

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

FOURTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, April 28, 2011

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	Moreno
Abramson	Gisclair	Morris
Anders	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Richard
Barrow	Henderson	Richardson
Billiot	Hill	Ritchie
Bishop	Hines	Robideaux
Brossett	Hoffmann	Roy
Burns, H.	Honore	Schroder
Burrell	Howard	Seabaugh
Carmody	Huval	Simon
Carter	Jackson, G.	Smiley
Champagne	Jackson, M.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	Smith, P.
Connick	Jones, S.	St. Germain
Cortez	Katz	Stiaes
Cromer	LaBruzzo	Talbot
Danahay	Lambert	Templet
Dixon	Landry	Thibaut
Doerge	LeBas	Thierry
Dove	Leger	White
Downs	Lorusso	Williams
Edwards	McVea	Willmott
Fannin	Monica	Wooton
Foil	Montoucet	

Total - 89

The Speaker announced that there were 89 members present and a quorum.

Prayer

Prayer was offered by Rep. Austin Badon.

Pledge of Allegiance

Rep. Greene 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 April 27, 2011, was adopted.

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

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

HOUSE RESOLUTION NO. 17—
BY REPRESENTATIVE HARRISON
A RESOLUTION

To request the House Committee on Insurance to study the insurance industry and gather information used in determining the homeowner's insurance premiums assessed to insureds who live in coastal parishes.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 18—
BY REPRESENTATIVE HARRISON
A RESOLUTION

To urge and request the Department of Insurance to study the feasibility of prohibiting insurers from imposing more than a two percent deductible, including but not limited to a named-storm or hurricane deductible on any homeowner's insurance policy.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 45—
BY REPRESENTATIVES DOERGE AND STIAES
A CONCURRENT RESOLUTION

To establish a study committee to study all aspects of notary education, applications, and examinations, and to develop recommendations and a plan of implementation relative to standards for notary education, applications, and examinations.

Read by title.

Lies over under the rules.

**Introduction of House Bills
and Joint Resolutions**

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

HOUSE BILL NO. 355—

BY REPRESENTATIVE BROSSETT
AN ACT

To amend and reenact R.S. 33:4071(B) and to enact R.S. 33:4071(A)(3), relative to the city of New Orleans; to provide relative to the sewerage and water board of the city; to provide relative to the authority of the mayor to designate a person to attend meetings of the board in his absence; to provide relative to the qualifications and powers and duties of any such person; and to provide for related matters.

Read by title.

HOUSE BILL NO. 435—

BY REPRESENTATIVE PEARSON AND SENATOR GAUTREUX
AN ACT

To amend and reenact R.S. 39:54(B), relative to nonrecurring revenue; to provide for allowable uses of nonrecurring revenue; to provide for the payment of unfunded accrued liabilities; to provide for effectiveness; and to provide for related matters.

Read by title.

HOUSE BILL NO. 594—

BY REPRESENTATIVE FANNIN
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2011-2012; and to provide for related matters.

Read by title.

HOUSE BILL NO. 595—

BY REPRESENTATIVE LABRUZZO
AN ACT

To amend and reenact R.S. 47:6030(B)(1), relative to tax credits; to provide relative to the tax credit for wind or solar energy systems; to authorize the state tax credit in addition to federal grants for the same system; and to provide for related matters.

Read by title.

HOUSE BILL NO. 596—

BY REPRESENTATIVE FOIL
AN ACT

To appropriate funds out of the General Fund of the state of Louisiana for Fiscal Year 2011-2012 to be used to pay the consent judgment in the suit entitled "Veronica Clark, individually and as personal representative of the decedent Casey Clark and of the minor Chase Clark v. State of Louisiana, through the Department of Transportation and Development"; to provide for court costs; and to provide for related matters.

Read by title.

HOUSE BILL NO. 597—

BY REPRESENTATIVE MICHAEL JACKSON
AN ACT

To amend and reenact R.S. 47:6020, 6020.1, 6020.2, and 6020.3, relative to tax credits; to convert the Angel Investor Tax Credit Program to the Angel Investor Rebate Program; to provide for the amount of the rebate; to provide for the maximum amount of rebates which may be granted in a year; to authorize the Department of Economic Development to administer the program; to provide relative to the repayment, recapture, or recovery of rebates under certain circumstances; to authorize the collection of interest under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

**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. 43—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To direct the commissioner of administration to require the use of returns on investment when developing strategic plans and performance standards.

