The House of Representatives was called to order at 2:00 P.M., by the Honorable Joel Robideaux, Speaker Pro Tempore of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

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

Prayer

Prayer was offered by Rev. Ron Erickson, Minister of Future Home Ministries of Central.

Pledge of Allegiance

Rep. Hensgens 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. Henry Burns, the reading of the Journal was dispensed with.

On motion of Rep. Henry Burns, the Journal of May 16, 2011, was adopted.

Petitions, Memorials, and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 17, 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. 30 and 31

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

On motion of Rep. Nowlin, the rules were suspended in order to take up and consider Senate Concurrent Resolutions at this time.

Senate Concurrent Resolutions Lying Over

The following Senate Concurrent Resolutions contained in the message were taken up and acted upon as follows:

SENATE CONCURRENT RESOLUTION NO. 30—
BY SENATOR LONG
A CONCURRENT RESOLUTION
To commend Joshua Phillips and Emma Norton on winning the 2010-2011 Louisiana High School Speech League Tournament of Champions in the Policy Debate category.

Read by title.
On motion of Rep. Nowlin, and under a suspension of the rules, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 31—
BY SENATOR THOMPSON
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the death of Theo J. Coenen III.

Read by title.

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

Message from the Senate

SENATE BILLS
May 17, 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. 22, 24, 27, 31, 34, 36, 39, 63, 64, 81, 85, 89, 93, 102, 112, 153, 156, 173, 175, 178, 188, and 189

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

SENATE BILL NO. 22—
BY SENATOR MURRAY
AN ACT
To amend and reenact Code of Civil Procedure Articles 3421, 3431, 3432 and 3434, and to enact Code of Civil Procedure Article 3422.1, relative to successions; to provide relative to small successions; to provide certain definitions, terms, procedures, conditions, requirements, and effects; to provide relative to certain immovable property; to provide for conveyance of certain ownership interest in immovable property by a small succession; and to provide for related matters.

Read by title.

SENATE BILL NO. 27—
BY SENATOR AMEDEE
AN ACT
To amend and reenact R.S. 40:1299.96(A)(2)(b)(i), relative to health care information; to provide for health care records; to provide for the persons who have the right to obtain a patient's medical records; and to provide for related matters.

Read by title.

SENATE BILL NO. 31—
BY SENATOR SMITH
AN ACT
To enact R.S. 33:448(D), relative to mayor's courts; to increase authorized court costs for municipal ordinance violations in the mayor's court of the town of New Llano; and to provide for related matters.

Read by title.

SENATE BILL NO. 34—
BY SENATOR RISER
AN ACT
To amend and reenact R.S. 47:1923(D)(1), relative to tax assessors; to provide relative to the payment of certain insurance premiums for certain retired assessors and assessors' employees in Catahoula Parish; and to provide for related matters.

Read by title.

SENATE BILL NO. 36—
BY SENATOR MORRISH
AN ACT
To amend and reenact R.S. 22:512(1) and 17(b)(vi) and R.S. 37:212(A)(2)(d), relative to abstracts of title; to provide definitions; to provide relative to title insurance; to provide relative to abstracts of title and title examination and opinions; to provide relative to the practice of law; to provide definitions, terms, procedures, conditions, and requirements; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 39—
BY SENATORS LAFLEUR AND RISER
AN ACT
To repeal Part III of Chapter 9 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:1801 through 1804, relative to the purchasing of certain weapons or ammunition; and to provide for related matters.

Read by title.

SENATE BILL NO. 63—
BY SENATOR MURRAY
AN ACT
To amend and reenact Section 3 of Act No. 60 of the 2002 Regular Session of the Legislature of Louisiana, as amended and reenacted by Act No. 12 of the 2004 First Extraordinary Session of the Legislature of Louisiana and Act No. 182 of the 2007 Regular Session of the Legislature of Louisiana, and to enact R.S. 47:6019(C), relative to income and corporation franchise tax; to provide with respect to income and corporation franchise tax credits for costs associated with the rehabilitation of historic structures; to provide for certain taxable periods; to provide for an effective date; and to provide for related matters.

Read by title.
SENATE BILL NO. 64—
BY SENATOR CHEEK
AN ACT
To repeal R.S. 40:2120.56, relative to certified nurse aides; to remove certain work requirements which must be satisfied in order to maintain state certification as a certified nurse aide; and to provide for related matters.

Read by title.

SENATE BILL NO. 81—
BY SENATORS MILLS, ALARIO, CHEEK, LAFLEUR, LONG, MICHTOT, MURRAY AND NEVERS
AN ACT
To enact Part XI of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.21 through 1300.8.2, relative to a scholarship or loan program for tuition and fees at the Louisiana Community and Technical College System for students enrolled in programs for certified nurse aides; to provide with respect to financing; to provide for definitions; to provide for related matters.

Read by title.

SENATE BILL NO. 85—
BY SENATOR GAUTREAUX
AN ACT
To enact Part XL-A of Chapter 5 of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:305.66 through 368, relative to the Agricultural Commodity Dealers and Warehouse Fund; to authorize the development and dissemination of the Agricultural Commodity Dealer and Warehouse Law; to provide for the administration of the incentive payment; to provide for related matters.

Read by title.

SENATE BILL NO. 88—
BY SENATOR BROOME
AN ACT
To enact R.S. 37:1041(C)(2)(e), 1042(B), 1050(B), and 1055, relative to the practice of optometry; to provide for suspension of permits; to provide for related matters.

Read by title.

SENATE BILL NO. 102—
BY SENATOR LAFLEUR
AN ACT
To enact R.S. 26:931(E) and 290(E), relative to the alcoholic beverage control law; to provide for suspension of permits; to provide for related matters.

Read by title.

SENATE BILL NO. 112—
BY SENATOR HEITMEIER
AN ACT
To provide for the sale and tax of the state; to exempt the state sale and use tax of parish councils on aging; to provide for definitions; to require the secretary of the Department of Revenue to provide rules and regulations; and to provide for related matters.

Read by title.

SENATE BILL NO. 113—
BY SENATOR THOMPSON
AN ACT
To enact R.S. 38:2212(A)(8), relative to the letting of public contracts by the New Orleans Sewerage and Water Board; to provide for related matters.

Read by title.

SENATE BILL NO. 118—
BY SENATORS MILLER, NEVERS AND WALSWORTH
AN ACT
To enact R.S. 30:1022, relative to health care information; to require hospitals to provide certain health care information to certain patients; to provide for the development and dissemination of the health care information by the Department of Health and Hospitals; and to provide for related matters.

Read by title.

SENATE BILL NO. 121—
BY SENATOR WESLEY
AN ACT
To provide for related matters.

Read by title.

SENATE BILL NO. 130—
BY SENATOR LEGER
AN ACT
To enact R.S. 37:1041(C)(2)(e), 1042(B), 1050(B), and 1055, relative to the practice of optometry; to provide for suspension of permits; to provide for related matters.

Read by title.
certain students who enroll in certain out-of-state medical education programs which are not offered in the state; to provide for the creation and use of a medical and Allied Health Professional Education Scholarship and Loan Fund; to provide for administration of the fund; to provide for qualifications and requirements of the applicants for the scholarship or loan; to provide for rules and regulations; and to provide for related matters.

Read by title.

SENATE BILL NO. 188—
BY SENATOR BROOMIE
AN ACT
To enact R.S. 46:2911(B)(21), relative to the Council on the Status of Grandparents Raising Grandchildren; to provide for the membership of the council; and to provide for related matters.

Read by title.

