

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

TENTH 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

Tuesday, May 10, 2011

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

Morning Hour

ROLL CALL

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

PRESENT

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

Fannin Little Wooton
Foil Lopinto
Total - 98

The Speaker announced that there were 98 members present and a quorum.

Prayer

Prayer was offered by Rev. Wayne Gray, Pastor of First Baptist Church of Ferriday.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Brossett, the Journal of May 9, 2011, was adopted.

**Petitions, Memorials, and
Communications**

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

State of Louisiana

SECRETARY OF STATE

May 10, 2011

To the Speaker of the House of Representatives
State of Louisiana

Sir:

I have the honor to submit to you the name of "Bob" Hensgens, who has been duly elected to fill the vacancy occurring in your Honorable Body caused by the resignation of Jonathan Perry.

"Bob" Hensgens has been officially proclaimed duly and legally elected as State Representative from the 47th Representative District of the State of Louisiana.

With best wishes,
TOM SCHEDLER
Secretary of State

**United States of America
STATE OF LOUISIANA
Tom Schedler
Secretary of State**

As Secretary of State, of the State of Louisiana, I do hereby certify that the following candidate was declared elected by the people to the office set above his name:

State Representative "Bob" Hensgens, Representative of District 47.

In testimony whereof, I have hereunto set my hand and caused the Seal of my Office to be affixed at the City of Baton Rouge on May 10, 2011.

TOM SCHEDLER
Secretary of State

Oath of Office

"Bob" Hensgens presented himself before the bar of the House and took the following oath:

"I, Bob Hensgens, do solemnly swear that I will support the constitution and laws of the United States and the constitution and laws of this state that I will faithfully and impartially discharge and perform all the duties incumbent upon me as a member to the House of Representatives according to the best of my ability and understanding, so help me God."

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 10, 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. 65
Returned without amendments

House Concurrent Resolution No. 67
Returned without amendments

House Concurrent Resolution No. 71
Returned without amendments

House Concurrent Resolution No. 72
Returned without amendments

House Concurrent Resolution No. 73
Returned without amendments

House Concurrent Resolution No. 74
Returned without amendments

House Concurrent Resolution No. 75
Returned without amendments

House Concurrent Resolution No. 76
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 10, 2011

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution Nos. 21, 22, 23, 24, 25, and 26.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 10, 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. 23, 26, 32, 38, 43, 84, 87, 88, 96, 142, 150, 152, 158, 160, 169, and 223

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. 23—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 34:851.36(B), relative to motorboats and vessels; to provide for boating safety education; to exempt certain individuals from the boating safety education requirement; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 26—
BY SENATOR NEVERS

AN ACT

To enact R.S. 37:1291.1, relative to out-of-state physician orders; to provide for an out-of-state physician to order diagnostic tests under certain conditions; to provide for definitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 32—
BY SENATORS BROOME, CLAITOR, DONAHUE, MURRAY AND WILLARD-LEWIS

AN ACT

To amend and reenact Children's Code Articles 116(12.1), 675(B)(3), 681, 1511, 1515(B) and 1516(B), and to enact Children's Code Articles 718, 719, 720, 721, 722, 723, 724 and 1514(D), relative to guardianship; to define guardianship; to provide for dispositional alternatives; to provide for the purpose of guardianship; to provide for the guardian's rights and responsibilities; to provide for a home study report; to provide for certain procedures; to provide for a motion, hearing, and order for guardianship; and to provide for related matters.

Read by title.

SENATE BILL NO. 38—
BY SENATOR ERDEY

AN ACT

To amend and reenact R.S.42:808(E), relative to eligibility in group programs; to provide coverage for a developmentally disabled dependent of a classified or unclassified state civil service employee by life, health or other programs sponsored by the

Office of Group Benefits under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 43—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 17:3983(A)(4)(c) and (e), relative to charter schools; to allow a chartering authority to alter the time period within which a charter school must begin operation; and to provide for related matters.

Read by title.

SENATE BILL NO. 84—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:885(B), relative to cancellation by the insured; to provide for the calculation of any unearned premium to be returned to the insured; to authorize calculating the unearned premium based on a short-rate provision contained in the policy filed with and approved by the commissioner; and to provide for related matters.

Read by title.

SENATE BILL NO. 87—
BY SENATOR SMITH

AN ACT

To enact R.S. 6:103(B)(17), relative to records of the Office of Financial Institutions; to provide for disclosure of certain information to certain state or federal agencies; and to provide for related matters.

Read by title.

SENATE BILL NO. 88—
BY SENATOR SMITH

AN ACT

To enact R.S. 6:969.18(A)(7), relative to the Louisiana Motor Vehicle Sales Finance Act; to provide for maximum charges allowed for documentation and compliance fees; and to provide for related matters.

Read by title.

SENATE BILL NO. 96—

BY SENATORS QUINN AND APPEL AND REPRESENTATIVES BILLIOT, CONNICK, HENRY, LIGI, LOPINTO, TEMPLET AND WILLMOTT

AN ACT

To enact R.S. 22:1567, relative to the purchase of commercial property and casualty insurance by certain entities; to provide for the compensation of an insurance producer for the placement of certain commercial property and casualty coverages; to authorize the negotiation of a combination of commission and fees or fees in lieu of commissions for the placement of coverages by an insurance producer; and to provide for related matters.

Read by title.

SENATE BILL NO. 142—
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 17:3983(A)(4)(d), relative to charter schools; to provide relative to the chartering process; to provide relative to the withdrawal, revision and resubmission of a charter proposal; and to provide for related matters.

Read by title.

SENATE BILL NO. 150—
BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 44:9(A)(4), relative to expungement of arrest records in misdemeanor and felony cases; to authorize the clerk of court to collect the expungement processing fee; and to provide for related matters.

Read by title.

SENATE BILL NO. 152—
BY SENATOR MICHOT

AN ACT

To enact R.S. 37:1285(A)(32), relative to the Louisiana State Board of Medical Examiners; to provide for advertisement requirements by physicians; to provide for causes for which the board may refuse to issue, or may suspend or revoke, any license or permit, or impose probationary or other restrictions on the license of a physician; and to provide for related matters.

Read by title.

SENATE BILL NO. 158—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 13:2492(F), 2499, 2500.1(C), 2500.2, 2500.3(C) and (D), and 2501, to enact R.S. 13:2495.1 and 2496.4, and to repeal R.S. 13:2501.1(M), relative to courts and judicial procedure; to provide relative to the Municipal Court of New Orleans; to provide relative to the senior and administrative judge; to provide for a judicial administrator and judicial expense fund; to provide relative to the payment of certain operating expenses and costs; to provide relative to the collection and remitting of certain costs, amounts, sums and funds; to provide certain terms, conditions, procedures and requirements; and to provide for related matters.

Read by title.

SENATE BILL NO. 160—

BY SENATORS MICHOT, CHABERT, MORRISH, SMITH AND THOMPSON AND REPRESENTATIVES ARNOLD, CORTEZ, DOVE, GUINN, LANDRY AND ROBIDEAUX

AN ACT

To amend and reenact Part VIII of Chapter 6 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1486.1 and 1486.2, relative to monitoring the transportation of offshore oil platform workers; to provide for purpose; to provide for state participation in and promotion of the safe transportation over water of oil and gas workers and others involved in the offshore oil and gas industry; and to provide for related matters.

Read by title.

SENATE BILL NO. 169—
BY SENATOR CLAITOR

AN ACT

To enact R.S. 22:1881, relative to automobile liability coverage; to prohibit health insurance issuers from seeking recovery from insurers providing automobile medical payment coverage without written consent; to prohibit reimbursements that exceed amounts actually paid by an insurer or insurance provider; to provide for payment of court costs and attorney fees in certain cases; and to provide for related matters.

Read by title.

SENATE BILL NO. 223—
BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 40:978(A) and (B) and R.S. 46:2622(17) and to enact R.S. 40:978(D), relative to electronic prescribing;

to allow for the electronic prescribing of certain controlled dangerous substances; to provide for definition of prescription for the purposes of the Louisiana Medical Assistance Trust Fund; 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. 33—

BY REPRESENTATIVE DOWNS
A RESOLUTION

To recognize Monday, May 16, 2011, as YMCA Day at the Louisiana State Capitol.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 79—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request the Louisiana Supreme Court to institute mandatory continuing legal education for judges on family law topics, including child custody and the child support guidelines.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 80—

BY REPRESENTATIVE ROSALIND JONES
A CONCURRENT RESOLUTION

To urge and request the Louisiana Association of Tax Administrators to conduct a survey of local governmental taxing authorities regarding the collection of sales and use tax on transactions occurring over the Internet.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 81—

BY REPRESENTATIVE MORRIS
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to begin the process to designate Caddo Lake as a National Heritage Area.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 82—

BY REPRESENTATIVE TUCKER
A CONCURRENT RESOLUTION

To commend Dr. David E. Crosby upon the celebration of his fifteenth anniversary as pastor of First Baptist Church of New Orleans.

