

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

SIXTH DAY'S PROCEEDINGS

Thirty-eighth Extraordinary Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Friday, March 25, 2011

The House of Representatives was called to order at 5:00 P.M., by the Honorable Jim Tucker, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker	Gallot	Montoucet
Armes	Geymann	Moreno
Arnold	Gisclair	Morris
Aubert	Guillory	Norton
Badon, A.	Guinn	Nowlin
Baldone	Hardy	Pearson
Barras	Henry	Ponti
Barrow	Hill	Pope
Billiot	Hoffmann	Pugh
Bishop	Honore	Richard
Brossett	Howard	Richardson
Burford	Jackson G.	Ritchie
Burrell	Jackson M.	Robideaux
Carter	Johnson	Roy
Champagne	Jones, R.	Seabaugh
Chandler	Jones, S.	Simon
Chaney	Katz	Smiley
Connick	LaBruzzo	Smith, J.
Cromer	LaFonta	St. Germain
Danahay	Lambert	Stiaes
Dixon	Landry	Talbot
Doerge	LeBas	Thibaut
Downs	Leger	Thierry
Edwards	Ligi	White
Fannin	Little	Williams
Foil	Lorusso	Willmott
Franklin	Monica	Wooton
Total - 81		

The Speaker announced that there were 81 members present and a quorum.

Prayer

Prayer was offered by Rep. Chandler.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Billiot, the Journal of March 24, 2011, was adopted.

Petitions, Memorials, and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

March 25, 2011

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. 7
Returned without amendments

House Concurrent Resolution No. 8
Returned without amendments

House Concurrent Resolution No. 9
Returned without amendments

House Concurrent Resolution No. 10
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

March 25, 2011

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. 4, 5, 6, 7, 8, 9, 10, and 12

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. 4—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 30:2055.2(A), relative to provisions of Title 30 (Minerals, Oil, and Gas and Environmental Quality) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Read by title.

SENATE BILL NO. 5—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 6:966.1(C), relative to provisions of Title 6 (Banks and Banking) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Read by title.

SENATE BILL NO. 6—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 4:149.5(B)(1) and 214(A)(4), relative to provisions of Title 4 (Amusements and Sports) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Read by title.

SENATE BILL NO. 7—
BY SENATOR QUINN

AN ACT

To amend and reenact Children's Code Articles 312(B) and 407(A), relative to provisions of the Children's Code which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Read by title.

SENATE BILL NO. 8—
BY SENATOR QUINN

AN ACT

To amend and reenact Code of Civil Procedure Article 2294.1(A), relative to provisions of the Code of Civil Procedure which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; and to provide for related matters.

Read by title.

SENATE BILL NO. 9—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 9:1149.4(C)(1), 2901, 2921, 5625(C), (D), and (F), and 5633(A)(1), relative to provisions of Title 9 (Civil Code - Ancillaries) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to adjust population categories to retain applicability; and to provide for related matters.

Read by title.

SENATE BILL NO. 10—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 26:351(7), 493.1, 583(C)(2), 597(A), and 598(A), relative to provisions of Title 26 (Liquors - Alcoholic Beverages) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions or local areas; to adjust population categories to retain applicability; and to provide for related matters.

Read by title.

SENATE BILL NO. 12—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 56:322(E)(1) and 1948.7(C), relative to provisions of Title 56 (Wildlife and Fisheries) of the Louisiana Revised Statutes of 1950, which are limited in applicability to certain political subdivisions or local areas based upon population classifications; to specify applicability to one or more political subdivisions; and to provide for related matters.

Read by title.

**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. 11—
BY REPRESENTATIVES DIXON, HAZEL, AND ROY

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Captain Rickey L. Doyle, Sr.

Read by title.

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

HOUSE RESOLUTION NO. 12—
BY REPRESENTATIVES DIXON, HAZEL, AND ROY

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Major Earl K. Cross.

Read by title.

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

HOUSE RESOLUTION NO. 13—
BY REPRESENTATIVES DIXON, HAZEL, AND ROY
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Joanne Lyles White of Alexandria.

Read by title.