SENATE BILL NO. 189—
BY SENATORS CHEEK, DONAHUE, ERDEY, JACKSON, MICHOT, MOUNT AND NEVERS AND REPRESENTATIVES ARNOLD, AUSTIN BADON, BROSSETT, HARRISON, HENRY, KATZ, LIGI, LORUSSO, MONTOUCET, SCHRODER, SIMON AND ST. GERMAIN
AN ACT
To enact Part XXXVII-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1299.181 through 1299.185, relative to concussions and head injuries; to provide for definitions; to provide for concussion education requirements; to provide for the removal of youth athletes from competition upon sustaining a concussion; to provide for requirements which must be satisfied for a youth athlete to return to play after sustaining a concussion or head injury; to provide for the dissemination of concussion information by the Department of Health and Hospitals; 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 CONCURRENT RESOLUTION NO. 104—
BY REPRESENTATIVES PATRICIA SMITH, AUBERT, AUSTIN BADON, BARROW, BISHOP, BROSSETT, BURRELL, DIXON, FRANKLIN, GALLOT, HARDY, HONORE, GIROD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, LORUSSO, MONTOUCET, SCHRODER, SIMON AND ST. GERMAIN
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana to the residents of the states of Alabama, Arkansas, Mississippi, Missouri, and Tennessee who have lost loved ones as a result of the devastating storms that tore through their states.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 105—
BY REPRESENTATIVE SMILEY
A CONCURRENT RESOLUTION
To urge and request that the legislative auditor prepare and issue a report concerning boards and commissions that have failed to comply with the requirements of Chapter 20 of Title 49 of the Louisiana Revised Statutes of 1950.

Read by title.

Lies over under the rules.

House and House Concurrent Resolutions Lying Over

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

HOUSE CONCURRENT RESOLUTION NO. 98—
BY REPRESENTATIVES HONORE AND GARY SMITH
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to evaluate Louisiana law for compliance with the United States Supreme Court's ruling in the case of Graham v. Florida, 982 So.2d 43 (2010) and to report its findings and recommendations to the Legislature of Louisiana as to whether it is necessary to amend Louisiana's juvenile sentencing laws to comply with the ruling in that case.

Read by title.

Under the rules, the above resolution was referred to the Committee on Administration of Criminal Justice.

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. 55—
BY REPRESENTATIVES THIERRY, MORENO, AND GARY SMITH
AN ACT
To enact R.S. 14:91.5, relative to sex offenders; to create the crime of unlawful use or access of social media; to prohibit certain convicted sex offenders from using or accessing social networking websites, chat rooms, and peer-to-peer networks; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 55 by Representative Thierry

AMENDMENT NO. 1
On page 1, at the beginning of line 9, change "A.(1)" to "A."

AMENDMENT NO. 2
On page 1, at the beginning of line 10, change "(a)" to "(1)"

AMENDMENT NO. 3
On page 1, line 11, after "person" and before "previously" insert "who is required to register as a sex offender and who was" and after
"convicted of" delete the remainder of the line, delete lines 12 through 15 in their entirety, and insert the following:

"R.S. 14:81 (indecent behavior with juveniles), R.S. 14:81.1 (pornography involving juveniles), R.S. 14:81.3 (computer-aided solicitation of a minor), or R.S. 14:283 (video voyeurism) or"

AMENDMENT NO. 4
On page 1, at the beginning of line 16, change "by a person" to "was"

AMENDMENT NO. 5
On page 1, line 17, after "minor" change the comma "," to a period "." and delete the remainder of the line, and delete lines 18 and 19 in their entirety

AMENDMENT NO. 6
On page 1, line 20, after "person" and before "convicted" insert "previously"

AMENDMENT NO. 7
On page 1, at the beginning of line 21, change "of a sex" to "for an"

AMENDMENT NO. 8
On page 2, line 1, after "equivalent to" delete the remainder of the line, delete lines 2 and 3 in their entirety, and insert the following:

"the offenses provided for in Paragraph (1) of this Subsection, unless the tribal court or"

AMENDMENT NO. 9
On page 2, at the beginning of line 7, change "B.(1)" to "B."

AMENDMENT NO. 10
On page 2, line 9, after "officer or" delete the remainder of the line and insert "the court of original"

AMENDMENT NO. 11
On page 2, delete lines 11 through 13 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 86—
BY REPRESENTATIVE WHITE
AN ACT
To amend and reenact R.S. 14:43.1(A) and (C)(3), (4), (5), and (6), 43.2(C)(3), 43.3(A) and (C)(3), 43.6(A) and (B)(1), and 81.2, to enact R.S. 14:43.1(C)(7), 43.2(D), and 43.3(D), and to repeal R.S. 14:43.2(C)(4), (5), and (6) and 43.3(C)(4), (5), and (6), relative to sexual abuse of a person with a physical or mental disability; to provide relative to sexual battery of a person with a physical or mental disability; to provide relative to second degree sexual battery of a person with a physical or mental disability; to provide relative to oral sexual battery of a person with a physical or mental disability; to provide relative to the elements of such offenses; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 86 by Representative White

AMENDMENT NO. 1
On page 1, line 2, after "reenact" and before "and (C)(3)" change "R.S. 14:43.1(A), (B)," to "R.S. 14:43.1(A)"

AMENDMENT NO. 2
On page 1, at the beginning of line 3, change "43.3(A), (B)," to "43.3(A)" and after "43.6(A) and (B)(1)," and before "and 81.2, delete "81(A), (B), (C), and (H)(3),"

AMENDMENT NO. 3
On page 1, line 4, after "43.2(D)," and before "and to repeal" change "43.3(D), and 81(H)(4) to "and 43.3(D)"

AMENDMENT NO. 4
On page 1, at the beginning of line 6, change "the infirm;" to "a person with a physical or mental disability;" and after "battery of" and before "to provide" change "the infirm;" to "a person with a physical or mental disability;"

AMENDMENT NO. 5
On page 1, line 7, change "the infirm;" to "a person with a physical or mental disability;"

AMENDMENT NO. 6
On page 1, delete line 8, and insert "of a person with a physical or mental disability; to provide"

AMENDMENT NO. 7
On page 1, line 9, after "molestation of" and before "to provide" change "the infirm;" to "a person with a physical or mental disability;"

AMENDMENT NO. 8
On page 1, line 13, after "Section 1." change "R.S. 14:43.1(A), (B)," to "R.S. 14:43.1(A)" and the end of line 13 delete the comma ","

AMENDMENT NO. 9
On page 1, at the beginning of line 14, delete ",(B)," and after "43.6(A) and (B)(1)," and before "and 81.2" delete "81(A), (B), (C), and (H)(3),"

AMENDMENT NO. 10
On page 1, line 15, after "43.2(D)" and before "are hereby" change "43.3(D), and 81(H)(4) to "and 43.3(D)"
AMENDMENT NO. 11
On page 2, line 17, after "victim is" delete the remainder of the line, delete lines 18 through 20 in their entirety and insert the following:

"prevented from resisting the act because either of the following conditions exist:

(i) The victim has paraplegia, quadriplegia, or is otherwise physically incapable of preventing the act due to a physical disability.

(ii) The victim is incapable, through unsoundness of mind, of understanding the nature of the act, and the offender knew or should have known of the victim's incapacity.

AMENDMENT NO. 12
On page 2, at the beginning of line 21, change "(c)" to "(b)"

AMENDMENT NO. 13
On page 2, delete lines 23 through 26 in their entirety and insert asterisks "* * *

AMENDMENT NO. 14
On page 4, delete lines 1 through 11 in their entirety and insert the following:

"(3) Any person who is seventeen years of age or older who commits the crime of second degree sexual battery shall be punished by imprisonment at hard labor for not less than twenty-five nor more than ninety-nine years, at least twenty-five years of the sentence imposed being served without benefit of parole, probation, or suspension of sentence, when either of the following conditions exist:

(a) The victim has paraplegia, quadriplegia, or is otherwise physically incapable of preventing the act due to a physical disability.

(b) The victim is incapable, through unsoundness of mind, of understanding the nature of the act, and the offender knew or should have known of the victim's incapacity.

(c) The victim is sixty-five years of age or older.

AMENDMENT NO. 15
On page 5, line 19, after "victim is" delete the remainder of the line, delete lines 20 through 22 in their entirety and insert the following:

"prevented from resisting the act because either of the following conditions exist:

(i) The victim has paraplegia, quadriplegia, or is otherwise physically incapable of preventing the act due to a physical disability.

(ii) The victim is incapable, through unsoundness of mind, of understanding the nature of the act, and the offender knew or should have known of the victim's incapacity.

