

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

**FOURTEENTH 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 17, 2011

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	Gallot	Lorusso
Anders	Geymann	McVea
Armes	Gisclair	Montoucet
Arnold	Greene	Moreno
Aubert	Guillory	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	Roy
Burrell	Howard	Schroder
Carmody	Hutter	Seabaugh
Carter	Huval	Simon
Champagne	Jackson, G.	Smiley
Chandler	Jackson, M.	Smith, G.
Chaney	Johnson	Smith, J.
Connick	Jones, R.	Smith, P.
Cortez	Jones, S.	St. Germain
Cromer	Katz	Stiaes
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Templet
Doerge	Lambert	Thibaut
Downs	Landry	Thierry
Edwards	LeBas	White

Ellington	Leger	Williams
Fannin	Ligi	Willmott
Foil	Little	Wooton
Franklin	Lopinto	
Total - 101		

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 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. 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. 24—**  
BY SENATOR ALARIO

**AN ACT**

To enact R.S. 9:5166, relative to mortgages and vendor's liens; to provide relative to cancellation of mortgage and vendor's lien inscriptions; to create and authorize the use of a uniform cancellation affidavit for cancellation of mortgage and vendor's lien inscriptions; to provide for the contents and effects of such affidavit; to provide relative to liability; to provide certain terms, conditions, procedures, and requirements; 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, MICHOT,  
MURRAY AND NEVERS

AN ACT

To enact R.S. 3:266(23) and 284, relative to establishing a monetary incentive program to promote purchases of Louisiana agricultural products; to authorize the development and establishment of the Louisiana Buy Local Purchase Incentive Program Fund within the state treasury; to authorize an incentive payment for certain purchases of Louisiana agricultural products by certain restaurant establishments; to provide for the administration of the incentive payment; to provide with respect to financing; to provide for definitions; to provide for certain requirements and termination of the program and fund; and to provide for related matters.

Read by title.

**SENATE BILL NO. 85—**  
BY SENATOR GAUTREAU

AN ACT

To enact Part XI of Title 19 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 19:361 through 368, relative to expropriation by St. Mary Parish; to authorize the governing authority of the parish to expropriate by a declaration of taking; to define terms; to provide for procedures; to provide for purposes of expropriation; and to provide for related matters.

Read by title.

**SENATE BILL NO. 89—**  
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 3:3406(A)(2), 3419(D), the introductory paragraph of 3421, and 3423(D)(1), relative to the Agricultural Commodity Dealer and Warehouse Law; to provide relative to powers of the commissioner; to provide relative to records; to transfer the authority of determining the expenses of the Agricultural Commodity Dealers and Warehouse Fund from the commission to the commissioner; and to provide for related matters.

Read by title.

**SENATE BILL NO. 93—**  
BY SENATOR MCPHERSON

AN ACT

To amend and reenact R.S. 37:1026.1 and 1026.6(B)(10) and to enact Part XLII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.21 through 1300.22, and to repeal R.S. 37:1026.9, relative to training programs for certified nurse aides; to provide for the medication attendant certification program for certified nurse aides; to provide for a clinical preceptor nurse aide training program maintained by the Louisiana Community and Technical College System for certified nurse aides; and to provide for related matters.

Read by title.

**SENATE BILL NO. 102—**  
BY SENATOR LAFLEUR

AN ACT

To enact R.S. 26:93(E) and 290(E), relative to the alcoholic beverage control law; to provide for suspension of permits; to provide for emergency procedure; and to provide for related matters.

Read by title.

**SENATE BILL NO. 112—**  
BY SENATORS ADLEY, NEVERS AND WALSWORTH

AN ACT

To enact R.S. 47:305.66, relative to the sales and use 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. 153—**  
BY SENATOR MURRAY

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 advertisement and letting of lowest responsible bidder; to provide for inclusion of addenda containing pricing information; and to provide for related matters.

Read by title.

**SENATE BILL NO. 156—**  
BY SENATOR BROOME

AN ACT

To enact R.S. 40:2022, 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. 173—**  
BY SENATOR ADLEY

AN ACT

To enact R.S. 22:978(E), relative to group, family group, blanket, and association health and accident insurance; to provide with respect to notice required for certain premium increase, cancellation, or nonrenewal; to provide for the release of claims data; and to provide for related matters.

Read by title.