Read by title.

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

**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:

HOUSE BILL NO. 333—

BY REPRESENTATIVE DANAHAY
AN ACT

To amend and reenact R.S. 33:1994(B), relative to the city of Lake Charles; to provide relative to the maximum work hours required of certain employees of the city's fire department in a certain time period; 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.

HOUSE BILL NO. 531—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 44.4.1(B)(18) and to enact Chapter 13-M of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:4720.201, to create the Lafayette Parish Redevelopment Authority; to provide for the formation of a program or programs in the parish of Lafayette for the use of appropriate private and public resources to eliminate and prevent the development or spread of slum, blighted, and distressed areas; to allow the rehabilitation, clearance, and redevelopment of slum, blighted, and distressed areas; to provide for the expeditious conversion of blighted or underused property into habitable residential dwellings in the parish of Lafayette; to define the duties, liabilities, authority, and functions of the redevelopment authority; to authorize public bodies to furnish funds, services, facilities, and property in aid of redevelopment projects; and to provide for related matters.

Read by title.

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

HOUSE BILL NO. 593—

BY REPRESENTATIVE JANE SMITH
AN ACT

To amend and reenact R.S. 51:2461, relative to tax credits and rebates; to extend the deadline for applications for tax credits and rebates under the Louisiana Quality Jobs Program; and to provide for related matters.

Read by title.

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

Motion

On motion of Rep. Richard, the Committee on Education was discharged from further consideration of House Bill No. 25.

HOUSE BILL NO. 25—

BY REPRESENTATIVE RICHARD
AN ACT

To enact R.S. 17:3351.16, relative to tuition charges at certain public postsecondary education institutions; to authorize the boards of supervisors of the Louisiana State University System, the Southern University System, and the University of Louisiana System to establish and impose an additional tuition charge on a credit-hour basis for students attending the institutions under the management and supervision of the respective board and to provide relative to such charges; to provide that such additional tuition charges shall not be included in or paid by any Louisiana Taylor Opportunity Program for Students award; to provide for waivers from such charges; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

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

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. 64—

BY REPRESENTATIVE BOBBY BADON
AN ACT

To amend and reenact R.S. 56:116.1(C)(2)(c), relative to taking nuisance animals; to add to the list of nuisance animals; to provide for additional methods to take nuisance animals that are destroying crawfish in commercial ponds; 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 Original House Bill No. 64 by Representative Bobby Badon

AMENDMENT NO. 1

On page 1, line 15, after "provisions" delete "of Paragraph (6)" and after "Subsection" insert "to the contrary"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 94—

BY REPRESENTATIVES KATZ, ABRAMSON, BARROW, DOERGE, HILL, MICHAEL JACKSON, JOHNSON, LABRUZZO, LEBAS, NOWLIN, SIMON, AND WILLMOTT

AN ACT

To amend and reenact R.S. 33:1563(H), R.S. 43:34, and R.S. 46:1431(A) and (C)(3), relative to the Missing and Exploited Children Information Clearinghouse of this state; to provide for administrative authority; to authorize the promulgation of rules; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 107—

BY REPRESENTATIVES TALBOT, BILLIOT, CONNICK, HENRY, LABRUZZO, LIGI, LOPINTO, TEMPLET, AND WILLMOTT AND SENATORS APPEL, MARTINY, MORRELL, AND QUINN

AN ACT

To amend and reenact R.S. 22:1923(introductory paragraph) and to enact R.S. 22:1923(1)(j), relative to fraudulent insurance acts; to define certain activity toward a self-insured governmental entity that maintains a self-insured loss fund or risk pool as such an act; and to provide for related matters.

Read by title.

Reported without action by the Committee on Insurance with recommendation that it be recommitted to the Committee on Administration of Criminal Justice.