AMENDMENT NO. 16
On page 5, at the beginning of line 23, change "(e)" to "(b)"

AMENDMENT NO. 17
On page 5, delete lines 25 and 26 in their entirety and insert asterisks "* * *

AMENDMENT NO. 18
On page 7, delete lines 18 through 29 in their entirety, delete page 8 in its entirety, and on page 9, delete lines 1 through 10 in their entirety

AMENDMENT NO. 19
On page 9 line 11, after "or" change "the infirm" to "a person with a physical or mental disability"

AMENDMENT NO. 20
On page 9, at the beginning of line 20, change "(2)(a)" to "(2)" and after "of" and before "is" change "the infirm" to "a person with a physical or mental disability"

AMENDMENT NO. 21
On page 9, at the beginning of line 26, change "(i)" to "(a)" and after "victim" delete the remainder of the line and insert "has paraplegia, quadriplegia, or is otherwise physically incapable of"

AMENDMENT NO. 22
On page 9, at the beginning of line 28, change "(ii)" to "(b)" and after "victim" delete the remainder of the line and insert "is incapable, through unsoundness of mind, of understanding the nature of the act, and the offender knew or should have known of the victim's incapacity."

AMENDMENT NO. 23
On page 9, at the beginning of line 29, change "(iii)" to "(c)"

AMENDMENT NO. 24
On page 10, delete lines 1 and 2 in their entirety

AMENDMENT NO. 25
On page 11, line 28, after "molestation of" and before "shall" change "the infirm" to "a person with a physical or mental disability"

AMENDMENT NO. 26
On page 13, line 22, after "from" delete the remainder of the line

AMENDMENT NO. 27
On page 13, at the beginning of line 23, delete "with juveniles or the infirm and all references from"

AMENDMENT NO. 28
On page 13, at the end of line 24, change "the infirm" to "a person with a physical or mental disability"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 106—
BY REPRESENTATIVES MORENO, LOPINTO, AND GARY SMITH
AN ACT
To amend and reenact Code of Criminal Procedure Article 894.2(A)(introductory paragraph) and (3), (B), (C), (E), (H), and
Reported with amendments by the Committee on Administration of Criminal Justice.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 124 by Representative Patricia Smith

**AMENDMENT NO. 1**

On page 1, line 2, after "879(A)" delete the remainder of the line, and at the beginning of line 3, delete "Code Article 879(D)"

**AMENDMENT NO. 2**

On page 1, line 5, after "present;" and before "and" delete "to provide for restrictions;"

**AMENDMENT NO. 3**

On page 1, line 11, after "reenacted" and before "to read" delete "and Children's Code Article 879(D) is hereby enacted"

**AMENDMENT NO. 4**

On page 2, line 10 after "victim's" delete the remainder of the line and insert "spouse, children, siblings, and parents, grandparents, guardians, and legal custodians"

**AMENDMENT NO. 5**

On page 2, at the beginning of line 11, delete "members"

**AMENDMENT NO. 6**

On page 2, line 18, after "(2)" and before "court" delete "Except as provided in Paragraph D, the" and insert "The"

**AMENDMENT NO. 7**

On page 2, line 19, after "victim's" and before "to" change "family members" to "spouse, children, siblings, parents, grandparents, guardians, and legal custodians"

**AMENDMENT NO. 8**

On page 2, delete lines 21 through 25 in their entirety

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 129—**

BY REPRESENTATIVE SEABAUGH

AN ACT

To amend and reenact R.S. 15:587(A)(1)(a) and to enact R.S. 15:587(A)(1)(g), relative to criminal procedure; to provide relative to the Louisiana Bureau of Criminal Identification and Information; to authorize the bureau to release criminal history records and identification files to the Louisiana Supreme Court Committee on Bar Admissions; to authorize a fee; and to provide for related matters.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 129 by Representative Seabaugh

**AMENDMENT NO. 1**

On page 2, line 14, after "charge" and before "a" delete "the committee"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 133—**

BY REPRESENTATIVE ANDERS

AN ACT

To enact Part I-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:501, relative to warranty claims; to require claims to be approved or disapproved within thirty days; to require payment of approved claims within thirty days; to require notice of disapproval and the grounds for the disapproval; to provide for claims not disapproved within thirty days; to provide for compensation for work performed by a dealer; to provide for excluded expenses; to provide for compensation for parts; to provide for a supplier's right to adjust for errors; to authorize a dealer to accept a manufacturer's reimbursement terms; to define "dealer"; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

**HOUSE BILL NO. 177—**

BY REPRESENTATIVE KATZ

AN ACT

To amend and reenact R.S. 15:1085(D), relative to care and treatment of certain youth placed in nonstate treatment programs; to authorize the Department of Public Safety and Corrections to make certain payments; to provide for care and treatment of certain youth placed on probation or parole; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 179—**

BY REPRESENTATIVE ARMES

AN ACT

To amend and reenact R.S. 14:91.2(A)(introductory paragraph) and (B)(introductory paragraph), relative to the crime of unlawful presence of a sex offender; to provide applicability of these provisions to sex offenders whose victims are under the age of sixteen; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 179—**

BY REPRESENTATIVE FANNIN

AN ACT

To enact R.S. 40:1730.23(F) and 1730.24(C), relative to the state uniform construction code; to require municipalities and parishes to provide a list of registered certified building inspectors; to prohibit municipalities and parishes from imposing a fee for inspections not performed by the municipality or parish; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Commerce to Original House Bill No. 271 by Representative Fannin

**AMENDMENT NO. 1**

On page 1, delete line 2 in its entirety and insert in lieu thereof the following:

"To enact R.S. 40:1730.23(F) and 1730.24(C), relative to the state uniform construction code; to require municipalities and parishes to provide a list of registered certified building inspectors; to prohibit municipalities and parishes from imposing a fee for inspections not performed by the municipality or parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

**HOUSE BILL NO. 177—**

BY REPRESENTATIVE ARMES

AN ACT

To amend and reenact R.S. 40:1730.23(F) and 1730.24(C), relative to the state uniform construction code; to require municipalities and parishes to provide a list of registered certified building inspectors; to prohibit municipalities and parishes from imposing a fee for inspections not performed by the municipality or parish; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.
On motion of Rep. Arnold, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 287**—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 40:1299.44(A)(1), relative to the Patient's Compensation Fund; to provide for a private custodial fund; to provide for the classification of assets; to exempt participation in certain funds; 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. 287 by Representative Hazel

**AMENDMENT NO. 1**

On page 1, line 15, between "or" and "deposited" insert "required to be"

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. 289**—
BY REPRESENTATIVE MORRIS
AN ACT

To amend and reenact R.S. 56:649.3(B) and 650(A) and (B)(1), relative to the Lifetime License Endowment Trust Fund; to provide for deposit of revenues to that fund and to the Conservation Fund; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

On motion of Rep. Fannin, the above bill was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

**HOUSE BILL NO. 311**—
BY REPRESENTATIVE LABRIZZO
AN ACT

To enact R.S. 17:16 and 3996(B)(28), relative to public school employees; to require a school employee to report his arrest for certain sexual offenses involving minors; to provide relative to guidelines, procedures, and time lines for such reporting; to provide relative to administration; to provide definitions; to provide applicability; to provide relative to the failure of the employee to report; to provide effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 341**—
BY REPRESENTATIVE HAZEL
A JOINT RESOLUTION

Proposing to enact Article XII, Section 16 of the Constitution of Louisiana, relative to the Patient's Compensation Fund; to authorize the legislature to create a private custodial fund; to provide relative to the assets and property of the fund; to provide for the payment of legal obligations; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 392**—
BY REPRESENTATIVE HAZEL
AN ACT

To amend and reenact R.S. 15:587(F)(1) and 587.1(C)(introductory paragraph) and (1) and to enact R.S. 15:587.1(J), relative to criminal background checks; to authorize an employer to obtain conviction records for applicants seeking employment; to provide for the taking of fingerprints from prospective employees; to authorize Court Appointed Special Advocate programs to obtain criminal background records for persons considered for involvement with the program; to require the Louisiana Bureau of Criminal Identification and Information to forward fingerprints to the Federal Bureau of Investigation for a national criminal history check; to provide for additional offenses excluding employment in professions with access to children; and to provide for related matters.

Read by title.