**SENATE BILL NO. 175—**  
BY SENATOR HEITMEIER

AN ACT

To amend and reenact R.S. 37:1041(C)(2)(e), 1042(B), 1050(B), and 1055, relative to the practice of optometry; to provide for definitions; to provide for the Louisiana State Board of Optometry Examiners; to provide for application requirements; to provide for recording of the certificate of practice; and to provide for related matters.

Read by title.

**SENATE BILL NO. 178—**  
BY SENATOR HEITMEIER

AN ACT

To enact Part XL-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.8.1 through 1300.8.2, relative to a scholarship or loan program for

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 uses 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 BROOME

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, MONTOU CET, SCHROEDER, 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, GIRÓD JACKSON, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, NORTON, STIAES, THIERRY, AND WILLIAMS AND SENATORS BROOME, DORSEY, GUILLORY, JACKSON, MORRELL, MURRAY, PETERSON, AND WILLARD-LEWIS

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 molestation 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)"

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## 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 "(c)" 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

(I), relative to criminal sentencing; to provide with respect to home incarceration; to provide for uniform data collection and reporting of home incarceration and electronic monitoring services; to provide for oversight; 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. 112—**  
BY REPRESENTATIVES AUSTIN BADON AND BROSSETT  
AN ACT

To amend and reenact R.S. 17:416.13(B), relative to student codes of conduct; to provide relative to public school policies prohibiting the harassment, intimidation, and bullying of a student by another student; to further define what constitutes harassment, intimidation, and bullying; to provide relative to applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Education to Original House Bill No. 112 by Representative Austin Badon

AMENDMENT NO. 1

On page 1, delete line 18 and insert the following: "(a) ~~any~~ Any intentional gesture or written, verbal, or physical act that ~~(a) A a~~"

AMENDMENT NO. 2

On page 2, line 5, after "Any" and before "gesture" insert "intimidating, threatening, or abusive"

AMENDMENT NO. 3

On page 2, line 7, after "that" and before "as being" change "is reasonably perceived" to "a reasonable person under the circumstances would perceive"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 124—**  
BY REPRESENTATIVES PATRICIA SMITH AND DOERGE  
AN ACT

To amend and reenact Children's Code Articles 407 and 879(A), relative to delinquency proceedings; to amend provisions relative to the confidentiality of delinquency proceedings; to allow the victim and certain members of the victim's family to be present; 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. 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 claims submitted after the termination of a contract; 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 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 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. 271—**

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"

AMENDMENT NO. 2

On page 1, line 6, change "R.S. 40:1730.24(C) is" to "R.S. 40:1730.23(F) and 1730.24(C) are"

AMENDMENT NO. 3

On page 1, between lines 6 and 7, insert the following:

"§1730.23. Enforcement of building codes by municipalities and parishes

\* \* \*

F. Any municipality or parish which issues a permit for construction pursuant to this Part shall provide a list of registered certified building inspectors to the applicant for the permit at the time the permit is issued."



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 bill was ordered engrossed and passed to its third reading.

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 311—**

BY REPRESENTATIVE LABRUZZO

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 exemption from a guaranty 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 recommitted to the Committee on Civil Law and Procedure.

**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.

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. 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

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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:

(1) R.S. 14:30, R.S. 14:30.1, R.S. 14:31, R.S. 14:32.6 through R.S. 14:32.8, R.S. 14:41 through R.S. 14:45, R.S. 14:74, R.S. 14:78, R.S. 14:78.1, R.S. 14:79.1, R.S. 14:80 through R.S. 14:86, R.S. 14:89, R.S. 14:89.1, R.S. 14:89.2, R.S. 14:92, R.S. 14:93, R.S. 14:93.2.1, R.S. 14:93.3, crimes of violence as defined in R.S. 14:2(B), sex offenses as defined in R.S. 15:541, R.S. 14:106, R.S. 14:282, R.S. 14:283, R.S. 14:283.1, R.S. 14:284, R.S. 14:286, R.S. 40:966(A), R.S. 40:967(A), R.S. 40:968(A), R.S. 40:969(A), and R.S. 40:970(A) or convictions for attempt or conspiracy to commit any of those offenses;

\* \* \*

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 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:

**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	Geymann	Morris
Badon, A.	Gisclair	Norton
Badon, B.	Guillory	Nowlin
Barras	Guinn	Pope
Barrow	Hardy	Pugh
Billiot	Harrison	Richard
Bishop	Hazel	Richardson
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	Huval	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.

Read by title.

