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

SIXTEENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Thursday, May 19, 2011

The House of Representatives was called to order at 9:00 A.M.,
by the Honorable Jim Tucker, Speaker of the House of
Representatives.

Morning Hour
ROLL CALL

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

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

Fannin Ligi Willmott
Foil Little Wooton
Franklin Lopinto

Total - 101

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

Prayer

Prayer was offered by Rep. Chandler.

Pledge of Allegiance

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

Elena Figueroa sang The National Anthem.

Reading of the Journal

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

On motion of Rep. Brossett, the Journal of May 18, 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 19, 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. 28 and 36
Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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. 28—
BY SENATORS CHAISON, ADLEY, ALARO, AMEDEE, APPEL,
BROOME, CHABERT, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY,
ERDEY, GAUTREAUX, GUILLORY, HEITMEIER, JACKSON, KOSTELKA,
LAFLEUR, LONG, MARIONNEAUX, MARTINY,
MCPherson, MICHOT, MILLS, MORRELL, MORRISS, MOUNT,
MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, SMITH,
THOMPSON, WALSWORTH AND WILLARD-LEWIS
A CONCURRENT RESOLUTION
To express the sincere and heartfelt condolences of the Legislature of Louisiana upon the passing of renowned businessman and former Louisiana State Senator Ken Hollis and to note his life of public service and his many contributions made on behalf of the citizens of Jefferson Parish, the city of New Orleans, and the state of Louisiana.

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

**SENATE CONCURRENT RESOLUTION NO. 36—**

By Senators Mount, Adley, Alario, Amédée, Appel, Broune, Chabert, Chaisson, Cheek, Claiborne, Crowe, Donahue, Dorsey, Erdey, Gautreaux, Guillory, Heitmeier, Jackson, Kostelka, Lafleur, Long, Marionneaux, Martiny, McPherson, Michelot, Mills, Morrell, Morris, Murray, Nevers, Perry, Peterson, Quinn, Riser, Shaw, Smith, Thompson, Walsworth and Willard-Lewis

A CONCURRENT RESOLUTION

To express the sincere heartfelt condolences of the Legislature of Louisiana upon the death of former state Senator, Guy W. Sockrider, Jr.

Read by title.

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

**Message from the Senate**

**SENATE BILLS**

May 19, 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. 2, 3, 18, 19, 30, 45, 59, 66, 80, 82, 99, 113, 114, 121, 135, 144, 165, 166, 167, 187, 205, and 237.

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. 2—**

By Senator Guillory

AN ACT

To amend and reenact R.S. 11:2091(B) and (C), relative to the Registrars of Voters Employees’ Retirement System; to provide for membership of and election to the board of trustees; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 3—**

By Senators Gautreaux, Alario, Broune, Chabert, Cheek, Crowe, Dorsey, Erdey, Guillory, Kostelka, Lafleur, Long, Marionneaux, Michelot, Mills, Morrell, Mount, Murray, Nevers, Perry, Quinn, Riser, Shaw, Smith, Thompson, Walsworth and Willard-Lewis

AN ACT

To amend and reenact R.S. 11:2174.2 and 2178(1)(b), (C), and (D)(1), relative to the Sheriffs’ Pension and Relief Fund; to provide for changes to the existing defined benefit plan; to provide for calculation of benefits and retirement eligibility requirements for persons whose system membership begins after a certain date; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 65—**

By Senator Cheek

AN ACT

To amend and reenact R.S. 40:1300.53(C)(2), relative to nonlicensed persons and licensed ambulance personnel; to provide for an exemption to the prohibition on employing a nonlicensed person or licensed ambulance personnel when such person has been convicted of certain offenses; and to provide for related matters.

Read by title.
SENATE BILL NO. 66—
BY SENATOR DONAHUE
AN ACT
To enact R.S. 23:998, relative to the verification of legal status of certain aliens prior to employment in public contract work; to provide for definitions; to provide for the scope of applicability; to provide for the cost of such verification; to provide relative to a de-funding of such federal program; and to provide for related matters.

Read by title.