As a substitute motion, Rep. Talbot moved the bill be recommitted to the Committee on Insurance, which motion was agreed to.

HOUSE BILL NO. 148—

BY REPRESENTATIVE AUBERT
AN ACT

To enact R.S. 22:613(A)(1)(c), relative to domestic insurers; to expand the definition of company-action level event; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 169—

BY REPRESENTATIVE HENRY
AN ACT

To enact R.S. 56:116.1(D)(3), relative to hunting; to authorize the use of sound suppressors when taking nongame nuisance quadrupeds; 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:

Page 4 HOUSE

4th Day's Proceedings - April 28, 2011

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 169 by Representative Henry

AMENDMENT NO. 1

On page 1, line 10, change "Any" to "Except as provided in this Paragraph, any"

AMENDMENT NO. 2

On page 1, at the end of line 14, add the following:

"The provisions of this Paragraph shall not apply to any person who has been convicted of a class four or greater hunting violation for a period of five years after the date of such conviction. Possession or use of a sound suppressor by such person shall be considered a violation of this Paragraph and shall be punished as a class six violation in accordance with the provisions of R.S. 56:36."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 194—

BY REPRESENTATIVE WILLIAMS
AN ACT

To enact Subpart A-1 of Part II of Chapter 3 of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:236.1, relative to the Supplemental Nutrition Assistance Program; to provide for legislative findings; to provide for nutrition education; to establish certain reporting requirements for the Department of Children and Family Services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 194 by Representative Williams

AMENDMENT NO. 1

On page 1, line 4, after "findings;" insert "to provide for nutrition education;"

AMENDMENT NO. 2

On page 1, line 17, after "Food and Nutrition Service" insert "(FNS)"

AMENDMENT NO. 3

On page 2, line 9, change "require" to "allow"

AMENDMENT NO. 4

On page 2, line 15, between "state to" and "break" insert "promote better health and"

AMENDMENT NO. 5

On page 2, between lines 16 and 17, insert the following:

"B. In addition to any SNAP Education services conducted by contractors of the department, the department shall provide printed nutrition education resource materials directly to the heads of all SNAP beneficiary households. The department may develop or utilize materials at its discretion in order to satisfy the provisions of this Subsection, provided that such materials include the Core Nutrition Messages, or any successor resources, developed by FNS. The department shall provide such materials to every head of a SNAP beneficiary household at the following intervals:

(1) At the first issuance of a SNAP electronic benefits transfer card subsequent to the initial determination of eligibility.

(2) In the first correspondence from the department subsequent to a redetermination of eligibility.

(3) Any interval which the department deems advantageous and feasible.

C. The SNAP Education program of this state and all subcontractors and affiliates of such program shall utilize the Core Nutrition Messages, or any successor resources, developed by FNS."

AMENDMENT NO. 6

On page 2, at the beginning of line 17, change "B." to "D."

AMENDMENT NO. 7

On page 3, line 1, after "outcomes" delete the comma "," and delete the remainder of the line and at the beginning of line 2, delete "change among participants"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 245—

BY REPRESENTATIVE GIROD JACKSON
AN ACT

To amend and reenact R.S. 56:437 and to repeal R.S. 40:5.3.1, relative to harvest and sale of oysters for raw consumption; to require a time limit on transportation of such oysters from harvest to refrigeration; 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 Original House Bill No. 245 by Representative Girod Jackson

AMENDMENT NO. 1

On page 1, after line 20, add the following:

"Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 275—

BY REPRESENTATIVE BISHOP
AN ACT

To amend and reenact R.S. 22:867(C) and 873(A) and (B), relative to the methods of delivery of an insurance policy or evidence of insurance; to provide for methods of transmitting insurance policies and supporting documents; to provide for electronic transaction of documents; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 283—