Rep. Lopinto moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Anders	Gallot	Lorusso
Armes	Geymann	McVea
Arnold	Gisclair	Montoucet
Aubert	Guillory	Moreno
Badon, A.	Guinn	Morris
Badon, B.	Harrison	Norton
Billiot	Hazel	Nowlin
Brossett	Henderson	Pope
Burford	Henry	Pugh
Burns, H.	Hill	Richard
Burns, T.	Hines	Richardson
Burrell	Hoffmann	Ritchie
Carmody	Honore	Robideaux
Carter	Howard	Roy
Champagne	Hutter	Seabaugh
Chandler	Huval	Simon
Chaney	Jackson, G.	Smiley
Connick	Johnson	Smith, G.
Cortez	Jones, R.	Smith, J.

Cromer	LaBruzzo	Smith, P.
Dixon	Lambert	Talbot
Doerge	Landry	Templet
Downs	LeBas	Thierry
Edwards	Leger	White
Ellington	Ligi	Williams
Foil	Little	Willmott
Franklin	Lopinto	Wooton

Total - 81

NAYS

Total - 0

ABSENT

Mr. Speaker	Fannin	LaFonta
Abramson	Greene	Monica
Baldone	Hardy	Pearson
Barras	Hensgens	Ponti
Barrow	Jackson, M.	Schroder
Bishop	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dove	Kleckley	Thibaut

Total - 24

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.

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. 368 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 13, following "Section" insert "2"

AMENDMENT NO. 2

On page 1, line 15, following "mean" and before "2:" 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:

YEAS

Armes	Franklin	Lorusso
Arnold	Gallot	McVea
Aubert	Gisclair	Montoucet
Badon, A.	Guillory	Moreno
Badon, B.	Guinn	Norton
Baldone	Harrison	Nowlin
Barras	Hazel	Pope
Barrow	Henderson	Pugh
Billiot	Henry	Richard
Bishop	Hensgens	Richardson
Brossett	Hill	Ritchie
Burford	Hines	Robideaux
Burns, H.	Hoffmann	Roy
Burns, T.	Honore	Seabaugh
Burrell	Howard	Simon
Carmody	Hutter	Smiley
Carter	Huval	Smith, G.
Champagne	Jackson, G.	Smith, J.
Chandler	Johnson	Smith, P.
Chaney	Jones, R.	Stiaes
Connick	Katz	Talbot
Cortez	LaBruzzo	Templet
Cromer	Lambert	Thibaut
Dixon	Landry	White
Doerge	LeBas	Williams
Downs	Leger	Willmott
Edwards	Ligi	Wooton
Ellington	Little	
Foil	Lopinto	
Total - 85		

NAYS

Total - 0

ABSENT

Mr. Speaker	Greene	Morris
Abramson	Hardy	Pearson
Anders	Jackson, M.	Ponti
Danahay	Jones, S.	Schroder
Dove	Kleckley	St. Germain
Fannin	LaFonta	Thierry
Geymann	Monica	
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.

**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	Ellington	Lorusso
Armes	Foil	McVea
Arnold	Franklin	Montoucet
Aubert	Geymann	Moreno
Badon, A.	Gisclair	Morris
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
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	Seabaugh
Burrell	Howard	Simon
Carmody	Hutter	Smiley
Carter	Huval	Smith, G.
Champagne	Jackson, G.	Smith, J.
Chandler	Johnson	Smith, P.
Chaney	Katz	Stiaes
Connick	LaBruzzo	Talbot
Cortez	Lambert	Templet
Cromer	Landry	Thibaut
Danahay	LeBas	Thierry
Dixon	Leger	White
Doerge	Ligi	Williams
Downs	Little	Willmott
Edwards	Lopinto	Wooton
Total - 87		

NAYS

Total - 0

ABSENT

Mr. Speaker	Hardy	LaFonta
Abramson	Hensgens	Monica
Dove	Jackson, M.	Pearson
Fannin	Jones, R.	Ponti
Gallot	Jones, S.	Schroder
Greene	Kleckley	St. Germain
Total - 18		

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)(ii)(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.