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

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 392 by Representative Hazel

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 15:587(F)(1)" and before "relative"
delete the comma "", and insert ""and 587.1(C)(introductory paragraph)" and (1) and to enact R.S. 15:587.1(J),"

**AMENDMENT NO. 2**

On page 1, line 3, after "obtain" and before "records" change "arrest" to "conviction"

**AMENDMENT NO. 3**

On page 1, line 4, after "employees," and before "to" insert "to authorize Court Appointed Special Advocate programs to obtain"
criminal background records for persons considered for involvement with the program;"

AMENDMENT NO. 4
On page 1, line 6, after "check;" and before "and" insert "to provide for additional offenses excluding employment in professions with access to children;"

AMENDMENT NO. 5
On page 1, line 9, after "R.S. 15:587(F)(1)" and before "hereby" delete "is" and insert "and 587.1(C)(introductory paragraph) and (1) are" and after "reenacted" and before "to" insert "and R.S. 15:587.1(J) is hereby enacted"

AMENDMENT NO. 6
On page 1, at the beginning of line 14, delete "and arrest"

AMENDMENT NO. 7
On page 1, line 17, delete "and arrest"

AMENDMENT NO. 8
On page 1, line 19, delete "and arrest"

AMENDMENT NO. 9
On page 2, after line 13, add the following:

"§587.1. Provision of information to protect children

* * *

C. The provisions of R.S. 15:825.3, R.S. 17:15, R.S. 46:51.2 and 1441.13, and Children's Code Article 424.1 shall govern the employment of persons who have been convicted of, or pled guilty or nolo contendere to, any of the following crimes:


* * *

J. Any Court Appointed Special Advocate program as defined in Children's Code Article 116(2-1) shall be entitled to information from the bureau to ascertain whether a person being considered for involvement with the CASA program has been arrested for, or convicted of, or pled nolo contendere to, any criminal offense. The bureau shall, upon request and after receipt of fingerprint cards or other identifying information from the CASA program, survey its criminal history records and identification files and make a simultaneous request of the Federal Bureau of Investigation for like information from other jurisdictions. The Louisiana Bureau of Criminal Identification and Information shall provide a report promptly and in writing, but provide only such information as is necessary to specify whether or not that person has been arrested for or convicted of or pled nolo contendere to any crime or crimes, the crime or crimes of which he has been arrested for or convicted of or to which he has pled nolo contendere, and the date or dates on which they occurred. The report provided pursuant to the provisions of this Subsection shall include arrests, convictions, or other dispositions, including convictions dismissed pursuant to Code of Criminal Procedure Articles 893 and 894."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 458—
BY REPRESENTATIVE HILL
AN ACT
To enact Subpart BB of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.95, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate a portion of any refund due to them to the Louisiana Food Bank Association; to authorize and provide a method for the making of other donations to the Louisiana Food Bank Association on the income tax return; to provide for the disposition of donated monies; to establish the Louisiana Food Bank Association Fund as a special escrow fund in the state treasury; to provide for the administration and use of monies in the fund; to authorize the secretary of the Department of Revenue to make certain deposits into the fund; to provide for an effective date; 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 Engrossed House Bill No. 458 by Representative Hill

AMENDMENT NO. 1
On page 2, line 20, after "by the" and before "treasurer" insert "state"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 550—
BY REPRESENTATIVE JOHNSON
AN ACT
To enact Subpart BB of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.95, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate a portion of any refund due to them to the Make-A-Wish Foundation of the Texas Gulf Coast and Louisiana for the purpose of granting wishes to children in Louisiana who have life-threatening medical conditions; to provide for the disposition of such donated monies; to establish the Make-A-Wish Foundation of the Texas Gulf Coast and Louisiana Fund as a special escrow fund in the state treasury; to provide for the administration and use of monies in the fund; to authorize the secretary of the Department of Revenue to make certain deposits into the fund; to provide for reporting; 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 passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 591—**

**BY REPRESENTATIVE RITCHIE**

**AN ACT**

To amend and reenact Section 4 of Act No. 32 of the 2000 Regular Session of the Legislature, as amended and reenacted by Act No. 21 of the 2002 Regular Session of the Legislature, relative to the tobacco tax; to remove termination of the applicability of a certain portion of the tax levied on cigarettes; to provide for an effective date; 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 regular calendar.

**HOUSE BILL NO. 633—**

**BY REPRESENTATIVE GREENE**

**AN ACT**

To amend and reenact R. S. 47:31 and to repeal R. S. 47:32(C), 287.11, and 287.12, relative to the state tax imposed on the taxable income of corporations; to repeal the tax; to provide for an effective date; 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 regular calendar.

**HOUSE BILL NO. 634—**

**BY REPRESENTATIVE GREENE**

**AN ACT**

To amend and reenact R. S. 47:31 and to repeal R. S. 47:32(A) and (B) and 295, relative to individual income tax; to repeal the state tax imposed on the net income of individuals; to repeal the rate of the tax imposed on the net income of individuals; to provide for an effective date; 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 regular calendar.

**Suspension of the Rules**

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

**House Bills and Joint Resolutions on Third Reading and Final Passage**

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

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**Local and Consent Calendar**

**HOUSE BILL NO. 118—**

**BY REPRESENTATIVE CARMODY**

**AN ACT**

To amend and reenact R.S. 14:229(A), relative to the crime of the illegal use of a counterfeit trademark; to add possession with the intent to sell to the elements of the crime; and to provide for related matters.

Read by title.

Rep. Carmody moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders  Foil  Lorusso  
Armes  Franklin  Montoucet  
Arnold  Gallot  Moreno  
Aubert  Geismann  Morris  
Badon, A.  Gisclair  Norton  
Badon, B.  Guillory  Nowlin  
Barras  Guinn  Pope  
Barrow  Hardy  Pugh  
Billiot  Harrison  Richardson  
Bishop  Hazel  Richmond  
Brossett  Henderson  Ritchie  
Burford  Henry  Robideaux  
Burns, H.  Hensgens  Roy  
Burns, T.  Hill  Seabaugh  
Burrell  Hoffmann  Simon  
Carmody  Honore  Smiley  
Carter  Howard  Smith, G.  
Champagne  Hutter  Smith, J.  
Chandler  Huvil  Smith, P.  
Chaney  Jackson, G.  Stiaes  
Connick  Johnson  Talbot  
Cortez  Labruzzo  Templet  
Cromer  Lambert  Thibaut  
Danahay  Landry  Thierry  
Dixon  LeBas  White  
Doerge  Ligi  Willmott  
Downs  Little  Wooton  
Edwards  Lopinto  
Total - 83

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker  Jackson, M.  Monica  
Abramson  Jones, R.  Pearson  
Baldone  Jones, S.  Ponti  
Dove  Katz  Schroder  
Ellington  Kleckley  St. Germain  
Fannin  LaFonta  Williams  
Greene  Leger  
Hines  McVea  
Total - 22

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Carmody 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. 217—
BY REPRESENTATIVE BARRAS
AN ACT
To enact Code of Criminal Procedure Article 900(A)(6)(c)(vi), relative to probation; to provide relative to violations of probation; to amend definition of "technical violation"; to include failure to report to probation officer as a technical violation of probation; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 235—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact Code of Criminal Procedure Article 775.1, relative to an automatic stay following order of mistrial; to provide that the stay applies to emergency writ applications to the appropriate reviewing courts with appellate jurisdiction, including the Louisiana Supreme Court; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 339—
BY REPRESENTATIVE LOPINTO
AN ACT
To amend and reenact R.S. 40:971.1(A) and to repeal R.S. 40:617.1, relative to imitation controlled dangerous substances; to prohibit possession with intent to distribute or dispense an imitation controlled dangerous substance; to repeal the crime of distribution of imitation controlled dangerous substances to a person under eighteen; and to provide for related matters.

Rep. Lopinto moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders
Armes
Arnold
Aubert
Badon, A.
Badon, B.
Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chandler
Chaney
Connick
Cortez

Gallot
Geymann
Gisclair
Guilory
Guinn
Harrison
Hazel
Henderson
Henry
Hill
Hines
Hoffmann
Honore
Howard
Hutter
Huval
Jackson, G.
Johnson
Jones, R.

Lorusso
McVea
Montoucet
Moreno
Morris
Norton
Nowlin
Pope
Richard
Richardson
Ritchie
Robideaux
Roy
Seabaugh
Simon
Smiley
Smith, G.
Smith, J.