BY REPRESENTATIVE AUBERT
AN ACT

To amend and reenact R.S. 22:901(A), (B), (C)(1) and (3), and (D)(1)(introductory paragraph) and (a) and (2), 902, 904, 905, 906, 907, 910, 912(A), (B)(1), (C), (D)(1)(b), (E), and (F), 913, 914, 915(B), 931, 932(B)(introductory paragraph) and (1), (D)(introductory paragraph) and (2), and (E), 934, 935, 936(A)(1)(introductory paragraph) and (2), (B), (D)(1), (2), and (4), (E), (F)(1), (G)(1), (4), and (8)(introductory paragraph) and (b) and (d) through (g), (I)(1), (J)(1), (2), (3), and (5), (K)(1)(g) and (h), 941(B)(introductory paragraph) and (6), 942(introductory paragraph) and (1), (10)(b), and (11), 943(D)(2), 944(A), 951(A), 952(A)(2), (B)(introductory paragraph) and (4), and (J), 961, 1541, 1542(1), (4), (6), (9), (11), (14), and (18), 1544(B)(5) through (8) and (D), 1545(I)(1)(introductory paragraph), 1546(A)(3), (D)(4), and (F), 1547(A)(10), (C)(2), (D), (E), (G), (H), and (I)(3), 1548(A)(1) and (3), (B)(2) and (3)(b), (D)(2), and (E), 1549(B)(4) and (5), (C), (D), (E)(introductory paragraph), (F), and (H), 1550(A)(2), (B)(1) and (d) and (2), (C), (D), (E)(introductory paragraph), and (H), 1554(G), 1555, 1556(A), (B), and (C), 1557(B)(1) and (2), 1558(B)(3) and (4), (C), and (D), 1559(C), (D)(1), and (E)(1), 1562(C)(1)(b) and (d), (E)(2), and (H)(introductory paragraph) and (4), 1564(A)(2), (B)(1)(a), and (C), 1571, 1573(C) through (G), (I)(1)(a), (K), (L), and (M), 1574(A) through (D)(1), 1575(C)(2) and (D), 1583, the heading of R.S. 22:1584, 1585(C), 1591, 1592, 1593(A)(introductory paragraph) and (1), 1594(introductory paragraph), 1595, 1597, 1598(C), 1599(A) and (C)(introductory paragraph), 1600(B)(introductory paragraph), 1603(1) and (3), 1604(A)(2), 1605, 1622, 1623(A), (B), (D), and (F), 1624, 1625(A) and (H), 1627(A)(2), the heading of Part III of Chapter 5 of the Louisiana Revised Statutes of 1950, 1641(introductory paragraph), (1)(introductory paragraph), (c), (g), and (j), (4), and (7), 1642(A) and (C), 1644(D), 1651(B)(6), (D), (H)(1), and (I)(1), 1652, 1654(A)(introductory paragraph) and (C)(introductory paragraph), 1657, 1662(6)(a)(introductory paragraph) and (14),

1664(A) and (C)(2), 1665(A)(introductory paragraph) and (1), 1669, 1670(A)(2) and (D), 1671(A), (B)(2), and (C), 1673(C), 1693(A), 1694(A), 1696(A), 1697, 1698(A)(2) and (D), 1699(A)(3), (B), and (F), 1704(E)(1)(a) and (b), 1706(F), 1722, 1723(A)(introductory paragraph), (B)(introductory paragraph) and (2), (D), and (F), 1724(5), 1726(A) and (B), 1727(A)(1), (2), (3), (4)(introductory paragraph), (7), and (8), (B)(4), (C), and (F), 1728(6), 1729(A) and (F), 1731(A)(2), 1741, 1747, 1761, 1763(B), 1767, and 1768; to enact R.S. 22:821(B)(31), (32), and (33), 1557(C), 1641(8) and (9), and 1766(C); and to repeal R.S. 22:1546(G) and (H), 1566, 1746(E), 1751, and 1769, all relative to technical recodification of certain provisions of the Louisiana Insurance Code, including correction of citations, updates of terms and language, reorganization of provisions, elimination of obsolete or ineffective provisions, harmonizing of inconsistent provisions, and consolidating all provisions authorizing fees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

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

HOUSE BILL NO. 291—

BY REPRESENTATIVE LAMBERT AND SENATOR AMEDEE
AN ACT

To amend and reenact R.S. 14:93.10(2)(introductory paragraph) and 108.1(D)(4) and R.S. 34:851.4 and to repeal R.S. 34:851.5, relative to boating safety; to provide for the possession of alcoholic beverages on waterways; to provide for definitions; to provide for operation of a watercraft; to provide for aggravated flight from an officer; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

