Reported without amendments.

Senate Bill No. 747
Reported without amendments.

Senate Bill No. 759
Reported without amendments.

Senate Bill No. 761
Reported with amendments.

Senate Bill No. 800
Reported without amendments.

Respectfully submitted,

WAYNE WADDELL
Chairman

Suspension of the Rules

On motion of Rep. Arnold, the rules were suspended to permit the Committee on Commerce to meet on Tuesday, June 8, 2010, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill Nos. 625 and 805

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 Concurrent Resolution No. 217

Senate Bill No. 505

Leave of Absence

Rep. Dove - 1 day

Rep. Wooton - 1 day

Adjournment

On motion of Rep. Brossett, at 5:45 P.M., the House agreed to adjourn until Tuesday, June 8, 2010, at 1:00 P.M.

The Speaker of the House declared the House adjourned until 1:00 P.M., Tuesday, June 8, 2010.

ALFRED W. SPEER
Clerk of the House