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

HOUSE RESOLUTION NO. 14—
BY REPRESENTATIVE TUCKER
A RESOLUTION

To commend Harold "Hal" Turner upon his retirement as executive director of the Louisiana Sheriffs' Association.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
House and Governmental Affairs**

March 25, 2011

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Bill No. 1, by Tucker
Reported with amendments. (14-4) (Regular)

House Bill No. 2, by Tucker
Reported with amendments. (17-0) (Regular)

House Bill No. 38, by Gallot
Reported with amendments. (16-0) (Regular)

RICHARD "RICK" GALLOT, JR.
Chairman

Suspension of the Rules

On motion of Rep. Michael Jackson, the rules were suspended in order to take up and consider House Bills on Second Reading to be referred to committee.

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

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

Motion

On motion of Rep. Michael Jackson, the Committee on House and Governmental Affairs was discharged from further consideration of House Bill No. 7.

HOUSE BILL NO. 7—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To amend and reenact R.S. 13:312(1)(b) and 312.1(A), relative to the Court of Appeal for the First Circuit; to provide election sections for the election of judges to the second district of the Court of Appeal for the First Circuit; to provide for the assignment of judgeships for election purposes; and to provide for related matters.

Read by title.

Motion

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

Privileged Report of the Committee on Enrollment

March 25, 2011

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 10—
BY REPRESENTATIVES MICHAEL JACKSON, ARMES, BOBBY BADON, BALDONE, HENRY BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CONNICK, CORTEZ, CROMER, DIXON, DOWNS, ELLINGTON, FANNIN, FRANKLIN, GALLOT, GEYMANN, GISCLAIR, GUILLORY, GUINN, HARDY, HARRISON, HENDERSON, HENRY, HILL, HINES, HOFFMANN, HOWARD, SAM JONES, KATZ, LEBAS, LEGER, LIGI, LOPINTO, LORUSSO, MONICA, MONTOUCET, MORENO, PEARSON, POPE, PUGH, SEABAUGH, SIMON, SMILEY, GARY SMITH, JANE SMITH, ST. GERMAIN, TALBOT, TEMPLET, AND WILLIAMS

A RESOLUTION

To commend Kappa Alpha Psi Fraternity, Inc.

Respectfully submitted,

JEAN DOERGE
Chair

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

Privileged Report of the Committee on Enrollment

March 25, 2011

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 7—

BY REPRESENTATIVES PATRICIA SMITH, AUBERT, AUSTIN BADON, BARROW, BISHOP, BROSSETT, BURREL L. DIXON, FRANKLIN, GALLOT, HARDY, HONORE, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, NORTON, STIAES, THIERRY, AND WILLIAMS AND SENATORS BROOME, DORSEY, GUILLORY, JACKSON, MORRELL, MURRAY, AND PETERSON

A CONCURRENT RESOLUTION

To commend the Jubilee Christian Center Church upon its dedication of its new edifice.

HOUSE CONCURRENT RESOLUTION NO. 8—

BY REPRESENTATIVE ARNOLD AND SENATOR SMITH

A CONCURRENT RESOLUTION

To commend John P. Ducrest, commissioner of the Louisiana Office of Financial Institutions, on being named chairman of the Conference of State Bank Supervisors.

HOUSE CONCURRENT RESOLUTION NO. 9—

BY REPRESENTATIVE BROSSETT

A CONCURRENT RESOLUTION

To express sincere and heartfelt condolences upon the death of former United States Secretary of State Warren M. Christopher.

HOUSE CONCURRENT RESOLUTION NO. 10—

BY REPRESENTATIVES DANAHAY, ARMES, FRANKLIN, GEYMAN, GUINN, HILL, AND KLECKLEY AND SENATORS MORRISH, MOUNT, SMITH, ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, ERDEY, GAUTREAU, GUILLORY, HEITMEIER, JACKSON, KOSTELKA,

LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MILLS, MORRELL, MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, THOMPSON, WALSWORTH, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Jim Beam, a legendary Louisiana journalist, for more than fifty years of outstanding service with the Lake Charles American Press.

Respectfully submitted,

JEAN DOERGE
Chair

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

Leave of Absence

Rep. Henry Burns - 1 day

Adjournment

On motion of Rep. Billiot, at 5:12 P.M., the House agreed to adjourn until Sunday, March 27, 2011, at 6:00 P.M.

The Speaker of the House declared the House adjourned until 6:00 P.M., Sunday, March 27, 2011.

ALFRED W. SPEER
Clerk of the House