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

HOUSE BILL NO. 292—

BY REPRESENTATIVES MORRIS, BOBBY BADON, BILLIOT, HENRY BURNS, CHAMPAGNE, GISCLAIR, GUNN, HENDERSON, SAM JONES, LAMBERT, LITTLE, MCVEA, MONTOUCE, ST. GERMAIN, AND WILLIAMS AND SENATOR MICHOT
AN ACT

To amend and reenact R.S. 30:2506(A)(introductory paragraph) and (B) and 2507(A), R.S. 32:412(A)(1), (2), (5), and (6), (B)(1), (2), and (7)(e)(i)(aa), (cc), (dd)(I), and (ee) and (ii)(aa), (cc), (dd)(I), and (ee), R.S. 36:605(B)(4)(a), and R.S. 47:463.43(A), (D), and (E), to enact R.S. 56:10(B)(14), and to repeal R.S. 30:2504 and 2511, R.S. 36:609(B)(4), Section 3 of Act No. 527 of the 2003 Regular Session of the Legislature, Act No. 363 of the 2004 Regular Session of the Legislature, Act No. 190 of the 2007 Regular Session of the Legislature, and R.S. 32:412(A)(1), (2), (5), (6), (B)(1), (2), (7)(e)(i)(aa), (dd)(I), (e)(ii)(aa), and (dd)(I) as amended by Act No. 9 of the 2011 First Extraordinary Session of the Legislature, relative to litter abatement, enforcement, and education; to provide for the Louisiana Environmental Education Commission; to provide for the responsibility and duties of the Department of Wildlife and Fisheries; to provide litter abatement and enforcement; to provide for education programs; to abolish the environmental education division within the Department of Wildlife and

Fisheries; to provide for special license plates; to provide for the disposition of certain funds collected from driver's license issuance and renewal and special license plates; 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 Original House Bill No. 292 by Representative Morris

AMENDMENT NO. 1

On page 1, at the end of line 3, change "(7)(e)(i)(cc) and (ee) and (ii)(cc) and" to "(7)(e)(i)(aa), (cc), (dd)(I), and (ee) and (ii)(aa), (cc), (dd)(I), and"

AMENDMENT NO. 2

On page 1, line 9, after "No." change " __ " to "9"

AMENDMENT NO. 3

On page 2, at the end of line 18, change "(7)(e)(i)(cc) and (ee)" to "(7)(e)(i)(aa), (cc), (dd)(I), and (ee)"

AMENDMENT NO. 4

On page 2, at the beginning of line 19, change "and (ii)(cc) and (ee)" to "and (ii)(aa), (cc), (dd)(I), and (ee)"

AMENDMENT NO. 5

On page 4, delete line 26 in its entirety and insert the following:

"(e)(i)(aa) Every applicant seventy years of age or older for a Class "E" driver's license, or for the renewal of a Class "E" driver's license, except those bona fide residents of ~~cities having a population in excess of four hundred fifty thousand~~ the city of New Orleans, shall pay for such basic license a fee of four dollars and fifty cents, which shall be the cost of the license. The license shall expire on the anniversary of the birthday of the applicant which is nearest to a date of four years subsequent to the issuing of the license, unless revoked, canceled, or suspended."

AMENDMENT NO. 6

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

"(dd)(I) Every applicant seventy years of age or older for a Class "D" driver's license, or for the renewal of a Class "D" driver's license, except those bona fide residents of ~~cities having a population in excess of four hundred fifty thousand~~ the city of New Orleans, shall pay for such basic license a fee of fourteen dollars and seventy-five cents, which shall be the cost of the license. The license shall expire on the anniversary of the birthday of the applicant which is nearest to the date of four years subsequent to the issuing of the license, unless revoked, canceled, or suspended.