NAYS

Cromer
Dixon
Doerge
Downs
Edwards
Ellington
Foil
Franklin
LaBruzzo
Lambert
Landry
LeBas
Leger
Lig
Little
Lopinto

Smith, P.
Talbot
Templet
Thierry
White
Williams
Willmott
Wooton

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lopinto 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. 368—
BY REPRESENTATIVE ARNOLD
AN ACT
To enact R.S. 41:905, relative to the Orleans Parish School Board; to provide for the sale of unused immovable school property to public bodies without the necessity of procedures otherwise provided by law; to provide that the sale shall be for not less than the property's appraised value; and to provide for related matters.

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. 368 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 13, following "Section" insert "."

AMENDMENT NO. 2

On page 1, line 15, following "mean" and before ";" delete "the following"

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

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

ROLL CALL

The roll was called with the following result:
HOUSE BILL NO. 599—
BY REPRESENTATIVE PEARSON
AN ACT
To amend and reenact R.S. 34:851.27(B)(8), relative to the operation
of watercraft; to authorize the parish of St. Tammany to regulate
or prohibit the operation of watercraft; and to provide for related
matters.

Read by title.

Rep. Cromer moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders
Armes
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Billiot
Bishop
Brossett
Burnford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Dixon
Doerge
Downs
Edwards
Ellington
Foil
Total - 85

NAYS

Total - 0

ABSENT

Mr. Speaker
Abramson
Anders
Danahay
Dove
Fannin
Geymann
Total - 20

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.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Cromer 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. 365—
BY REPRESENTATIVES HOWARD AND DOWNS
AN ACT
To amend and reenact R.S. 38:2212(A)(1)(b)(i)(aa) and (bb) and
(3)(c)(ii) and to enact R.S. 38:2212(T), relative to the public bid
law; to make changes to requirements for the bid form; to
specify what prices are utilized for the construction of a building
in conjunction with public bid; to require who shall submit other
documentation in addition to a bid form and when that
documentation shall be submitted; and to provide for related
matters.

Read by title.

YEAS

Anders
Armes
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Billiot
Bishop
Brossett
Burnford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Dixon
Doerge
Downs
Edwards
Ellington
Foil
Total - 87

NAYS

Total - 0

ABSENT

Mr. Speaker
Abramson
Anders
Danahay
Dove
Fannin
Gallot
Greene
Total - 18
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. 365 by Representative Howard

**AMENDMENT NO. 1**

On page 2, line 23, following "low bidder" and before "ten" insert "within"

On motion of Rep. Doerge, the amendments were adopted. Rep. Downs moved the final passage of the bill, as amended.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders Foil Montoucet
Armes Franklin Moreno
Arnold Gallot Morris
Aubert Gisclair Norton
Badon, A. Guillory Nowlin
Badon, B. Harrison Pearson
Baldone Hazel Pope
Barras Henry Pugh
Barrow Hensgens Richard
Billiot Hill Richardson
Bishop Hines Ritchie
Brossett Hoffmann Robideaux
Burns, H. Howard Schroder
Burns, T. Hutter Seabaugh
Burrell Huval Simon
Carmody Jackson, G. Smiley
Carter Johnson Smith, G.
Champagne Jones, R. Smith, J.
Chandler Katz Smith, P.
Chaney LaBruzzo Stuies
Connick Lambert Talbot
Cortez Landry Templet
Cromer LeBas Thibaut
Danihay Leger Thierry
Dixon Ligi White
Doerge Little Williams
Downs Lopinto Willmott
Edwards Lorusso Wooton
Ellington McVeal

Total - 89

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker Guinn LaFonta
Abramson Hardy Monica
Dove Henderson Ponti
Famin Jackson, M. St. Germain
Geymann Jones, S.
Greene Kleckley

Total - 16

The title of the above bill was read and adopted.

Rep. Downs 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. 370—**

BY REPRESENTATIVES JANE SMITH, BURFORD, HENRY BURNS, BURRELL, CARMODY, CHANDLER, DOERGE, MORRIS, NORTON, SEABAUGH, AND WILLIAMS AND SENATORS CHEEK, LONG, NEVERS, AND SHAW

AN ACT

To amend and reenact R.S. 9:165(C)(2)(a) and to enact R.S. 9:165.1, relative to issuance of bonds; to authorize the State Bond Commission to issue bonds secured by monies deposited into the Unclaimed Property Leverage Fund for completion of I-49; to provide for the use of proceeds of the bonds; to provide for certain requirements and limitations on the issuance of bonds; to provide for a procedure to contest the validity of issuance of the bonds; to provide for the rights of bondholders; to authorize the issuance of refunding bonds; to provide for effectiveness; 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. 370 by Representative Jane Smith

**AMENDMENT NO. 1**

On page 1, line 18, following "shall" and before "in" change "only be expended" to "be expended only"

**AMENDMENT NO. 2**

On page 4, line 19, following "held" and before "separate" delete ","

**AMENDMENT NO. 3**

On page 5, line 11, following "resolution," and before "trust" change "and/or" to "and"

**AMENDMENT NO. 4**

On page 5, line 21, following "negotiated" and before "private" insert "by"

**AMENDMENT NO. 5**

On page 7, line 10, following "for" and before "deposits" change "said" to "the"

**AMENDMENT NO. 6**

On page 7, line 13, following "decreased" and before "revenues" change "said" to "the"

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

**Suspension of the Rules**

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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<th>Mr. Speaker</th>
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<th>Lorusso</th>
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<td>Fannin</td>
<td>Ligi</td>
<td>Williams</td>
</tr>
<tr>
<td>Foil</td>
<td>Little</td>
<td>Willmott</td>
</tr>
<tr>
<td>Franklin</td>
<td>Lopinto</td>
<td></td>
</tr>
<tr>
<td>Total - 86</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

NAYS

| Badon, A.         | Bishop            | Smith, P. |
| Barrow            | Henderson         | Stiaes    |
| Total - 6         |                   |          |

ABSENT

| Abramson          | Jackson, M.       | Roy      |
| Armes             | Jones, S.         | St. Germain|
| Chandler          | LaBrazzo          | Wooton   |
| Dove              | LaFonta           |         |
| Jackson, G.       | Monica            |         |
| Total - 13        |                   |          |

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

Consent to Correct a Vote Record

Rep. Norton requested the House consent to record her vote on final passage of House Bill No. 370 as yea, which consent was unanimously granted.

HOUSE BILL NO. 418—
BY REPRESENTATIVE THIERRY
AN ACT
To amend and reenact R.S. 37:1374, relative to the Louisiana State Plumbing Board; to authorize the board to fine any person performing plumbing work without a license; and to provide for related matters.

Read by title.

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

HOUS pulse BILL NO. 420—
BY REPRESENTATIVE THIERRY
AN ACT
To amend and reenact R.S. 4:149.5(B)(1), relative to horse racing; to authorize account wagering to be conducted by a facility licensed by the Louisiana State Racing Commission and operating as pari-mutuel live horse racing facility; and to provide for related matters.

Read by title.

Rep. Thierry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

| Anders            | Franklin          | Montoucet |
| Armes             | Gallot            | Moreno   |
| Arnold            | Gisclair          | Norton   |
| Aubert            | Guillory          | Richardson|
| Badon, B.         | Guinn             | Ritchie  |
| Barras            | Hardy             | Robideaux|
| Barrow            | Henderson         | Roy      |
| Billiot           | Hensgens          | Simon    |
| Bishop            | Hill              | Smith, G.|
| Brossett          | Honore            | Smith, P.|
| Burns, H.         | Huvai             | St. Germain|
| Burrell           | Jackson, G.       | Stiaes   |
| Carmondy          | Johnson           | Templet  |
| Carter            | Kleckley          | Thibaut  |
| Champagne         | Landry            | Thierry  |
| Total - 13        |                   |          |

323
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Thierry 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. 431—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact R.S. 33:1236(21)(a)(i), relative to liens; to provide relative to the recordation and enforcement of certain liens; to provide for an award of attorney fees and court costs in certain circumstances; and to provide for related matters.
Read by title.

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

HOUSE BILL NO. 445—
BY REPRESENTATIVES CHANEY AND LOPINTO
AN ACT
To enact R.S. 6:966.1(E), relative to notices of repossession; to dispense with notice requirements for certain parties involved in secured transactions; and to provide for related matters.
Read by title.