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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
Burford	Honore	Roy
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	Stiaes
Cannick	Lambert	Talbot
Cortez	Landry	Templet
Cromer	LeBas	Thibaut
Danahay	Leger	Thierry
Dixon	Ligi	White
Doerge	Little	Williams
Downs	Lopinto	Willmott
Edwards	Lorusso	Wooton
Ellington	McVea	
Total - 89		

### NAYS

Total - 0

### ABSENT

Mr. Speaker	Guinn	LaFonta
Abramson	Hardy	Monica
Dove	Henderson	Ponti
Fannin	Jackson, M.	St. Germain
Geymann	Jones, S.	
Greene	Kleckley	
Total - 16		

The Chair declared the above bill was finally passed.

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 the 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 "2"

### 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**

Mr. Speaker	Gallot	Lorusso
Anders	Geymann	McVea
Arnold	Gisclair	Montoucet
Aubert	Greene	Moreno
Badon, B.	Guillory	Morris
Baldone	Guinn	Norton
Barras	Hardy	Nowlin
Billiot	Harrison	Pearson
Brossett	Hazel	Ponti
Burford	Henry	Pope
Burns, H.	Hensgens	Pugh
Burns, T.	Hill	Richard
Burrell	Hines	Richardson
Carmody	Hoffmann	Ritchie
Carter	Honore	Robideaux
Champagne	Howard	Schroder
Chaney	Hutter	Seabaugh
Connick	Huval	Simon
Cortez	Johnson	Smiley
Cromer	Jones, R.	Smith, G.
Danahay	Katz	Smith, J.
Dixon	Kleckley	Talbot
Doerge	Lambert	Templet
Downs	Landry	Thibaut
Edwards	LeBas	Thierry
Ellington	Leger	White
Fannin	Ligi	Williams
Foil	Little	Willmott
Franklin	Lopinto	
Total - 86		

**NAYS**

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

**ABSENT**

Abramson	Jackson, M.	Roy
Armes	Jones, S.	St. Germain
Chandler	LaBruzzo	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:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Thierry to Engrossed House Bill No. 418 by Representative Thierry

AMENDMENT NO. 1

On page 1, line 3, after "a license;" insert "to provide for exceptions;"

AMENDMENT NO. 2

On page 1, between lines 15 and 16, insert the following:

"C. Nothing in this Section shall be construed to supersede the exceptions provided for in R.S. 37:1376 and 1377."

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

**Motion**

On motion of Rep. Thierry, the bill, as amended, was returned to the calendar.

**HOUSE 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.	Huval	St. Germain
Burrell	Jackson, G.	Stiaes
Carmody	Johnson	Templet
Carter	Kleckley	Thibaut
Champagne	Landry	Thierry

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Connick	LeBas	White
Cortez	Leger	Williams
Danahay	Ligi	Willmott
Dixon	Lopinto	Wooton
Edwards	Lorusso	
Foil	McVea	
Total - 61		

NAYS

Mr. Speaker	Greene	Morris
Badon, A.	Hazel	Nowlin
Burford	Henry	Pearson
Chandler	Hines	Pugh
Chaney	Hoffmann	Richard
Cromer	Howard	Schroder
Downs	Jones, R.	Seabaugh
Ellington	LaBruzzo	Smiley
Fannin	Lambert	Smith, J.
Geymann	Little	Talbot
Total - 30		

ABSENT

Abramson	Harrison	LaFonta
Baldone	Hutter	Monica
Burns, T.	Jackson, M.	Ponti
Doerge	Jones, S.	Pope
Dove	Katz	
Total - 14		

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

Mr. Speaker	Foil	Montoucet
Anders	Gallot	Moreno

Armes	Gisclair	Norton
Arnold	Greene	Nowlin
Aubert	Guillory	Pearson
Badon, B.	Guinn	Pope
Baldone	Hardy	Pugh
Barras	Hazel	Richard
Barrow	Henry	Richardson
Billiot	Hensgens	Ritchie
Bishop	Hill	Robideaux
Brossett	Hines	Roy
Burford	Hoffmann	Schroder
Burns, H.	Honore	Seabaugh
Burns, T.	Howard	Simon
Burrell	Hutter	Smiley
Carmody	Huval	Smith, G.
Carter	Jackson, G.	Smith, J.
Champagne	Johnson	St. Germain
Chandler	Jones, R.	Stiaes
Chaney	Jones, S.	Talbot
Connick	Katz	Templet
Cortez	Lambert	Thibaut
Cromer	Landry	Thierry
Danahay	LeBas	White
Dixon	Leger	Williams
Downs	Ligi	Willmott
Edwards	Little	Wooton
Ellington	Lopinto	
Fannin	Lorusso	
Total - 88		

NAYS

Total - 0

ABSENT

Abramson	Harrison	McVea
Badon, A.	Henderson	Monica
Doerge	Jackson, M.	Morris
Dove	Kleckley	Ponti
Franklin	LaBruzzo	Smith, P.
Geymann	LaFonta	
Total - 17		

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.