Read by title.

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

Ordered to the Senate.

**House and House Concurrent Resolutions
Lying Over**

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

HOUSE RESOLUTION NO. 29—

BY REPRESENTATIVE HARRISON
A RESOLUTION

To amend and readopt House Rule 6.26(D) of the Rules of Order of the House of Representatives to allow the use of the vouchered allotment to supplement the salary of a legislative assistant and to direct the Personnel Subcommittee of the House Executive Committee to devise a mechanism for members of the House of Representatives to evaluate the performance of the employees of the House of Representatives.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 69—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To urge and request each public institution of postsecondary education to report by December thirty-first annually certain information to the House Committee on Education and the Senate Committee on Education and on its website.

Read by title.

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

**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. Burford, the Committee on Civil Law and Procedure was discharged from further consideration of House Bill No. 258.

HOUSE BILL NO. 258—

BY REPRESENTATIVE BURFORD
AN ACT

To enact Civil Code Article 3501.2 and to repeal Civil Code Article 3494(5), relative to prescription; to provide for the liberative prescriptive period for actions to recover certain mineral royalty payments; and to provide for related matters.

Read by title.

Motion

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

**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. 219—

BY SENATORS MILLS, MARIONNEAUX AND GUILLORY

AN ACT

To enact R.S. 47:337.11.2, relative to exemption from the sales and use taxes of political subdivisions; to create the Acadiana Cultural and Entertainment Special District and authorize certain parishes within the district to provide a certain exemption from their sales and use taxes; and to provide for related matters.

Called from the calendar.

Read by title.

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

**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. 39—

BY REPRESENTATIVE THIBAUT

AN ACT

To enact R.S. 13:2575.4, relative to ordinance violations in West Baton Rouge Parish; to provide for administrative adjudications; to provide for definitions; to provide for violations subject to administrative adjudication procedures; and to provide for related matters.

Read by title.

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

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

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

HOUSE BILL NO. 70—

BY REPRESENTATIVE JANE SMITH

AN ACT

To repeal R.S. 33:1418(B), relative to hybrid or alternative fuel vehicles and to the use of such vehicles by agencies of political subdivisions; to repeal an exemption from the authority to use such vehicles; and to provide for related matters.

Read by title.

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

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

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

HOUSE BILL NO. 91—

BY REPRESENTATIVE ROY

AN ACT

To repeal R.S. 40:1496.14, relative to fire protection districts; to abolish the Rapides Parish Tri Fire Protection District.

Read by title.

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

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

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

HOUSE BILL NO. 93—

BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 40:1496(B)(5), relative to fire protection districts; to provide for additional members of the board of commissioners of Caddo Parish Fire District Number One; to provide relative to the appointment and terms of the additional members; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 149—

BY REPRESENTATIVE POPE

AN ACT

To amend and reenact R.S. 11:701(33)(a)(viii), relative to the Teachers' Retirement System of Louisiana; to exclude certain employees of the Louisiana High School Athletic Association from membership in such system; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 150—

BY REPRESENTATIVE DOWNS

AN ACT

To enact R.S. 11:710(A)(4), relative to the Teachers' Retirement System of Louisiana; to allow certain retirees reemployed as adjunct professors to receive benefits during reemployment; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 150 by Representative Downs

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert "To enact R.S. 11:710(A)(4), relative to the"

AMENDMENT NO. 2

On page 1, line 10, after "Section 1." delete the remainder of the line and delete line 11 in its entirety and insert "R.S. 11:710(A)(4) is hereby enacted to read as follows:"

Page 6 HOUSE

10th Day's Proceedings - May 10, 2011

AMENDMENT NO. 3

On page 1, line 16, after "who" delete the remainder of the line and at the beginning of line 17 delete "attained the age of sixty and who"

AMENDMENT NO. 4

On page 2, line 2, after "pupils" insert "or conducting research"

AMENDMENT NO. 5

On page 2, line 2, after "education" delete the comma "," and "which" and insert a period "." and "Such"

AMENDMENT NO. 6

On page 2, at the end of line 6, insert the following:

"Such adjunct professor's earnings from his return to active service shall not exceed twenty-five percent of his benefit during any fiscal year. If actual earnings exceed this amount in any fiscal year, the benefits payable to the retiree shall be reduced by the amount in excess of twenty-five percent of his benefit."

AMENDMENT NO. 7

On page 2, delete lines 8 through 25 in their entirety and insert the following:

"Section 2. The cost of this Act, if any, shall be funded with additional employer contributions in compliance with Article X, Section 29(F) of the Constitution of Louisiana."

AMENDMENT NO. 8

On page 2, line 26, after "Section" change "2." to "3."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 159—

BY REPRESENTATIVE ROSALIND JONES
AN ACT

To enact R.S. 33:9038.65, relative to the city of Monroe, to create the Ouachita Riverfront Development Commission as a special taxing district within the city; to provide relative to the purpose, boundaries, governance, and powers and duties of the district; to provide relative to district funding, including the authority to use tax increment financing; and to provide for related matters.

Read by title.

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

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

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

HOUSE BILL NO. 160—

BY REPRESENTATIVE SAM JONES
AN ACT

To enact R.S. 33:103(C)(1)(m) and 4780.46.1, relative to the parish of St. Mary; to provide relative to the planning and zoning commission and to the board of adjustment; to authorize the

parish governing authority to pay a per diem to members of the commission and the board; to provide for the rate of per diem and the number of meetings for which per diem is to be paid; to require the governing authority to pay per diem from parish funds; and to provide for related matters.

Read by title.

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

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

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

HOUSE BILL NO. 162—

BY REPRESENTATIVE AUSTIN BADON
AN ACT

To enact R.S. 33:9091.18, relative to Orleans Parish; to create the Pressburg East Neighborhood Improvement and Security District within the parish; to provide relative to the purpose, governance, and powers and duties of the district; to provide for the imposition of a parcel fee and for the use thereof; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 162 by Representative Austin Badon

AMENDMENT NO. 1

On page 2, line 24, after "(2)" and before "members" change "Appointed and designated" to "All"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 193—

BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:1407, 1421(1)(b), (2)(a) and (b), and (3), 1430.13(A) and (D), 1655(C)(3) and (5)(a), 2311(B) and (D)(1), 3210(C)(1), and 3806(G)(2) and (4)(a), relative to certain funds within the Department of Agriculture and Forestry; to provide for the merger of the Feed Fund and the Fertilizer Fund; to provide for the merger of the Crop Pests and Diseases Fund, the Apiary Fund, and the Horticulture Fund; to provide for the Pesticide Fund; to provide for the disposition of monies; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 193 by Representative Anders

AMENDMENT NO. 1

On page 1, line 3, after "and (D)(1)," and before "and 3806(G)(2)" insert "3210(C)(1),"

AMENDMENT NO. 2

On page 1, line 7, after "for the" and before "disposition" insert "Pesticide Fund; to provide for the"

AMENDMENT NO. 3

On page 1, line 10, after "and (D)(1)," and before "and 3806(G)(2)" insert "3210(C)(1),"

AMENDMENT NO. 4

On page 2, delete line 14 and insert "Chapter and the expenses of the office of agricultural and environmental sciences."

AMENDMENT NO. 5

On page 3, line 28, after "Chapter" delete the comma "," and insert "and"

AMENDMENT NO. 6

On page 3, at the beginning of line 29, delete "services, and" and insert "sciences."

AMENDMENT NO. 7

On page 5, line 22, after "Part" delete the comma "," and insert "and"

AMENDMENT NO. 8

On page 5, line 23, after "environmental" delete "services, and" and insert "sciences."

AMENDMENT NO. 9

On page 6, line 9, after "Part" delete the comma "," and insert "and"

AMENDMENT NO. 10

On page 6, line 10, after "environmental" delete "services, and" and insert "sciences."

AMENDMENT NO. 11

On page 6, between lines 12 and 13, insert the following:

"§3210. Pesticide Fund

* * *

C. The monies in the Pesticide Fund shall be used solely for the following purposes:

(1) To provide for the programs and activities provided for in Parts I through VI and VIII of this Chapter and the expenses of the office of agricultural and environmental sciences, as determined by the commissioner.