Rep. Chaney moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Armes
Arnold
Aubert
Badon, B.
Badone
Barras
Barrow
Billiot
Bishop
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champlin
Chandler
Chaney
Connick
Cortez
Cromer
Danahay
Dixon
Downs
Ellington
Fannin
Geymann
Total - 88

NAYS

Total - 0

ABSENT

Abramson
Badon, A.
Baldone
Burns, T.
Doerge
Dove
Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Chaney 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. 457—
BY REPRESENTATIVE JANE SMITH
AN ACT
To amend and reenact R.S. 39:98.1(A)(3), (B), (C), and (D) and 98.3(A), all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; to provide for the uses of monies in the fund; and to provide for related matters.
Read by title.

Motion
On motion of Rep. Jane Smith, the bill was returned to the calendar.
HOUSE BILL NO. 592—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 25:1226.6(A), relative to tax exemptions and credits; to provide relative to tax exemptions and credits pursuant to the Atchafalaya Trace Heritage Area Development Zone; to extend the period in which new applications for tax benefits may be approved; and to provide for related matters.

Read by title.


ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker       Fannin       Lorusso
Anders            Foil         Moreno
Armes            Gallot       Norton
Arnold            Gisclair     Nowlin
Aubert            Greene       Pearson
Badon, A.         Guinn        Ponti
Badon, B.         Hardt        Pope
Baldone           Hazel        Pugh
Barras            Henry        Richard
Barrow            Hensgens     Richardson
Billiot           Hill         Ritchie
Bishop            Hines        Robideaux
Brossett          Hoffmann     Roy
Burford           Honore       Schroder
Burns, H.         Howard       Seabaugh
Burns, T.         Hutter       Smith, G.
Burrell            Huval       Smith, J.
Carmody           Johnson      Smith, P.
Carter            Jones, R.    St. Germain
Champagne         Jones, S.    Stiaes
Chaney            Kleckley     Talbot
Connick           LaBruzzo     Templet
Cortez            Lambert      Thibaut
Cromer            Landry       Thierry
Danahay           LeBas        White
Dixon             Leger        Williams
Edwards            Ligi        Willmott
Ellington         Little       Wooton
Total - 87

NAYS

Total - 0

ABSENT

Abramson         Guillory     Lopinto
Doerge           Harrison     McVea
Dove             Henderson    Monica
Downs            Jackson, M.  Montoucet
Franklin         Katz         Morris
Geymann          LaFonta      Simon
Total - 18

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.

HOUSE BILL NO. 602—
BY REPRESENTATIVE HOFFMANN
AN ACT
To amend and reenact R.S. 37:3415.6 and to enact R.S. 37:3415.10, relative to real estate appraisal management companies; to establish an expiration date for licenses; to provide for prorating of assessments; to require a real estate appraisal management company to submit an application assessment along with an application for license or renewal; to require all real estate appraisal management companies doing business in Louisiana to remit the initial license assessment; and to provide for related matters.

Read by title.

Rep. Hoffmann moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker       Foil         Lorusso
Anders            Franklin     Moreno
Armes            Gallot       Norton
Arnold            Gisclair     Nowlin
Aubert            Guinn        Pearson
Badon, A.         Hardy        Pope
Badon, B.         Harrison     Pugh
Baldone           Hazel        Richard
Barras            Henry        Richardson
Barrow            Hensgens     Ritchie
Billiot           Hill         Robideaux
Bishop            Hines        Roy
Brossett          Hoffmann     Schroder
Burford           Honoré       Seabaugh
Burns, H.         Howard       Smith, G.
Burrell           Hutter       Smith, J.
Carmody           Johnson      Stiaes
Carter            Jones, R.    St. Germain
Champagne         Jones, S.    Talbot
Connick           LaBruzio     Templet
Cortez            Lambert      Thierry
Cromer            Landry       White
Danahay           LeBas        Williams
Dixon             Leger        Willmott
Edwards            Ligi        Wooton
Ellington         Little       Total - 89
Fannin
Lopinto

NAYS

Total - 0

ABSENT

Abramson         Guillory     Monica
Burns, T.        Henderson    Montoucet
Doerge           Jackson, M.  Morris
Dove             Katz         Ponti
Geymann          LaFonta      Total - 16
Greene           McVea

The Chair declared the above bill, having received a two-thirds vote of the elected members, was finally passed.
To amend and reenact R.S. 46:460.10(A), (B), (C), and (E) and to enact R.S. 46:460.10(F), relative to drug testing of adult recipients of cash assistance; to require participants to consent to possible random drug testing prior to receipt of cash benefits; to require random drug testing for twenty percent of recipients of cash assistance; to provide for the drug testing of more than twenty percent of all participants of the Family Independence Temporary Assistance Program under certain circumstances; to provide for reimbursement to the state; to provide for a determination of sufficiency of funding; to establish a cost savings program for drug testing; 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:

**AMENDMENT NO. 1**

On page 2, line 22, following "of" and before "Department" insert "the"

**AMENDMENT NO. 2**

On page 2, line 28, following "testing" and before "administered" insert "to be"

**AMENDMENT NO. 3**

On page 3, line 1, following "signature," and before "be" change "the participant may" to "he agrees to"

**AMENDMENT NO. 4**

On page 4, line 1, and before "Department of Children" insert "the"

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

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

**AMENDMENT NO. 5**

AMENDMENTS proposed by Representative Barrow to Engrossed House Bill No. 7 by Representative Labruzzo

On page 1, line 4, between "assistance" and the semicolon ";" insert "or assistance from the Taylor Opportunity Program for Students"

**AMENDMENT NO. 6**

On page 2, between lines 24 and 25, insert the following:

"(2) The legislature hereby directs the commissioner of the Board of Regents to establish a program of random drug testing for students whose annual family income is greater than two hundred fifty thousand dollars and who receive assistance from the Taylor Opportunity Program for Students (TOPS). This program shall drug test students in different proportions according to the following schedule:

(a) Ten percent of students subject to the drug testing requirement in the first year of the program.

(b) Fifteen percent of students subject to the drug testing requirement in the second year of the program.

(c) Twenty percent of students subject to the drug testing requirement in the third year of the program.

(d) Twenty-five percent of students subject to the drug testing requirement in the fourth year of the program and thereafter.

**AMENDMENT NO. 7**

On page 2, at the beginning of line 25, change "B.(1)" to "B.(1)(a)"

**AMENDMENT NO. 8**

On page 3, between lines 5 and 6, insert the following:

"(b) Each participant in the Taylor Opportunity Program for Students whose annual family income is greater than two hundred fifty thousand dollars shall be asked to sign a written consent form which informs the participant that, in order to receive or to continue receiving student financial assistance, the participant shall consent to random drug testing administered by the Board of Regents according to the provisions of this Section. The form shall inform the participant that, with his signature, the participant may be drug tested at any time as determined by the Board of Regents while the participant is receiving student financial assistance. A participant who does not sign the form granting consent to a drug test shall not be eligible to receive or continue receiving student financial assistance through TOPS."
"(3) The commissioner of the Board of Regents shall cause to be instituted a random drug testing program for students whose annual family income is greater than two hundred fifty thousand dollars and who receive assistance from TOPS. The drug testing program shall conform to the requirements provided in R.S. 36:460.10(A)(2)."

AMENDMENT NO. 10
On page 4, at the beginning of line 23, change "E." to "E.(1)"

AMENDMENT NO. 11
On page 4, line 25, between "Section" and the period "." insert "which apply to adult recipients of FITAP"

AMENDMENT NO. 12
On page 4, after line 27, insert the following:

"(2) The commissioner of the Board of Regents shall promulgate rules and adopt regulations, in accordance with the Administrative Procedure Act, to implement the provisions of this Section which apply to students receiving financial assistance through TOPS. The implementation of the random drug testing of student recipients of financial assistance through TOPS shall be conducted in the most efficient and cost-effective manner possible."

Rep. Barrow moved the adoption of the amendments.

Rep. LaBruzzo objected.

Point of Order

Rep. LaBruzzo asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

The amendments were withdrawn.