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

**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.	Hardy	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	Smiley
Burrell	Huval	Smith, G.
Carmody	Jackson, G.	Smith, J.
Carter	Johnson	Smith, P.
Champagne	Jones, R.	St. Germain
Chandler	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	Honore	Seabaugh
Burns, H.	Howard	Simon
Burrell	Hutter	Smiley
Carmody	Huval	Smith, G.
Carter	Jackson, G.	Smith, J.
Champagne	Johnson	Smith, P.
Chandler	Jones, R.	St. Germain
Chaney	Jones, S.	Stiaes
Connick	Kleckley	Talbot
Cortez	LaBruzzo	Templet
Cromer	Lambert	Thibaut
Danahay	Landry	Thierry
Dixon	LeBas	White
Downs	Leger	Williams
Edwards	Ligi	Willmott
Ellington	Little	Wooton
Fannin	Lopinto	
Total - 89		

**NAYS**

Total - 0

**ABSENT**

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

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. Hoffmann 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. 7—**

BY REPRESENTATIVES LABRUZZO, BOBBY BADON, HENRY BURNS, TIM BURNS, CHAMPAGNE, CHANDLER, DOERGE, DOVE, ELLINGTON, GISCLAIR, GREENE, GUINN, HARDY, HARRISON, HAZEL, HENRY, HILL, HOWARD, KATZ, KLECKLEY, LIGI, MCVEA, MORRIS, PEARSON, POPE, RICHARDSON, SCHRODER, SEABAUGH, SIMON, JANE SMITH, TALBOT, TEMPLER, THIBAUT, AND WOOTON  
AN ACT

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:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 7 by Representative LaBruzzo

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:

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Barrow 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 participants in the Taylor Opportunity Program for Students"

AMENDMENT NO. 2

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

AMENDMENT NO. 3

On page 1, line 5, after "assistance;" insert "to require random drug testing for certain students who receive assistance from the Taylor Opportunity Program for Students;"

AMENDMENT NO. 4

On page 1, line 14, between "assistance" and the semicolon ";" insert "and certain students who receive assistance from the Taylor Opportunity Program for Students"

AMENDMENT NO. 5

On page 1, at the beginning of line 16, change "A." to "A.(1)"

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."

AMENDMENT NO. 9

On page 4, between lines 2 and 3, insert the following:

"(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. 46:460.10(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:

**HOUSE 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:

YEAS

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	LaBruzzo	Thibaut
Doerge	Lambert	White
Downs	Landry	Willmott
Ellington	Ligi	Wooton
Fannin	Little	
Foil	Lopinto	
Total - 67		

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NAYS

Aubert	Franklin	Norton
Badon, A.	Gallot	Ritchie
Barrow	Honore	Smith, G.
Billiot	Jackson, G.	Smith, P.
Bishop	Jackson, M.	St. Germain
Brossett	Jones, R.	Stiaes
Burrell	Leger	Thierry
Dixon	Montoucet	Williams
Edwards	Moreno	
Total - 26		

ABSENT

Abramson	Guillory	LeBas
Armes	Guinn	Monica
Dove	Jones, S.	Ponti
Geymann	LaFonta	Roy
Total - 12		

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, GEYMAN, GISCLAIR, GREENE, HARDY, HAZEL, HENRY, HILL, HOFFMANN, HUTTER, LAMBERT, LEBAS, LIGI, LITTLE, MONTOU CET, MORRIS, PEARSON, POPE, PUGH, RICHARD, ROY, SIMON, TALBOT, WHITE, AND WILLMOTT AND SENATORS LAFLEUR, LONG, MARTINY, MILLS, MORRISH, QUINN, SHAW, SMITH, AND THOMPSON  
AN ACT

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	Gisclair	Lopinto
Anders	Guillory	Lorusso
Arnold	Guinn	McVea
Aubert	Hardy	Montoucet
Badon, A.	Harrison	Moreno