* * *

AMENDMENT NO. 12

On page 7, line 1, after "Chapter" delete the comma "," and insert "and"

AMENDMENT NO. 13

On page 7, line 2, after "environmental" delete "services, and" and insert "sciences."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 214—

BY REPRESENTATIVE DIXON

AN ACT

To enact R.S. 11:2220(B)(2)(c), relative to the Municipal Police Employees' Retirement System; to allow a member to designate a trustee for survivor benefits payable to a child; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 219—

BY REPRESENTATIVES SAM JONES, BARRAS, CHAMPAGNE, CORTEZ, GUILLORY, HARRISON, HAZEL, LAMBERT, LEBAS, LEGER, MCVEA, GARY SMITH, ST. GERMAIN, AND WILLIAMS AND SENATOR MILLS

AN ACT

To amend and reenact R.S. 30:2000.12(C), relative to the Atchafalaya Basin Conservation Fund; to provide for funds to purchase, from willing sellers, land in the Atchafalaya Basin; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 219 by Representative Sam Jones

AMENDMENT NO. 1

On page 1, at the end of line 19, delete "five" and delete line 20 and on page 2, delete lines 1 through 7 in their entirety and insert in lieu thereof the following:

"a minimum of five percent shall be set aside until the total amount reaches ten million dollars. Such funds shall be used by the Department of Natural Resources for the purchase of land, or rights, or servitudes, specifically including conservation servitudes pursuant to R.S. 9:1271 et seq., from willing sellers to improve water quality, access, or other projects consistent with the Atchafalaya Basin Master Plan. Annual set asides shall continue to be used to replenish funds used to make qualifying purchases, with such set-asides not to

exceed ten million dollars. Any land, or right, or servitude thereof proposed to be purchased pursuant to the provisions of this Section shall be included in a Basin annual plan presented to the legislature, and no proposed contract made pursuant to the provisions of this Section shall be executed without such purchase having been included in an approved Basin annual plan. Willing sellers shall be permitted to avail themselves of the applicable provisions of R.S. 31:149, and R.S.9:2795, for the sale of property, or any right or servitude thereof, made pursuant to this Section, specifically including the sale or lease of other rights, to the exclusion of the general public, upon the same parcel of land; however, the Department of Natural Resources shall not enter into an agreement pursuant to this Section unless such an agreement specifically provides that the assertion of such rights will not impact surface activities on such parcels, including coastal restoration and conservation projects constructed by or at the direction of the state. The secretary of the Department of Natural Resources shall seek from the United States Army Corps of Engineers, or its successor, credit towards any voluntary or mandatory funding matching requirement for the Atchafalaya Basin Floodway System, Louisiana Project equal to the value of the property, or right thereof, secured by any contract of sale executed pursuant to this Section."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 296—

BY REPRESENTATIVE GREENE
AN ACT

To enact R.S. 56:639.8(E)(3), relative to the Artificial Reef Development Fund; to allow the monies in said fund to be used by the Department of Wildlife and Fisheries for inshore fisheries habitat enhancement projects; 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.

HOUSE BILL NO. 355—

BY REPRESENTATIVE BROSETT
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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Enrolled House Bill No. 355 by Representative Brossett

AMENDMENT NO. 1

On page 1, line 18, after "mayor" and before "Any such" delete the period "." and insert "who shall be an unclassified member of the mayor's administration."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 369—

BY REPRESENTATIVE GARY SMITH
AN ACT

To amend and reenact R.S. 11:710(D) and to enact R.S. 11:710(A)(4), relative to the Teachers' Retirement System of Louisiana; to allow certain reemployed retirees to receive benefits during reemployment; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 369 by Representative Gary Smith

AMENDMENT NO. 1

On page 1, delete lines 16 and 17 in their entirety and insert the following:

"(4) A retired member who has a valid Louisiana teaching certificate who returns to active service covered by the provisions of this Chapter on a part-time basis who is assigned the professional activities of instructing adults through an adult education or literacy program administered through a public institution of elementary or secondary education. For purposes of this Paragraph, "part-time" shall mean employment of twenty hours per week or less."

AMENDMENT NO. 2

On page 2, line 16, change "29(E)(5)(b)" to "29(F)"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 372—

BY REPRESENTATIVES MCVEA AND MONICA
AN ACT

To enact R.S. 56:799, relative to revenues generated on the MC Davis Property; to create the MC Davis Conservation Fund in the state treasury as a fund within the Conservation Fund; to provide for deposits of monies into the fund; to provide for investment and uses of monies in the fund; to provide for an effective date; 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.

HOUSE BILL NO. 393—

BY REPRESENTATIVE GUILLORY
AN ACT

To enact R.S. 11:1151(H), 1151.1(J), 1165.1, 1302.1, 1315, 1945(D), 1965(C), and 1975(C) and to repeal R.S. 11:1141(D), 1141.1, 1141.2, 1141.3, 1153, 1336, 1337, and 1338, relative to the Louisiana School Employees' Retirement System, the State Police Pension and Retirement System, and the Parochial Employees' Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 417—

BY REPRESENTATIVE CORTEZ
AN ACT

To amend and reenact R.S. 11:710(A)(1), (C)(2), and (D), to enact R.S. 11:710(A)(4), and to repeal R.S. 11:710(H), relative to the Teachers' Retirement System of Louisiana; to allow certain retirees reemployed as substitute teachers to receive benefits during reemployment; to provide limitations; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 417 by Representative Cortez

AMENDMENT NO. 1

On page 1, delete line 2 in its entirety and insert "To amend and reenact R.S. 11:710(A)(1), (C)(2), and (D), to enact R.S. 11:710(A)(4), and to repeal R.S. 11:710(H),"

AMENDMENT NO. 2

On page 1, line 10, after "Section 1." delete R.S. 11:710(A)(1), (D), and (H) and insert "R.S. 11:710(A)(1), (C)(2), and (D)"

AMENDMENT NO. 3

On page 2, delete lines 12 through 19 and insert the following:

"(4) A retired member who returns to active service covered by the provisions of this Chapter as a substitute classroom teacher who teaches any student in kindergarten through twelfth grade. For purposes of this Paragraph "substitute classroom teacher" shall mean a classroom teacher employed in a temporary capacity to fill the position of another classroom teacher who is unavailable to teach for any reason. Such substitute classroom teacher's earnings from his return to active service shall not exceed twenty-five percent of his

benefit during any fiscal year. If actual earnings exceed this amount in any fiscal year, the benefits payable to the retiree shall be reduced by the amount in excess of twenty-five percent of his benefit."

AMENDMENT NO. 4

On page 2, between lines 20 and 21 insert the following:

"C.

* * *

(2) Any retired member not considered a retired teacher as defined in Subsection A of this Section shall have his benefit suspended for the duration of his period of reemployment in such position even if such reemployment is based on employment by contract or corporate contract. Such member and his employer shall not make contributions to the system during such time, and he shall receive no additional service credit nor accrue any additional retirement benefits.

* * *"

AMENDMENT NO. 5

On page 2, line 28, after "all" insert "persons being paid by the employing agency" and at the beginning of line 29 delete "employees of the employing agency"

AMENDMENT NO. 6

On page 3, line 3, after "year." and before "Should" insert the following:

"Additionally, the employing agency must transmit a monthly contributions report pursuant to R.S. 11:888(A). Such monthly reports shall be transmitted within thirty days of the last day of each month and shall include the salary paid to all individuals identified as a "retired teacher" pursuant to Subsection A of this Section."

AMENDMENT NO. 7

On page 3, at the beginning of line 9, delete "H."

AMENDMENT NO. 8

On page 3, delete lines 17 through 19 in their entirety and insert the following:

"Section 2. R.S. 11:710(H) is hereby repealed in its entirety.

Section 3. The cost of this Act, if any, shall be funded with additional employer contributions in compliance with Article X, Section 29(F) of the Constitution of Louisiana."

AMENDMENT NO. 9

On page 3, line 20, after "Section" change "2." to "4."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 424—

BY REPRESENTATIVE MONTOUCET
AN ACT

To enact Chapter 14 of Title 25 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 25:671 through 674, to provide

for the Louisiana French Language Services Program; to provide for identification of employees in state departments who can provide services in French or assist employees in providing services to French-speaking persons; to provide for development and implementation of the program by the Department of Culture, Recreation and Tourism in concert with the Council for the Development of French in Louisiana; and to provide for related matters.

Read by title.