* * *

AMENDMENT NO. 7

On page 5, delete line 11 in its entirety and insert the following:

"(ii)(aa) Every applicant seventy years of age or older for a Class "E" driver's license, or for the renewal of a Class "E" driver's license, issued to bona fide residents of ~~cities having a population in excess of four hundred fifty thousand~~ the city of New Orleans, shall pay for such basic license a fee of four dollars and fifty cents, which shall be the cost of the license. This license shall expire on the anniversary of the birthday of the applicant which is nearest to a date of four years subsequent to the issuing of the license, unless revoked, canceled, or suspended."

AMENDMENT NO. 8

On page 5, between lines 18 and 19 in its entirety and insert the following:

"(dd)(I) Every applicant seventy years of age or older for a Class "D" driver's license, or for the renewal of a Class "D" driver's license, issued to bona fide residents of ~~cities having a population in excess of four hundred fifty thousand~~ the city of New Orleans, shall pay for such basic license a fee of eighteen dollars and fifty cents, which shall be the cost of the license. This license shall expire on the anniversary of the birthday of the applicant which is nearest to the date of four years subsequent to the issuing of the license, unless revoked, canceled, or suspended."

AMENDMENT NO. 9

On page 8, line 6, after "review," delete "and" and after "approve" insert a comma "," and "and implement"

AMENDMENT NO. 10

On page 8, line 6, after "education" delete "and" and insert a semi-colon ";" and "for the"

AMENDMENT NO. 11

On page 8, line 18, after "No." change " __ " to "9"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 294—
BY REPRESENTATIVE THIBAUT
AN ACT

To amend and reenact R.S. 56:116.1(D), relative to hunting; to provide for the trapping of outlaw quadrupeds, nutria, or beaver; to provide for trapping of feral hogs; to provide for the method of such taking on private property; 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 Original House Bill No. 294 by Representative Thibaut

AMENDMENT NO. 1

On page 2, at the end of line 4, add the following:

"Any person attempting to take outlaw quadrupeds under the provisions of this Paragraph, within twenty-four hours prior to the attempted taking, shall notify the sheriff of the parish in which the property is located of his intention to attempt to take outlaw quadrupeds under the provisions of this Paragraph."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 398—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 22:905(A)(2), relative to life insurance policies; to provide with respect to written notice required before lapsing life policies; to require notice be sent to the insured and assignee; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 469—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 22:439, relative to surplus lines insurance; to provide with respect to the tax on premiums paid for such insurance, including provisions relative to its receipt, collection, and distribution; to conform state law with federal law; to authorize the commissioner of insurance to enter into a multi-state agreement authorizing a clearinghouse for such taxes and assessment of a clearinghouse fee payable by brokers or independently procuring insureds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 469 by Representative Anders

AMENDMENT NO. 1

On page 2, line 23, after "fund" delete the period "." and insert "less the amount due to other states pursuant to Subsection D of this Section."

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

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 511—
BY REPRESENTATIVE LANDRY
AN ACT

To enact R.S. 17:2.1 and to repeal R.S. 17:2.2, relative to redistricting; to provide for election districts for the State Board of Elementary and Secondary Education; to provide for election of members; to provide for effectiveness; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 519—
BY REPRESENTATIVE DANAHAY
AN ACT

To enact R.S. 17:2.1 and to repeal R.S. 17:2.2, relative to redistricting; to provide for election districts for the State Board of Elementary and Secondary Education; to provide for election of members; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Danahay moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Morris
Anders	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Richard
Barrow	Henderson	Richardson
Billiot	Hill	Ritchie
Bishop	Hoffmann	Robideaux
Brossett	Honore	Roy
Burrell	Howard	Schroder
Carmody	Huval	Seabaugh
Carter	Jackson, G.	Simon
Champagne	Jackson, M.	Smiley
Chandler	Johnson	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Katz	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Thierry
Downs	Lorusso	White
Edwards	McVea	Williams
Fannin	Monica	Willmott

Page 8 HOUSE

4th Day's Proceedings - April 28, 2011

Foil Franklin Total - 86	Montoucet Moreno	Wooton
--------------------------------	---------------------	--------

NAYS

Total - 0

ABSENT

Abramson Armes Arnold Burford Burns, H. Burns, T. Total - 18	Ellington Gallot Geymann Henry Hines Hutter	Kleckley LaFonta Ligi Little Lopinto Pugh
--	--	--