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

HOUS E FLOOR AMENDMENTS

Amendments proposed by Representative Norton to Engrossed House Bill No. 7 by Representative LaBruzzo

AMENDMENT NO. 1
On page 1, line 3, between "assistance" and the semicolon ";" insert "and certain senior citizens, veterans, and disabled persons"

AMENDMENT NO. 2
On page 1, line 4, between "benefits" and the semicolon ";" insert "or assistance based on status as a senior citizen, veteran, or disabled person"

AMENDMENT NO. 3
On page 1, line 5, after "assistance;" insert "to require random drug testing for certain senior citizens, veterans, and disabled persons"

AMENDMENT NO. 4
On page 1, line 14, between "assistance" and the semicolon ";" insert "and certain senior citizens, veterans, and disabled persons"

AMENDMENT NO. 5
On page 1, at the beginning of line 16, between "A." and "The" insert "(1)"

AMENDMENT NO. 6
On page 2, between lines 24 and 25, insert the following:

"(2) The legislature hereby directs the Governor's Office of Elderly Affairs, the Louisiana Department of Veterans Affairs, and the Governor's Office of Disability Affairs to randomly drug test senior citizens, veterans, and disabled persons, respectively."

Rep. Norton moved the adoption of the amendments.

Rep. LaBruzzo objected.

Point of Order

Rep. LaBruzzo asked for a ruling from the Chair as to whether the above amendments were germane to the subject matter contained in the bill as introduced.

Ruling of the Chair

The Chair ruled that the above amendments were not germane to the subject matter contained in the bill as introduced.

The amendments were withdrawn.

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

ROLL CALL

The roll was called with the following result:

YE A S

Mr. Speaker Gisclair Lorusso
Anders Greene McVea
Arnold Hardy Morris
Badon, B. Harrison Nowlin
Baldone Hazel Pearson
Barras Henderson Pope
Burford Henry Pugh
Burns, H. Hensgens Richard
Burns, T. Hill Richardson
Carmody Hines Robideaux
Carter Hoffmann Schroder
Champagne Howard Seabaugh
Chandler Hutter Simon
Chaney Huval Smiley
Connick Johnson Smith, J.
Cortez Katz Talbot
Cromer Kleckley Templet
Danahay Labrzzo Thibaut
Doerge Lambert White
Downs Landry Willmott
Ellington Ligi Wooton
Fannin Little
Foil Lopinto
Total - 67
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Labruzzo 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. Anders requested the House consent to record his vote on final passage of House Bill No. 7 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Greene requested the House consent to record his vote on final passage of House Bill No. 7 as yea, which consent was unanimously granted.

HOUSE BILL NO. 12—

BY REPRESENTATIVES TEMPLET, ARNOLD, AUBERT, BALDONE, BILLIOT, BROSSETT, HENRY BURNS, CHANDLER, CHANEY, CONNICK, DANAHAY, DIXON, EDWARDS, FANNIN, GEYMANN, GISCLAIR, GREENE, HARDY, HAZEL, HENRY, HILL, HOFFMANN, HUTTER, LAMBERT, LEVAS, LIGI, LITTLE, MONTOUCET, MORRIS, PEARSON, POPE, PUGH, RICHARD, ROY, SIMON, TALBOT, WHITE, AND WILLS AND SENATORS LAFEUR, LONG, MARTINY, MILLS, MORRISH, QUINN, SHAW, SMITH, AND THOMPSON

To amend and reenact R.S. 40:964 (Schedule I)(E)(introductory paragraph), to enact R.S. 40:964(Schedule I)(E)(8) and (9) and (F), and to repeal R.S. 40:964(Schedule I)(C)(32), relative to synthetic controlled dangerous substances; to add certain synthetic substances to Schedule I; 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

Mr. Speaker
Anders
Arnold
Aubert
Badon, A.
Aubert
Billiot
Bishop
Brossett
Burrell
Dixon
Edwards

Mr. Speaker
Anders
Arnold

Hazard
Henderson
Hill
Hines
Hoffmann
Honore
Howard
Hutter
Huval
Moreno

NAYS

Badon, B.
Baldone
Barras
Barrow
Billiot
Brossett
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Cromer
Doerge
Downs
Edwards
Ellington
Fannin
Foil
Franklin
Gallog

Hazel
Henderson
Henry
Hensgens
Hill
Hines
Hoffmann
Honore
Howard
Hutter
Huval
Jackson, G.
Jackson, M.
Johnson
Jones, R.
Jones, S.
Katz
Kleckley
LaBruzzo
Lambert
Landry
LeBas
Leger
Ligu
Little
Norton
Ponte
Pope
Pugh
Richardson
Ritchie
Robideaux
Schoedler
Seabaugh
Simon
Smiley
Smith, J.
Smith, P.
St. Germain
Stiaes
Stiaes
Talbot
Templet
Thibaut
Thiery
White
Williams
Willmott
Wooton

Total - 26

Total - 12

Total - 90

Total - 0

ABSENT

Abramson
Armes
Geymann
Dove

Dixon
Guinn
Guinn
Dove

Monica
Monica
Pearson
PONTI

Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Labruzzo 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. 31—

BY REPRESENTATIVES HARDY, CARMODY, CARTER, DOWNS, EDWARDS, AND SCHRODER

AN ACT

To amend and reenact R.S. 17:176(B) and (C), relative to standards for student participation in interscholastic athletics; to establish minimum academic eligibility requirements for participation by certain students in interscholastic athletics; to require the State Board of Elementary and Secondary Education to adopt a policy relative to such eligibility requirements; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Hardy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Anders
Arnold

Gisclair
Guillory
Guinn

Lopinto
Lorussso
McVeay
Montoucet
Moreno
Morris
**HOUSE BILL NO. 75—**  
**BY REPRESENTATIVE GISCLAIR**  
**AN ACT**

To amend and reenact R.S. 56:333(B)(1) and (2) and to enact R.S. 56:333.3, relative to taking mullet for commercial purposes; to provide relative to taking of mullet for use as bait for recreational fishing; and to provide for related matters.

Read by title.

Rep. Gisclair moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>95</td>
<td>0</td>
<td>10</td>
</tr>
</tbody>
</table>

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gisclair 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.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Speaker Tucker gave notice of his intention to call House Bill No. 537 from the calendar on Wednesday, May 18, 2011.

**Notice of Intention to Call**

HOUSE BILL NO. 78—
BY REPRESENTATIVE EDWARDS
AN ACT
To amend and reenact R.S. 17:10.6(G), relative to school and district accountability; to provide relative to the auditing of a school system which is academically in crisis; and to provide for related matters.

Read by title.

Rep. Edwards moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Gallot  McVea
Anders  Gisclair  Montoucet
Arnold  Greene  Moreno
Aubert  Guilloy  Morris
Badon, A.  Guinn  Norton
Badon, B.  Hardy  Nowlin
Baldone  Harrison  Pearson
Barras  Hazel  Ponti
Barrow  Henderson  Pope
Billiot  Henry  Pugh
Bishop  Hensgens  Richard
Brossett  Hill  Richardson
Burford  Hines  Ritchie
Burns, H.  Hoffmann  Robideaux
Burns, T.  Honore  Schroder
Burrell  Howard  Seabaugh
Carmody  Hutter  Simon
Carter  Huval  Smiley
Champagne  Jackson, G.  Smith, G.
Chandler  Jackson, M.  Smith, P.
Chaney  Johnson  St. Germain
Connick  Jones, R.  Stiaes
Cortez  Jones, S.  Talbot
Cromer  Kleckley  Templet
Danahay  LaBruzoo  Thibaut
Dixon  Lambert  Thierry
Doerge  Landry  White
Downs  Leger  Williams
Edwards  Ligi  Willmott
Fannin  Little  Wooton
Foil  Lopinto
Franklin  Lorusso
Total - 94

NAYS

Total - 0

ABSENT

Abramson  Geymann  Monica
Armes  Katz  Roy
Dove  LaFonta  Smith, J.
Ellington  LeBas
Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Edwards 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. 101—
BY REPRESENTATIVE HARDY
AN ACT
To amend and reenact R.S. 17:491 and 492, relative to tenure of school bus operators; to provide relative to a school bus operator becoming a regular and permanent employee of the employing school board; to provide definitions; to provide applicability; to provide relative to the removal of certain operators; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Hardy moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Henry  McVea
Burns, T.  Hensgens  Morris
Carmody  Hines  Pearson
Carter  Katz  Richard
Champagne  Kleckley  Richardson
Connick  LaBruzoo  Robideaux
Cortez  Landry  Schroder
Cromer  Ligi  Seabaugh
Foil  Little  Talbot
Greene  Lopinto  Thibaut
Hardy  Lorusso  White
Total - 33