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

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

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

HOUSE BILL NO. 426—
BY REPRESENTATIVE KLECKLEY
AN ACT

To amend and reenact R.S. 11:511, 822(A) and (B), 1162(A), and 1164, relative to certain state retirement systems; to provide relative to the membership of the boards of trustees of the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, and the Louisiana School Employees' Retirement System; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 426 by Representative Kleckley

AMENDMENT NO. 1

On page 3, line 4, after "education," delete the remainder of the line and delete lines 5 and 6 and insert "ex officio, or his designee."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 481—
BY REPRESENTATIVE BARRAS
AN ACT

To amend and reenact R.S. 11:1402(6)(c) and (8), 1404(A), 1411(D), 1444(C) and (D), 1451, 1457(C), 1458(B)(1), (2)(a), (b), and (d), (3)(caption), and (4) and (E)(2) and (5)(c), to enact R.S. 11:1402(6)(d), 1444(E)(3), 1445(G), 1455(C), and 1458(A)(3), and to repeal R.S. 11:1404(E), 1457(B), 1458(B)(2)(c) and (E)(5)(d) and (e), relative to the Louisiana Assessors' Retirement Fund; to provide relative to compliance with applicable federal tax qualification requirements; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 481 by Representative Barras

AMENDMENT NO. 1

On page 8, line 15, after "dollars" insert "beginning at age sixty-two." and delete the remainder of the line and delete lines 16 through 19 in their entirety

AMENDMENT NO. 2

On page 9, line 1, after "percent" delete the comma ","

AMENDMENT NO. 3

On page 9, line 1, after "rate" delete the remainder of the line and delete line 2 in its entirety and insert "specified under the fund."

AMENDMENT NO. 4

On page 9, line 4, after "percent" delete the comma ","

AMENDMENT NO. 5

On page 9, line 4, after "rate" delete the remainder of the line and delete line 5 in its entirety and insert "specified under the fund."

AMENDMENT NO. 6

On page 9, line 6, after "For" insert "purposes of adjusting benefits for those"

AMENDMENT NO. 7

On page 9, line 7, after "rate" delete the remainder of the line and at the beginning of line 8, delete "for other purposes" and insert "specified"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 485—
BY REPRESENTATIVE GREENE
AN ACT

To amend and reenact R.S. 33:9097.8(D)(1) through (3), (F), (G)(1), and (H)(2) and to enact R.S. 33:9097.8(I), relative to the Broadmoor Crime Prevention and Improvement District; to provide for membership on the board of commissioners of the district; to provide for terms of the commissioners; to provide for the levy of a parcel fee; to provide relative to the taxing authority of the district; to provide relative to the district's budget; to provide for indemnity for commissioners; to provide for vacancies and subsequent appointments to the board; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 485 by Representative Greene

AMENDMENT NO. 1

On page 5, at the beginning of line 18, change "proposition" to "percentage"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 493—

BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 38:2212.10, relative to the procurement of services; to provide for public entities that are not subject to the State Procurement Code; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 493 by Representative Lorusso

AMENDMENT NO. 1

On page 1, line 16, delete "C.(1)" and insert "C."

AMENDMENT NO. 2

On page 2, delete lines 1 through 7 in their entirety

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

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

Under the rules, placed on the regular calendar.

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.

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

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

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

HOUSE BILL NO. 537—

BY REPRESENTATIVE TUCKER
AN ACT

To amend and reenact R.S. 17:3217 and to enact Part III-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3241 through 3251, relative to postsecondary education; to provide for the creation of a comprehensive, integrated postsecondary education delivery system for the New Orleans region; to provide for the transfer of Southern University at New Orleans and the University of New Orleans to the University of Louisiana System; to provide relative to the transfer of facilities, resources, funds, obligations, and functions of these institutions; to provide for the consolidation of Southern University at New Orleans and the University of New Orleans into a newly created postsecondary institution; to provide for the creation of such new postsecondary educational institution; to provide for the transition responsibilities of the individual institutions and the postsecondary education boards; to provide for cooperative agreements; to provide for the creation of a branch campus of Delgado Community College; to provide relative to accreditation issues; to provide relative to student enrollment, program completion, and the awarding of diplomas; to provide for an advisory committee; to provide for reporting; to provide for effectiveness; 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 passed to its third reading.

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 595—

BY REPRESENTATIVES LABRUZZO, BALDONE, BARRAS, CHANDLER, GREENE, HOFFMANN, RICHARD, RITCHIE, ROBIDEAUX, JANE SMITH, AND TEMPLET

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.

Reported favorably by the Committee on Ways and Means.

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

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

Reconsideration

The following legislative instruments on reconsideration were taken up and acted upon as follows:

HOUSE BILL NO. 228—

BY REPRESENTATIVE ST. GERMAIN
AN ACT

To amend and reenact R.S. 47:462(B)(3)(a) and (6) and (C), 475, and 508(F), relative to truck registration taxes or fees; to modify

registration tax or fee schedule for trucks of certain weights; and to provide for related matters.

Read by title.

On motion of Rep. St. Germain, the vote by which the above House Bill failed to pass on the previous legislative day was reconsidered.

Returned to the calendar under the rules.

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

HOUSE BILL NO. 262—

BY REPRESENTATIVES RICHARDSON AND TIM BURNS
AN ACT

To amend and reenact Code of Civil Procedure Article 2636(5), relative to authentic evidence for executory proceedings; to provide for certain documentary evidence deemed to be authentic; and to provide for related matters.

Read by title.

Rep. Tim Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Little
Abramson	Franklin	Lorusso
Anders	Gallot	McVea
Arnold	Gisclair	Montoucet
Aubert	Greene	Moreno
Badon, A.	Guillory	Nowlin
Badon, B.	Guinn	Pearson
Baldone	Hardy	Ponti
Barras	Harrison	Pope
Barrow	Hazel	Pugh
Billiot	Henderson	Richard
Bishop	Henry	Richardson
Brossett	Hensgens	Ritchie
Burford	Hill	Robideaux
Burns, H.	Hines	Schroder
Burns, T.	Hoffmann	Seabaugh
Burrell	Honore	Simon
Carmody	Howard	Smiley
Carter	Hutter	Smith, G.
Champagne	Huval	Smith, J.
Chandler	Jackson, G.	Smith, P.
Chaney	Jackson, M.	St. Germain
Cortez	Johnson	Stiaes
Cromer	Jones, R.	Talbot
Danahay	Jones, S.	Templet
Dixon	Kleckley	Thibaut
Doerge	LaBruzzo	Thierry
Dove	Lambert	Williams
Downs	Landry	Willmott
Edwards	Leger	Wooton
Fannin	Ligi	
Total - 92		

NAYS

Total - 0

ABSENT

Armes	LaFonta	Norton
Connick	LeBas	Roy
Ellington	Lopinto	White
Geymann	Monica	
Katz	Morris	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 310—

BY REPRESENTATIVE HENRY
AN ACT

To amend and reenact R.S. 39:551.1 and 997(A) and R.S. 51:1157.1, relative to bonds to encourage industrial enterprises and bonds issued by municipal and parish industrial development boards; to delete the approval requirement of the State Board of Commerce and Industry or its successor; to provide with respect to the State Bond Commission; to delete the approval requirement of the secretary of the Department of Economic Development; and to provide for related matters.

Read by title.

Rep. Henry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Abramson	Franklin	Montoucet
Anders	Gallot	Moreno
Arnold	Gisclair	Morris
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Pope
Baldone	Hardy	Pugh
Barras	Harrison	Richard
Barrow	Hazel	Richardson
Billiot	Henderson	Ritchie
Bishop	Henry	Robideaux
Brossett	Hill	Schroder
Burford	Hines	Seabaugh
Burns, H.	Hoffmann	Simon
Burns, T.	Honore	Smiley
Burrell	Howard	Smith, G.
Carmody	Hutter	Smith, J.
Carter	Huval	Smith, P.
Champagne	Jackson, G.	St. Germain
Chandler	Johnson	Stiaes
Chaney	Jones, R.	Talbot
Cortez	Jones, S.	Templet
Cromer	Kleckley	Thibaut
Danahay	LaBruzzo	Thierry
Dixon	Lambert	White
Dove	Landry	Williams
Downs	Leger	Willmott
Edwards	Ligi	Wooton
Ellington	Little	
Fannin	Lorusso	
Total - 91		

NAYS

Jackson, M.
Total - 1

ABSENT

Armes	Katz	Norton
Connick	LaFonta	Ponti
Doerge	LeBas	Roy
Geymann	Lopinto	
Hensgens	Monica	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 540—

BY REPRESENTATIVE AUBERT

AN ACT

To amend and reenact R.S. 48:292.1(C)(1)(a), relative to the Small Engineering Consultant Program; restricts participation in the program to certain engineering consultant firms; and to provide for related matters.

Read by title.