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Danahay 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. Hoffmann requested the House consent to record his vote on final passage of House Bill No. 519 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Thierry requested the House consent to record her vote on final passage of House Bill No. 519 as yea, which consent was unanimously granted.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Judiciary

April 28, 2011

To the Speaker and Members of the House of Representatives:

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

House Bill No. 4, by Montoucet
Reported favorably. (12-0-1) (Local & Consent)

House Bill No. 5, by White
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 28, by Edwards
Reported favorably. (10-0-1) (Local & Consent)

House Bill No. 33, by St. Germain
Reported with amendments. (12-0-1) (Regular)

House Bill No. 38, by Ritchie
Reported favorably. (11-0-1) (Local & Consent)

House Bill No. 52, by Henderson
Reported favorably. (9-0-1) (Local & Consent)

House Bill No. 60, by Guillory
Reported favorably. (11-0-1) (Regular)

House Bill No. 72, by Gisclair
Reported favorably. (10-0-1) (Regular)

House Bill No. 176, by Armes
Reported favorably. (11-0-1) (Regular)

House Bill No. 224, by Nowlin
Reported favorably. (10-0-1) (Regular)

House Bill No. 241, by Richardson
Reported favorably. (10-0-1) (Regular)

House Bill No. 270, by Danahay
Reported with amendments. (12-0-1) (Regular)

House Bill No. 317, by Gisclair
Reported favorably. (10-0-1) (Regular)

House Bill No. 402, by Huval
Reported favorably. (9-0-1) (Regular)

House Bill No. 407, by White
Reported favorably. (12-0-1) (Local & Consent)

House Bill No. 553, by Foil
Reported with amendments. (11-0-1) (Regular)

House Bill No. 556, by Foil
Reported with amendments. (10-0-1) (Regular)

ROSALIND D. JONES
Chairman

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. 19— BY REPRESENTATIVE LORUSSO A RESOLUTION

To commend Christian Brothers School in New Orleans upon the celebration of its fiftieth anniversary.

Read by title.

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

Privileged Report of the Committee on Enrollment

April 28, 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. 35— BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS A CONCURRENT RESOLUTION

To commend Phyllis Coleman Mouton of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

HOUSE CONCURRENT RESOLUTION NO. 36—

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Alexie D. Gaddis of New Orleans upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

HOUSE CONCURRENT RESOLUTION NO. 37—

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Emilie Harmeyer of Boyce upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

HOUSE CONCURRENT RESOLUTION NO. 38—

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Mary Ann Sternberg of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

HOUSE CONCURRENT RESOLUTION NO. 39—

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Beverly Choppin of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

HOUSE CONCURRENT RESOLUTION NO. 40—

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Jacqueline "Jacqui" Vines of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

HOUSE CONCURRENT RESOLUTION NO. 41—

BY REPRESENTATIVES HUTTER, BARROW, CHAMPAGNE, DOERGE, HILL, ROSALIND JONES, KATZ, LANDRY, MORENO, NORTON, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY AND SENATORS BROOME, CHEEK, DORSEY, JACKSON, MOUNT, PETERSON, QUINN, AND WILLARD-LEWIS

A CONCURRENT RESOLUTION

To commend Kathryn Grigsby of Baton Rouge upon her receipt of a 2011 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation.

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.

Suspension of the Rules

On motion of Rep. Lorusso, the rules were suspended to permit the Committee on Civil Law and Procedure to meet at 1:30 P.M. on Monday, May 2, 2011, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 547

Leave of Absence

Rep. Armes - 1 day
Rep. Tim Burns -1 day
Rep. Henry -1 day
Rep. Kleckley -1 day
Rep. Little -1 day
Rep. Pugh -1 day

Adjournment

On motion of Rep. Billiot, at 3:20 P.M., the House agreed to adjourn until Monday, May 2, 2011, at 3:00 P.M.

The Speaker of the House declared the House adjourned until 3:00 P.M., Monday, May 2, 2011.

ALFRED W. SPEER
Clerk of the House