NAYS

Anders  Ellington  LeBas
Armes  Fannin  Leger
Arnold  Franklin  Montoucet
Aubert  Gallot  Moreno
Badon, A.  Gisclair  Norton
Badon, B.  Guilloy  Nowlin
Baldone  Guinn  Ponti
Barras  Harrison  Pugh
Barrow  Henderson  Ritchie
Bishop  Hill  Simon
Brossett  Hoffmann  Smith, G.
Burford  Honore  Smith, J.
Burns, H.  Howard  Smith, P.
Burrell  Hutter  St. Germain
Chandler  Huval  Stiaes
Chaney  Jackson, G.  Thierry
Danahay  Jackson, M.  Williams
Dixon  Johnson  Willmott
Doeger  Jones, R.  Wooton
Edwards  Lambert
Total - 62

ABSENT

Abramson  Jones, S.  Roy
Armes  LaFonta  Templet
Downs  Monica
Geymann  Pope
Total - 10

The Chair declared the above bill failed to pass.

Rep. Montoucet moved to reconsider the vote by which the above bill failed to pass, and, on his own motion, the motion to reconsider was laid on the table.
HOUSE BILL NO. 217—
BY REPRESENTATIVE BARRAS
AN ACT
To enact Code of Criminal Procedure Article 900(A)(6)(c)(vi), relative to probation; to provide relative to violations of probation; to amend definition of "technical violation"; to include failure to report to probation officer as a technical violation of probation; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Barras moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Lopinto
Anders Franklin Lorusso
Arnold Gallot McVea
Aubert Palour Moreno
Badon, A. Greene Moreno
Badon, B. Guillory Norton
Barras Harrison Nowlin
Barrow Hazel Norton
Billiot Henry Norton
Bishop Hensgens Pugh
Brossett Hill Richard
Burford Hines Richardson
Burns, H. Hoffmann Ritchie
Burns, T. Honore Robideaux
Burrell Howard Schroder
Carmody Hutter Seabaugh
Carter Huval Smiley
Champagne Jackson, G. Smith, G.
Chandler Jackson, M. Smith, J.
Chaney Johnson Smith, P.
Connick Jones, R. St. Germain
Cortez Katz Staes
Cromer Kleckley Talbot
Danahay LaBrazzo Thibaut
Dixon Lambert Thierry
Doerge Landry Williams
Downs LeBas Williams
Edwards Leger Wooton
Ellington Ligi Wooton
Fannin Little Wooton
Total - 93

NAYS

Total - 0

ABSENT

Abramson Hardy Monica
Armes Henderson Morris
Dove Jones, S. Roy
Geymann Lafontia Templet
Total - 12

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.

Suspension of the Rules

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

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:

Motion

On motion of Rep. Harrison, the Committee on House and Governmental Affairs was discharged from further consideration of House Bill No. 455.

HOUSE BILL NO. 455—
BY REPRESENTATIVE HARRISON
AN ACT
To enact R.S. 47:1508(B)(29), relative to the Department of Revenue; to provide with respect to the confidentiality of taxpayer records; to authorize the sharing of information relating to certain postsecondary education and employment information; and to provide for related matters.

Read by title.

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

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

HOUSE BILL NO. 94—
BY REPRESENTATIVES KATZ, ABRAMSON, BARROW, DOERGE, HILL, MICHAEL JACKSON, JOHNSON, LA BRIZZO, LEBAS, NOWLIN, SIMON, AND WILLMOTT
AN ACT
To amend and reenact R.S. 33:1563(H), R.S. 43:34, and R.S. 46:1431(A) and (C)(3), relative to the Missing and Exploited Children Information Clearinghouse of this state; to provide for administrative authority; to authorize the promulgation of rules; and to provide for related matters.

Called from the calendar.

Read by title.

On motion of Rep. Katz, the bill was ordered engrossed and recommitted to the Committee on Appropriations.

Suspension of the Rules

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

Petitions, Memorials, and Communications

The following petitions, memorials, and communications were received and read:
Message from the Senate
HOUSE CONCURRENT RESOLUTIONS
May 17, 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. 89
  Returned without amendments

- House Concurrent Resolution No. 95
  Returned without amendments

- House Concurrent Resolution No. 99
  Returned without amendments

- House Concurrent Resolution No. 101
  Returned without amendments

- House Concurrent Resolution No. 103
  Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS
May 17, 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. 34 and 35

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
SIGNED SENATE CONCURRENT RESOLUTIONS
May 17, 2011
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the President of the Senate has signed the following Senate Concurrent Resolutions:

- Senate Concurrent Resolution Nos. 21, 22, 23, 24, 25, 26, 27, and 29

and ask the Speaker of the House of Representatives to affix his signature to the same.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Concurrent Resolutions contained herein were signed by the Speaker of the House.

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. 106—
BY REPRESENTATIVE HOFFMANN
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals and the Department of Education to work together to develop a comprehensive program for elementary, middle, and high school students as well as students in institutions of higher education to emphasize, encourage, and teach the Heimlich maneuver.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 107—
BY REPRESENTATIVE ST. GERMAIN
A CONCURRENT RESOLUTION
To commend Blane Palazzo for his exemplary service and performance at all of the veteran and memorial events at which he has been honored to blow his bugle.

Read by title.

On motion of Rep. St. Germain, 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 17, 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. 1, by Fannin
  Reported with amendments. (18-0) (Regular)

- House Bill No. 477, by Fannin
  Reported with amendments. (16-4) (Regular)

JAMES R. "JIM" FANNIN
Chairman
Report of the Committee on Transportation, Highways, and Public Works
May 17, 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. 167, by Howard
Reported with amendments. (13-0-1) (Regular)

House Bill No. 190, by Thibaut
Reported favorably. (14-0) (Regular)

House Bill No. 378, by Ellington
Reported with amendments. (12-0-1) (Regular)

House Bill No. 513, by Williams
Reported favorably. (12-0-1) (Regular)

House Bill No. 543, by Leger
Reported favorably. (13-0-1) (Regular)

House Bill No. 583, by Willmott
Reported favorably. (11-0) (Regular)

NITA RUSICH HUTTER
Chairwoman

Report of the Committee on Ways and Means
May 17, 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. 381, by Greene
Reported with amendments. (15-0) (Regular)

House Bill No. 486, by Greene
Reported with amendments. (13-2) (Regular)

House Bill No. 491, by Jackson, Michael
Reported favorably. (17-0) (Regular)

HUNTER V. GREENE
Chairman

Privileged Report of the Committee on Enrollment
May 17, 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. 38—
BY REPRESENTATIVE MONTOUCEYT
A RESOLUTION
To commend the Louisiana Physical Therapy Association for its outstanding achievements and to recognize May 15 through May 21, 2011, as Louisiana Physical Therapy Association Week.

HOUSE RESOLUTION NO. 39—
BY REPRESENTATIVE PATRICIA SMITH
A RESOLUTION
To express sincere and heartfelt condolences upon the death of Jo Evelyn Griffin Webb.

HOUSE RESOLUTION NO. 40—
BY REPRESENTATIVE ROY
A RESOLUTION
To commend the Oak Hill High School Lady Rams softball team in Rapides Parish upon winning the Class B state softball championship and to congratulate the Lady Rams on an outstanding 2010-2011 season.

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. 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 Nos. 443, 469, and 584

Suspension of the Rules

Rep. Gallot moved to suspend the rules to permit the Committee on House and Governmental Affairs to consider House Bill No. 388 without giving the notice required by House Rule 14.23.


By a vote of 47 yeas and 32 nays, the House refused to suspend the rules.

Leave of Absence

Rep. Abramson - 1 day

Adjournment

On motion of Rep. Billiot, at 5:20 P.M., the House agreed to adjourn until Wednesday, May 18, 2011, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 18, 2011.

ALFRED W. SPEER
Clerk of the House