Rep. Doerge, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 540 by Representative Aubert

AMENDMENT NO. 1

On page 1, line 12, following "the" and before "qualifications" insert "following"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	McVea
Anders	Gallot	Montoucet
Arnold	Gisclair	Moreno
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Pope
Baldone	Hardy	Pugh
Barras	Hazel	Richard
Barrow	Henderson	Richardson
Billiot	Henry	Ritchie
Bishop	Hensgens	Robideaux
Brossett	Hill	Roy
Burford	Hines	Schroder
Burns, H.	Honore	Seabaugh
Burns, T.	Howard	Simon

Burrell
Carmody
Carter
Champagne
Chandler
Chaney
Cortez
Cromer
Dixon
Doerge
Dove
Downs
Edwards
Ellington
Fannin
Total - 89

Hutter
Huval
Jackson, G.
Jackson, M.
Johnson
Jones, R.
Jones, S.
LaBruzzo
Lambert
Landry
Leger
Ligi
Little
Lopinto
Lorusso

Smiley
Smith, G.
Smith, J.
Smith, P.
St. Germain
Stiaes
Talbot
Templett
Thibaut
Thierry
White
Williams
Willmott
Wooton

NAYS

Total - 0

ABSENT

Abramson
Armes
Connick

Danahay
Franklin
Geymann
Total - 16

Harrison
Hoffmann
Katz

Kleckley
LaFonta
LeBas

Monica
Morris
Norton

Ponti

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Aubert 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. 273—

BY REPRESENTATIVE HUTTER

AN ACT

To enact R.S. 40:1730.23(F), relative to the state uniform construction code; to authorize the use of an affidavit to meet the requirement of windblown debris storm shutters; and to provide for related matters.

Read by title.

Rep. Hutter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lopinto
Abramson	Franklin	Lorusso
Anders	Gallot	McVea
Arnold	Gisclair	Montoucet
Aubert	Greene	Nowlin
Badon, A.	Guillory	Pearson
Badon, B.	Guinn	Pope
Baldone	Hardy	Pugh
Barras	Hazel	Richard
Barrow	Henderson	Richardson
Billiot	Henry	Ritchie
Bishop	Hensgens	Robideaux
Brossett	Hill	Roy
Burford	Hines	Schroder
Burns, T.	Hoffmann	Seabaugh

Page 14 HOUSE

10th Day's Proceedings - May 10, 2011

Burrell	Honore	Simon
Carmody	Howard	Smiley
Carter	Hutter	Smith, G.
Champagne	Huval	Smith, J.
Chandler	Jackson, G.	Smith, P.
Chaney	Jackson, M.	St. Germain
Cortez	Johnson	Stiaes
Cromer	Jones, R.	Talbot
Dixon	Jones, S.	Templet
Doerge	LaBruzzo	Thibaut
Downs	Landry	Thierry
Edwards	Leger	Williams
Ellington	Ligi	Wooton
Fannin	Little	
Total - 86		

NAYS

Total - 0

ABSENT

Armes	Katz	Morris
Burns, H.	Kleckley	Norton
Connick	LaFonta	Ponti
Danahay	Lambert	White
Dove	LeBas	Willmott
Geymann	Monica	
Harrison	Moreno	
Total - 19		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hutter 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. 536—
BY REPRESENTATIVE SIMON
AN ACT

To amend and reenact the heading of Part V of Chapter 8 of Title 40 of the Louisiana Revised Statutes of 1950, R.S. 40:1731, 1732(2), (3), (4), (7), and (9), 1733 through 1736, 1737(A), 1738(A) and (B), 1740, 1741, 1742(A)(1) and (3), 1742.1, and 1742.2(A)(1) and to repeal R.S. 40:1739, relative to building codes; to provide for the purpose; to provide for definitions; to provide for the Americans with Disabilities Act standards; to require ADA standards accessibility in public and private buildings; to provide with respect to the use of parking spaces; and to provide for related matters.

Read by title.

Speaker Pro Tempore Robideaux in the Chair

Rep. Simon moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	Lorusso
Anders	Gisclair	McVea
Arnold	Greene	Montoucet
Aubert	Guillory	Moreno
Badon, A.	Guinn	Pearson

Badon, B.	Hardy	Ponti
Baldone	Hazel	Pope
Barras	Henderson	Pugh
Barrow	Henry	Richard
Billiot	Hensgens	Richardson
Bishop	Hill	Ritchie
Brossett	Hines	Robideaux
Burford	Hoffmann	Roy
Burns, H.	Honore	Schroder
Burns, T.	Howard	Seabaugh
Burrell	Hutter	Simon
Carmody	Huval	Smiley
Carter	Jackson, G.	Smith, G.
Chandler	Jackson, M.	Smith, J.
Chaney	Johnson	Smith, P.
Cortez	Jones, R.	St. Germain
Danahay	Jones, S.	Stiaes
Dixon	Kleckley	Talbot
Doerge	LaBruzzo	Templet
Dove	Lambert	Thibaut
Downs	Landry	Thierry
Edwards	LeBas	White
Ellington	Leger	Williams
Fannin	Ligi	Willmott
Foil	Little	Wooton
Franklin	Lopinto	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Morris
Armes	Harrison	Norton
Champagne	Katz	Nowlin
Connick	LaFonta	
Cromer	Monica	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Simon 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.

Regular Calendar

HOUSE BILL NO. 505—
BY REPRESENTATIVE CHAMPAGNE
AN ACT

To amend and reenact R.S. 32:378.2(H), relative to ignition interlock devices; to require ignition interlock device reports to be submitted electronically to certain entities; and to provide for related matters.

Read by title.

Rep. Champagne moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	McVea
Anders	Geymann	Montoucet
Arnold	Gisclair	Moreno
Aubert	Greene	Morris
Badon, A.	Guillory	Nowlin

Badon, B.	Hardy	Pearson
Baldone	Hazel	Pope
Barras	Henderson	Pugh
Barrow	Henry	Richard
Billiot	Hensgens	Richardson
Bishop	Hill	Ritchie
Brossett	Hines	Robideaux
Burford	Hoffmann	Roy
Burns, H.	Honore	Schroder
Burns, T.	Howard	Seabaugh
Burrell	Hutter	Simon
Carmody	Huval	Smiley
Carter	Jackson, G.	Smith, G.
Champagne	Jackson, M.	Smith, J.
Chandler	Johnson	Smith, P.
Chaney	Jones, R.	St. Germain
Cortez	Jones, S.	Stiaes
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Templet
Doerge	Lambert	Thibaut
Dove	Landry	Thierry
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Franklin	Lorusso	

Total - 94

NAYS

Total - 0

ABSENT

Mr. Speaker	Guinn	Monica
Armes	Harrison	Norton
Connick	Katz	Ponti
Cromer	LaFonta	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 507—
BY REPRESENTATIVES LANDRY AND NORTON
AN ACT

To amend and reenact R.S. 32:408(B)(3)(f) and 414.2(E)(2)(introductory paragraph) and (c), relative to commercial driver's license holders; to prohibit certain persons from operating school buses; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Landry to Engrossed House Bill No. 507 by Representative Landry

AMENDMENT NO. 1

On page 1, line 2, change "414.2(E)(2)(introductory paragraph)" to "414.2(E)(1)(introductory paragraph), (2)(introductory paragraph)"

AMENDMENT NO. 2

On page 1, line 6, change "414.2(E)(2)(introductory paragraph)" to "414.2(E)(1)(introductory paragraph), (2)(introductory paragraph)"

AMENDMENT NO. 3

On page 2, delete lines 4 through 8 in their entirety and insert the following:

"(f) "S"-school bus. This endorsement shall be denied or canceled if the applicant is disqualified in accordance with R.S. 32:414.2(E)."

AMENDMENT NO. 4

On page 2, delete line 13 in its entirety and insert the following:

"E.(1) Unless a longer suspension or disqualification period is provided for in Subsections A through D of this Section, a commercial driver's license applicant or holder shall be disqualified from operating a school bus for a period of ten years for the following:"

AMENDMENT NO. 5

On page 2, line 16, change "his school bus driving" to "the "S" endorsement"

AMENDMENT NO. 6

On page 2, delete line 17 in its entirety and insert "if the driver meets all of the following conditions:"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	McVea
Anders	Gallot	Moreno
Arnold	Gisclair	Morris
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Ponti
Baldone	Hazel	Pope
Barras	Henderson	Pugh
Billiot	Henry	Richard
Bishop	Hensgens	Richardson
Brossett	Hill	Ritchie
Burford	Hines	Robideaux
Burns, H.	Hoffmann	Roy
Burns, T.	Honore	Schroder
Burrell	Howard	Seabaugh
Carmody	Hutter	Simon
Carter	Huval	Smiley
Champagne	Jackson, G.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	St. Germain
Cortez	Jones, S.	Stiaes
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Templet
Doerge	Lambert	Thierry
Dove	Landry	White

Page 16 HOUSE

10th Day's Proceedings - May 10, 2011

Downs
Edwards
Ellington
Fannin
Foil
Total - 88

LeBas
Leger
Ligi
Little
Lopinto

Williams
Willmott
Wooton

NAYS

Total - 0

ABSENT

Mr. Speaker
Armes
Barrow
Connick
Cromer
Geymann
Total - 17

Greene
Harrison
Jackson, M.
Katz
LaFonta
Lorusso

Monica
Montoucet
Norton
Smith, P.
Thibaut

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Landry 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. 534—

BY REPRESENTATIVE CARTER

AN ACT

To amend and reenact R.S. 22:1457(A)(2), R.S. 32:402(B)(1)(a)(ii)(bb), 402.1(A)(introductory paragraph), (1), (2)(introductory paragraph), (a), (g), and (h), 407(A)(2)(a), (4), and (6), 408(A)(4)(a), 408.1(introductory paragraph), (2), 416, 417(A), 422, 422.1, R.S. 40:1461(A) and (C), R.S. 47:305.26 and 479.1 and to repeal R.S. 17:270, 271, and 271.1, R.S. 32:402.1(A)(3)(a) and (b), (B), and (C) and 402.2, relative to driver's education programs; to consolidate all driver's education programs and instruction under the Department of Public Safety and Corrections, public safety services; to remove all driver's education programs and instruction from the Department of Education; and to provide for related matters.