Badon, B.	Hazel	Morris
Baldone	Henderson	Norton
Barras	Henry	Ponti
Barrow	Hensgens	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard
Burns, H.	Hoffmann	Richardson
Burns, T.	Honore	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Schroder
Carter	Huval	Seabaugh
Champagne	Jackson, G.	Simon
Chandler	Jackson, M.	Smiley
Chaney	Johnson	Smith, J.
Connick	Jones, R.	Smith, P.
Cortez	Jones, S.	St. Germain
Cromer	Katz	Stiaes
Doerge	Kleckley	Talbot
Downs	LaBruzzo	Templet
Edwards	Lambert	Thibaut
Ellington	Landry	Thierry
Fannin	LeBas	White
Foil	Leger	Williams
Franklin	Ligi	Willmott
Gallot	Little	Wooton
Total - 90		

NAYS

Total - 0

ABSENT

Abramson	Dixon	Monica
Armes	Dove	Nowlin
Bishop	Geymann	Pearson
Burford	Greene	Roy
Danahay	LaFonta	Smith, G.
Total - 15		

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. 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	Gisclair	Montoucet
Anders	Guillory	Moreno
Arnold	Guinn	Morris

Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hensgens	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Ritchie
Burrell	Honore	Robideaux
Carmody	Howard	Schroder
Carter	Huval	Seabaugh
Champagne	Johnson	Simon
Chandler	Jones, R.	Smiley
Chaney	Katz	Smith, G.
Connick	Kleckley	Smith, J.
Cortez	LaBruzzo	Stiaes
Danahay	Landry	Talbot
Dixon	LeBas	Templet
Doerge	Leger	Thibaut
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	McVea	
Total - 80		

NAYS

Aubert	Hutter	Smith, P.
Badon, A.	Jackson, G.	St. Germain
Bishop	Jackson, M.	Thierry
Brossett	Lambert	
Franklin	Norton	
Total - 13		

ABSENT

Abramson	Gallot	Jones, S.
Armes	Geymann	LaFonta
Cromer	Greene	Monica
Dove	Hazel	Roy
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hardy 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. Bobby Badon requested the House consent to correct his vote on final passage of House Bill No. 31 from nay to yea, which consent was unanimously granted.

**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:

**YEAS**

Mr. Speaker	Franklin	McVea
Anders	Gallot	Montoucet
Arnold	Gisclair	Moreno
Aubert	Greene	Morris
Badon, A.	Guillory	Norton
Badon, B.	Guinn	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, J.
Chaney	Johnson	Smith, P.
Connick	Jones, R.	St. Germain
Cortez	Jones, S.	Stiaes
Cromer	Kleckley	Talbot
Danahay	LaBruzzo	Templet
Dixon	Lambert	Thibaut
Doerge	Landry	Thierry
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	
Total - 95		

NAYS

Total - 0

ABSENT

Abramson	Hardy	Monica
Armes	Katz	Roy
Dove	LaFonta	
Geymann	LeBas	
Total - 10		

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**

Pursuant to House Rule No. 8.26(A), Rep. Leger gave notice of his intention to call House Bill No. 49 from the calendar on Monday, May 23, 2011.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Leger gave notice of his intention to call House Bill No. 501 from the calendar on Monday, May 23, 2011.

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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	Guillory	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	LaBruzzo	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	LaBruzzo	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.	Guillory	Nowlin
Baldone	Guinn	Ponti
Barras	Harrison	Pugh
Barrow	Hazel	Ritchie
Billiot	Henderson	Simon
Bishop	Hill	Smiley
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
Doerge	Jones, R.	Wooton
Edwards	Lambert	
Total - 62		

ABSENT

Abramson	Jones, S.	Roy
Dove	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	Gisclair	Montoucet
Badon, A.	Greene	Moreno
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Harrison	Pearson
Barrow	Hazel	Ponti
Billiot	Henry	Pope
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	Simon
Champagne	Jackson, G.	Smiley
Chandler	Jackson, M.	Smith, G.
Chaney	Johnson	Smith, J.
Connick	Jones, R.	Smith, P.
Cortez	Katz	St. Germain
Cromer	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	Lambert	Thibaut
Doerge	Landry	Thierry
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Total - 93		

**NAYS**

Total - 0

**ABSENT**

Abramson	Hardy	Monica
Armes	Henderson	Morris
Dove	Jones, S.	Roy
Geymann	LaFonta	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, LABRUZZO, LEBAS, NOWLIN, SIMON, AND WILLMOTT

AN ACT

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

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 MONTOU CET  
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.

Rep. Hoffmann objected.

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