Read by title.

Rep. Doerge, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 534 by Representative Carter

AMENDMENT NO. 1

On page 1, line 3, following "(a)," and before "," change "(g), and (h)" to "and (g)"

AMENDMENT NO. 2

On page 1, line 4, following "408.1 (introductory paragraph)" and before "(2)" change "," to "and"

AMENDMENT NO. 3

On page 1, line 6, following "271.1, R.S." and before "and (b)" change "32:402.1(A)(3)(a)" to "32:402.1(A)(2)(h) and (3)(a)"

AMENDMENT NO. 4

On page 2, line 5, following "(2)(introductory)" and before "407(A)(2)(a)" change "paragraph, (a), (g) and (h)," to "paragraph), (a), and (g)"

AMENDMENT NO. 5

On page 2, line 6, following "408.1(introductory paragraph)" and before "(2)" change "," to "and"

AMENDMENT NO. 6

On page 2, line 8, following "vehicle" change "exceptions" to "exception"

AMENDMENT NO. 7

On page 2, line 13, following "Item" change "(I)" to "(i)"

AMENDMENT NO. 8

On page 7, line 1, following "all" and before "examiners" change "third party" to "third-party"

AMENDMENT NO. 9

On page 7, line 23, insert "* * *

AMENDMENT NO. 10

On page 9, line 25, before "permit shall" change "Such" to "The"

AMENDMENT NO. 11

On page 10, line 29, following "dealer" and before "new" change "in on" to "in"

AMENDMENT NO. 12

On page 11, line 13, following "Section 6." and before "and (b)" change "R.S. 32:402.1(A)(3)(a)" to "R.S. 32:402.1(A)(2)(h) and (3)(a)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Carter to Engrossed House Bill No. 534 by Representative Carter

AMENDMENT NO. 1

On page 9, at the beginning of line 27, delete "licensed" and insert "approved and certified" in lieu thereof

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Lorusso
Anders	Gisclair	McVea
Arnold	Greene	Morris
Aubert	Guillory	Nowlin
Badon, A.	Hardy	Pearson
Badon, B.	Harrison	Ponti
Baldone	Hazel	Pugh
Barras	Henderson	Richard
Barrow	Henry	Ritchie
Billiot	Hensgens	Robideaux
Bishop	Hines	Roy
Brossett	Hoffmann	Schroder
Burford	Honore	Seabaugh
Burns, T.	Howard	Simon
Burrell	Hutter	Smiley
Carmody	Huval	Smith, G.
Carter	Johnson	Smith, J.
Champagne	Jones, R.	St. Germain
Chandler	Jones, S.	Stiaes
Chaney	Kleckley	Talbot
Cortez	LaBruzzo	Templet
Danahay	Lambert	Thibaut
Dixon	Landry	White
Downs	LeBas	Williams
Edwards	Leger	Willmott
Ellington	Ligi	Wooton
Fannin	Little	
Foil	Lopinto	
Total - 82		

NAYS

Guinn	Jackson, M.	Richardson
Hill	Pope	
Total - 5		

ABSENT

Mr. Speaker	Dove	Monica
Armes	Gallot	Montoucet
Burns, H.	Geymann	Moreno
Connick	Jackson, G.	Norton
Cromer	Katz	Smith, P.
Doerge	LaFonta	Thierry
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Carter 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. 607 (Substitute for House Bill No. 183 by Representative Arnold)—

BY REPRESENTATIVE ARNOLD

AN ACT

To amend and reenact R.S. 9:3530(F), relative to consumer credit transactions; to authorize a lender to charge a fee for electronic lien and title services or E.L.T. fee; to prohibit an E.L.T. fee from being considered as interest or being included in the calculation of interest; 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	Lopinto
Anders	Gallot	Lorusso
Arnold	Gisclair	McVea
Aubert	Guillory	Montoucet
Badon, A.	Guinn	Moreno
Badon, B.	Harrison	Ponti
Baldone	Hazel	Pugh
Barras	Henderson	Richard
Billiot	Hensgens	Richardson
Brossett	Hill	Ritchie
Burford	Hines	Roy
Burns, T.	Hoffmann	Schroder
Burrell	Honore	Seabaugh
Carmody	Hutter	Simon
Carter	Huval	Smith, G.
Champagne	Jackson, G.	Smith, P.
Chandler	Johnson	St. Germain
Chaney	Jones, R.	Templet
Cortez	Jones, S.	Thibaut
Danahay	Kleckley	Thierry
Doerge	LaBruzzo	Williams
Dove	Landry	Willmott
Downs	LeBas	Wooton
Ellington	Leger	
Fannin	Ligi	
Total - 73		

NAYS

Barrow	Howard	Smith, J.
Greene	Pope	Talbot
Henry	Smiley	
Total - 8		

ABSENT

Mr. Speaker	Foil	Monica
Armes	Geymann	Morris
Bishop	Hardy	Norton
Burns, H.	Jackson, M.	Nowlin
Connick	Katz	Pearson
Cromer	LaFonta	Robideaux
Dixon	Lambert	Stiaes
Edwards	Little	White
Total - 24		

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. 49—

BY REPRESENTATIVES LEGER AND GARY SMITH

AN ACT

To amend and reenact R.S. 14:46.2(A) and 46.3(A)(1) and (2), (B), and (D)(1) and to enact R.S. 14:46.3(A)(4) and (5), relative to human trafficking; to provide with respect to the crimes of human trafficking and trafficking of children for sexual purposes; to amend the elements of those crimes; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Motion

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

Page 18 HOUSE

10th Day's Proceedings - May 10, 2011

HOUSE BILL NO. 58—
BY REPRESENTATIVE LIGI AND SENATOR MARTINY
AN ACT

To authorize and provide for the lease of certain state property; to authorize the lease of certain water bottoms and reclaimed lands in Jefferson Parish; to provide for reservation of mineral rights; to provide for terms and conditions; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Doerge, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 58 by Representative Ligi

AMENDMENT NO. 1

On page 2, line 3, following "or" and before "to" change "assign" to "assignee"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ligi to Engrossed House Bill No. 58 by Representative Ligi

AMENDMENT NO. 1

On page 2, line 2, after "lease." insert "Any lease, assignment, or sublease granted or authorized hereunder shall be subject to the provisions of La. R.S. 49:214.6.10."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Michael Jackson to Engrossed House Bill No. 58 by Representative Ligi

AMENDMENT NO. 1

On page 2, line 8, after "Jefferson." insert the following:

"Additionally, a lease or sublease entered into under the authority of this provision of law shall not be used to serve or enhance a private enterprise."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson Franklin Little
Anders Gallot Lopinto

Arnold Gisclair Lorusso
Aubert Greene McVea
Badon, A. Guillory Montoucet
Badon, B. Guinn Moreno
Barras Hardy Nowlin
Barrow Harrison Pearson
Billiot Hazel Pope
Bishop Henry Pugh
Brossett Hensgens Richardson
Burford Hill Ritchie
Burns, H. Hines Robideaux
Burns, T. Hoffmann Roy
Burrell Honore Schroder
Carmody Howard Seabaugh
Carter Hutter Simon
Champagne Huval Smiley
Chandler Jackson, M. Smith, G.
Chaney Johnson Smith, J.
Cortez Jones, R. St. Germain
Danahay Jones, S. Stiaes
Dixon Kleckley Talbot
Doerge LaBruzzo Templet
Dove Lambert Thibaut
Downs Landry White
Ellington LeBas Williams
Fannin Leger Willmott
Foil Ligi

Total - 86

NAYS

Total - 0

ABSENT

Mr. Speaker Henderson Ponti
Armes Jackson, G. Richard
Baldone Katz Smith, P.
Connick LaFonta Thierry
Cromer Monica Wooton
Edwards Morris
Geymann Norton

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Ligi 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. 77—
BY REPRESENTATIVE BARRAS
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Iberia Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Doerge, on behalf of the Legislative Bureau, sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 77 by Representative Barras

AMENDMENT NO. 1

On page 1, line 29, following "beginning." and before "of which" change "All" to "All"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	McVea
Anders	Gisclair	Montoucet
Arnold	Greene	Moreno
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Pugh
Barrow	Henry	Richard
Billiot	Hensgens	Richardson
Bishop	Hill	Ritchie
Brossett	Hines	Robideaux
Burford	Hoffmann	Roy
Burns, H.	Honore	Schroder
Burns, T.	Howard	Seabaugh
Carmody	Hutter	Simon
Carter	Huval	Smiley
Champagne	Jackson, G.	Smith, G.
Chandler	Jackson, M.	Smith, J.
Chaney	Johnson	St. Germain
Cortez	Jones, S.	Stiaes
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Templet
Doerge	Lambert	Thibaut
Dove	Landry	Thierry
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Franklin	Lorusso	
Total - 91		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Monica
Armes	Henderson	Morris
Burrell	Jones, R.	Norton
Connick	Katz	Smith, P.
Cromer	LaFonta	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Barras 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. 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.

Rep. Talbot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	Lopinto
Anders	Gisclair	Lorusso
Arnold	Greene	McVea
Aubert	Guillory	Montoucet
Badon, A.	Guinn	Moreno
Baldone	Hardy	Nowlin
Barrow	Harrison	Pearson
Billiot	Hazel	Ponti
Bishop	Henderson	Pope
Brossett	Henry	Pugh
Burford	Hensgens	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Honore	Roy
Carter	Howard	Schroder
Champagne	Hutter	Seabaugh
Chandler	Huval	Simon
Chaney	Jackson, G.	Smiley
Cortez	Jackson, M.	Smith, G.
Cromer	Johnson	Smith, J.
Danahay	Jones, R.	Smith, P.
Dixon	Jones, S.	St. Germain
Doerge	Kleckley	Stiaes
Dove	LaBruzzo	Talbot
Downs	Lambert	Templet
Edwards	Landry	Thibaut
Ellington	LeBas	Thierry
Fannin	Leger	White
Foil	Ligi	Williams
Franklin	Little	Willmott
Total - 93		

NAYS

Total - 0

ABSENT

Mr. Speaker	Connick	Monica
Armes	Geymann	Morris
Badon, B.	Katz	Norton
Barras	LaFonta	Wooton
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Page 20 HOUSE

10th Day's Proceedings - May 10, 2011

Rep. Talbot 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. 110—
BY REPRESENTATIVE WOOTON
AN ACT

To enact R.S. 15:574.45, relative to probation and parole; to provide relative to the Interstate Compact for Adult Offender Supervision; to provide for fees; to provide for the use of the fees; to provide for rulemaking; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson, Anders, Arnold, Aubert, Badon, A., Badon, B., Baldone, Billiot, Brossett, Burns, H., Burrell, Carmody, Carter, Champagne, Chandler, Chaney, Cortez, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Gallot, Gisclair, Total - 85

NAYS

Total - 0

ABSENT

Mr. Speaker, Armes, Barras, Barrow, Bishop, Burford, Burns, T., Total - 20

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

The title of the above bill was read and adopted.

Rep. Wooton 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. Stiaes requested the House consent to record her vote on final passage of House Bill No. 110 as yea, which consent was unanimously granted.

HOUSE BILL NO. 113—
BY REPRESENTATIVE ST. GERMAIN
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Iberia Parish and Iberville Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Read by title.

Rep. St. Germain moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson, Anders, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barrow, Billiot, Bishop, Brossett, Burford, Burns, H., Burns, T., Burrell, Carter, Chandler, Chaney, Cortez, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Ellington, Fannin, Foil, Franklin, Geymann, Total - 89

NAYS

Champagne, Total - 1

ABSENT

Mr. Speaker, Armes, Cromer, Gallot, Morris

Barras
Carmody
Connick
Total - 15

Gisclair
Katz
LaFonta

Norton
St. Germain
Thierry

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. St. Germain 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.

Declaration of Conflict

Rep. Barras disclosed a possible conflict of interest on House Bill No. 113.

Declaration of Conflict

Rep. Gisclair disclosed a possible conflict of interest on House Bill No. 113.

HOUSE BILL NO. 121—
BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(C) and R.S. 15:574.4.2(A)(2)(o), relative to fees for probation and parole supervision; to provide for an increase in the fees which may be charged to defray the costs of probation and parole supervision; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Wooton to Engrossed House Bill No. 121 by Representative Wooton

AMENDMENT NO. 1

On page 2, line 14, after "Corrections" and before "sixty-" delete "in the amount of" and insert "in an amount not to exceed"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Guillory	Lopinto
Anders	Harrison	Lorusso
Arnold	Henderson	McVea
Badon, B.	Henry	Montoucet
Baldone	Hill	Moreno
Barras	Hoffmann	Ponti
Burrell	Honore	Pugh
Carmody	Huval	Richard
Carter	Jackson, G.	Richardson
Chandler	Jackson, M.	Ritchie
Doerge	Johnson	Schroder
Dove	LaBruzzo	Seabaugh
Edwards	Lambert	Simon
Ellington	LeBas	Smith, G.
		White

Fannin
Foil
Gisclair
Total - 49

Leger
Ligi
Little

Wooton

NAYS

Aubert	Guinn	Pearson
Badon, A.	Hardy	Pope
Barrow	Hensgens	Richardson
Billiot	Hines	Schroder
Brossett	Howard	Seabaugh
Burns, H.	Hutter	Smiley
Chaney	Jones, R.	Smith, P.
Dixon	Jones, S.	Stiaes
Downs	Kleckley	Thibaut
Franklin	Landry	Willmott
Greene	Nowlin	
Total - 32		

ABSENT

Mr. Speaker	Cromer	Morris
Armes	Danahay	Norton
Bishop	Gallot	Robideaux
Burford	Geymann	Roy
Burns, T.	Hazel	Simon
Champagne	Katz	Smith, J.
Connick	LaFonta	Thierry
Cortez	Monica	Williams
Total - 24		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 122—
BY REPRESENTATIVE WOOTON
AN ACT

To enact Code of Criminal Procedure Article 875(A)(4), relative to sentencing; to provide relative to presentence investigations; to provide for fees; to provide for the use of the fees; and to provide for related matters.

Read by title.

Rep. Wooton moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Foil	Little
Anders	Gisclair	Lopinto
Arnold	Greene	Lorusso
Aubert	Guillory	McVea
Badon, B.	Guinn	Montoucet
Baldone	Harrison	Moreno
Barras	Hazel	Nowlin
Billiot	Henderson	Pearson
Burford	Hensgens	Ponti
Burns, H.	Hill	Pope
Burns, T.	Hines	Pugh
Burrell	Honore	Richard
Carmody	Hutter	Richardson
Carter	Huval	Ritchie
Champagne	Jackson, G.	Schroder
Chandler	Jackson, M.	Seabaugh
Chaney	Johnson	Simon
Cortez	Jones, R.	Smith, G.
Danahay	Jones, S.	Smith, P.

Page 22 HOUSE

10th Day's Proceedings - May 10, 2011

Dixon	Kleckley	St. Germain
Doerge	LaBruzzo	Templet
Dove	Lambert	Thibaut
Downs	Landry	White
Edwards	LeBas	Williams
Ellington	Leger	Willmott
Fannin	Ligi	Wooton
Total - 78		

NAYS

Badon, A.	Brossett	Smiley
Barrow	Franklin	Stiaes
Total - 6		

ABSENT

Mr. Speaker	Hardy	Morris
Armes	Henry	Norton
Bishop	Hoffmann	Robideaux
Connick	Howard	Roy
Cromer	Katz	Smith, J.
Gallot	LaFonta	Talbot
Geymann	Monica	Thierry
Total - 21		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Wooton 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. 131—
BY REPRESENTATIVE TEMPLET
AN ACT

To enact R.S. 15:542.1.4(C), relative to sex offenders; to provide relative to sex offender registration and notification requirements; to provide relative to failure to register; to provide relative to drivers' licenses and state identification cards issued to sex offenders; to provide for criminal penalties; and to provide for related matters.

Read by title.

Rep. Templet moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	Lopinto
Anders	Gisclair	Lorusso
Arnold	Greene	McVea
Aubert	Guillory	Montoucet
Badon, A.	Guinn	Moreno
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hensgens	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honore	Roy
Carmody	Howard	Schroder
Carter	Hutter	Seabaugh
Champagne	Huval	Simon

Chandler	Jackson, G.	Smiley
Chaney	Jackson, M.	Smith, G.
Cortez	Johnson	Smith, J.
Danahay	Jones, R.	Smith, P.
Dixon	Jones, S.	St. Germain
Doerge	Kleckley	Stiaes
Dove	LaBruzzo	Talbot
Downs	Lambert	Templet
Edwards	Landry	Thibaut
Ellington	LeBas	White
Fannin	Leger	Williams
Foil	Ligi	Willmott
Franklin	Little	Wooton
Total - 93		

NAYS

Total - 0

ABSENT

Mr. Speaker	Cromer	Monica
Armes	Geymann	Morris
Bishop	Katz	Norton
Connick	LaFonta	Thierry
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Templet 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. 137—
BY REPRESENTATIVE CORTEZ
AN ACT

To enact R.S. 22:1567, relative to producer compensation; to authorize producers and certain insurers or policyholders to negotiate any combination of commissions, fees, or fees in lieu of commissions, for certain insurance coverages; and to provide for related matters.

Read by title.

Rep. Cortez moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Ellington	Little
Anders	Foil	Lopinto
Badon, B.	Gallot	Lorusso
Brossett	Geymann	McVea
Burford	Guillory	Morris
Burns, H.	Hardy	Nowlin
Burrell	Hazel	Pearson
Carmody	Henderson	Ponti
Carter	Henry	Pugh
Champagne	Hensgens	Richardson
Chandler	Hines	Ritchie
Chaney	Huval	Robideaux
Cortez	Jackson, G.	Schroder
Cromer	Jones, S.	Seabaugh
Danahay	Kleckley	Smith, J.
Dove	Landry	Talbot
Downs	LeBas	Willmott
Edwards	Ligi	Wooton
Total - 54		

NAYS

Arnold	Greene	Moreno
Aubert	Guinn	Pope
Badon, A.	Hill	Simon
Baldone	Hoffmann	Smiley
Barrow	Honore	Smith, G.
Billiot	Howard	Smith, P.
Bishop	Johnson	St. Germain
Burns, T.	Jones, R.	Stiaes
Dixon	LaBruzzo	White
Doerge	Lambert	Williams
Franklin	Leger	
Gisclair	Montoucet	
Total - 34		

ABSENT

Mr. Speaker	Hutter	Richard
Armes	Jackson, M.	Roy
Barras	Katz	Templet
Connick	LaFonta	Thibaut
Fannin	Monica	Thierry
Harrison	Norton	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Willmott, the rules were suspended in order to take up and consider Petitions, Memorials, and Communications at this time.

Petitions, Memorials, and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 10, 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. 82
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

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

HOUSE CONCURRENT RESOLUTION NO. 83—

BY REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To recognize the week of May 6 through 12, 2011, as Louisiana State Nurses Week.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 84—

BY REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To commend Dr. Joe Ann Keeley Clark on her distinguished career in nursing and nursing education, and on her continuing contributions to the field of nursing in this state, upon the occasion of her retirement as executive director of the Louisiana State Nurses Association.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 10, 2011

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. 390, by Smith, Jane (Joint Resolution)
Reported favorably. (15-3) (Regular)

House Bill No. 457, by Smith, Jane
Reported with amendments. (18-0) (Regular)

JAMES R. "JIM" FANNIN
Chairman

Report of the Committee on Civil Law and Procedure

May 10, 2011

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 45, by Doerge
Reported with amendments. (11-0)

House Bill No. 85, by Kleckley
Reported with amendments. (12-0-1) (Regular)

House Bill No. 123, by Richard
Reported favorably. (12-0) (Regular)

House Bill No. 431, by Billiot
Reported favorably. (13-0) (Regular)

TIMOTHY G. "TIM" BURNS
Chairman

**Report of the Committee on
Commerce**

May 10, 2011

To the Speaker and Members of the House of Representatives:

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

House Bill No. 195, by Richardson
Reported with amendments. (10-0) (Regular)

House Bill No. 227, by Thibaut
Reported with amendments. (14-0) (Regular)

House Bill No. 256, by Ritchie
Reported with amendments. (15-0) (Regular)

House Bill No. 261, by Carmody
Reported with amendments. (13-0) (Regular)

House Bill No. 344, by Hutter
Reported with amendments. (11-0) (Regular)

House Bill No. 418, by Thierry
Reported favorably. (13-0) (Regular)

House Bill No. 420, by Thierry
Reported favorably. (15-0) (Regular)

House Bill No. 445, by Chaney
Reported favorably. (13-0) (Regular)

House Bill No. 501, by Leger
Reported favorably. (14-0) (Local & Consent)

House Bill No. 602, by Hoffmann
Reported with amendments. (16-0) (Regular)

JEFFERY "JEFF" J. ARNOLD
Chairman

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

May 10, 2011

To the Speaker and Members of the House of Representatives:

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

House Bill No. 87, by Barras
Reported favorably. (13-0) (Local & Consent)

House Bill No. 164, by Hill
Reported favorably. (14-0) (Local & Consent)

House Bill No. 166, by Hoffmann
Reported with amendments. (17-0) (Regular)

House Bill No. 182, by Jackson, Girod
Reported with amendments. (15-0) (Regular)

House Bill No. 192, by White
Reported favorably. (16-0) (Local & Consent)

House Bill No. 208, by Jones, Sam
Reported favorably. (17-0) (Local & Consent)

House Bill No. 252, by Doerge
Reported by substitute. (14-0) (Regular)

House Bill No. 299, by Champagne
Reported with amendments. (16-0) (Regular)

House Bill No. 342, by Edwards
Reported with amendments. (17-0) (Regular)

House Bill No. 365, by Howard
Reported with amendments. (15-0-1) (Regular)

House Bill No. 565, by Dixon
Reported favorably. (17-0) (Local & Consent)

NITA RUSICH HUTTER
Chairwoman

**Report of the Committee on
Ways and Means**

May 10, 2011

To the Speaker and Members of the House of Representatives:

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

House Bill No. 27, by Brossett
Reported favorably. (13-0) (Local & Consent)

House Bill No. 37, by Nowlin
Reported favorably. (14-0) (Local & Consent)

House Bill No. 104, by Downs
Reported favorably. (13-0) (Local & Consent)

House Bill No. 135, by Nowlin (Joint Resolution)
Reported with amendments. (14-0) (Regular)

House Bill No. 207, by Johnson
Reported favorably. (13-0) (Local & Consent)

House Bill No. 209, by Robideaux
Reported with amendments. (14-0) (Regular)

House Bill No. 281, by Ellington
Reported favorably. (13-0) (Local & Consent)

House Bill No. 282, by Ellington
Reported favorably. (10-0) (Local & Consent)

House Bill No. 370, by Smith, Jane
Reported with amendments. (13-0) (Regular)

House Bill No. 455, by Harrison
Reported favorably. (12-0) (Local & Consent)

House Bill No. 458, by Hill
Reported with amendments. (13-0) (Regular)

House Bill No. 466, by Danahay
Reported favorably. (11-0) (Local & Consent)

House Bill No. 550, by Johnson
Reported with amendments. (13-0) (Regular)

House Bill No. 592, by St. Germain
Reported favorably. (13-0) (Regular)

HUNTER V. GREENE
Chairman

Privileged Report of the Committee on Enrollment

May 10, 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. 30—

BY REPRESENTATIVE HONORE

A RESOLUTION

To commend Alfred Shelmire, Sr., upon the celebration of his eightieth birthday.

HOUSE RESOLUTION NO. 31—

BY REPRESENTATIVE DIXON

A RESOLUTION

To commend the Women Build program of Rapides Habitat for Humanity.

HOUSE RESOLUTION NO. 32—

BY REPRESENTATIVES TUCKER AND TALBOT

A RESOLUTION

To commend Dreda Culpepper, New Orleans native, student at the University of Mississippi School of Law, and member of the team that won the Twenty-Third Annual National Environmental Law Moot Court Competition.

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.

Suspension of the Rules

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

House Bill No. 115

Suspension of the Rules

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

House Bill No. 368

Suspension of the Rules

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

House Bill No. 222

House Resolution Nos. 26 and 27

Leave of Absence

Rep. Armes - 1 day

Rep. Katz - 1 day

Rep. Connick - 1 day

Adjournment

On motion of Rep. Billiot, at 4:30 P.M., the House agreed to adjourn until Wednesday, May 11, 2011, at 2:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 2:00 P.M., Wednesday, May 11, 2011.

ALFRED W. SPEER
Clerk of the House