SENATE BILL NO. 80—
BY SENATOR MORRELL AND REPRESENTATIVE AUSTIN BADON
AN ACT
To amend and reenact R.S. 36:642(C)(1), 643, 645(A)(5), 646, 648, and 649, to enact R.S. 36:648.1, to repeal R.S. 17:23 and Chapter 34 of Title 17 of the Louisiana Revised Statutes of 1950, comprised of R.S. 17:3781 through 3784, and to repeal R.S. 36:647, relative to the Department of Education; to provide relative to the offices within the department and their functions; to provide relative to the titles of the officers of the department; to provide relative to the appointment and duties of the deputy superintendent of education; to remove provisions relative to the purposes and functions of certain offices; to remove duplicative and outdated provisions; to delete provisions relative to the establishment, governance, programs, and services of the regional education service centers; and to provide for related matters.

Read by title.

SENATE BILL NO. 99—
BY SENATOR DORSEY
AN ACT
To enact R.S. 47:305.66, relative to sales and use taxes; to provide that the state sales and use tax shall not apply to purchases of breastfeeding items; and to provide for related matters.

Read by title.

SENATE BILL NO. 113—
BY SENATORS CROWE, ADLEY, APPEL, BROOME, CLAIGHTOR, DONAHUE, DORSEY, ERDEY, GAUTREAUX, GUILLOY, HEITMEIER, JACKSON, LONG, MARTINY, MICHTOT, MILLS, MOUNT, MURRAY, NEVERS, PERRY, QUINN, SHAW, SMITH, THOMPSON, WALSWORTH AND WILLARD-LEWIS
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10(F)(2)(a) and (b) and to add Article VII, Section 10(F)(4)(g) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to define recurring federal financial participation for certain circumstances; to define projected deficit for certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 114—
BY SENATORS CROWE, ADLEY, ALARIO, APPEL, BROOME, CLAIGHTOR, DONAHUE, DORSEY, ERDEY, GAUTREAUX, GUILLOY, HEITMEIER, JACKSON, LONG, MARTINY, MICHTOT, MILLS, MOUNT, MURRAY, NEVERS, PERRY, QUINN, SHAW, SMITH, THOMPSON, WALSWORTH AND WILLARD-LEWIS
AN ACT
To amend and reenact R.S. 39:2(11.1), the introductory paragraph of R.S. 39:75(C), and the introductory paragraph of 75(E) and to enact R.S. 39:2(40.1) and 75(F), relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to define recurring federal financial participation for certain circumstances; to define projected deficit for certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 121—
BY SENATOR DONAHUE
AN ACT
To amend and reenact R.S. 49:308.5(B)(3)(c) and to enact R.S. 49:308.5(C)(6), relative to special funds and dedication of money; to sunset and abolish certain funds and statutory dedications; to provide for certain exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 135—
BY SENATOR CLAIGHTOR
AN ACT
To amend and reenact R.S. 49:308.5(B)(3)(c) and to enact R.S. 49:308.5(C)(6), relative to special funds and dedication of money; to sunset and abolish certain funds and statutory dedications; to provide for certain exceptions; and to provide for related matters.

Read by title.

SENATE BILL NO. 144—
BY SENATOR WALSWORTH
AN ACT
To amend and reenact R.S. 17:3351.16, relative to community and technical colleges; to provide relative to increasing the availability and use of electronic textbooks and other instructional materials; to provide relative to the purchase of electronic textbooks and other instructional materials and content, including student charges therefor; to provide for rules; and to provide for related matters.

Read by title.

SENATE BILL NO. 165—
BY SENATORS WALSWORTH, DORSEY, LAFLEUR, LONG AND NEVERS
AN ACT
To enact R.S. 17:3351.16, relative to community and technical colleges; to provide relative to increasing the availability and use of electronic textbooks and other instructional materials; to provide relative to the purchase of electronic textbooks and other instructional materials and content, including student charges therefor; to provide for rules; and to provide for related matters.

Read by title.

SENATE BILL NO. 166—
BY SENATOR WALSWORTH
AN ACT
To amend and reenact R.S. 34:1401(A) and (B), and to enact R.S. 34:1402(C), relative to membership on the Greater Ouachita
Port Commission; to provide for residency requirements and removal of commissioners failing to attend the required number of regular meetings; and to provide for related matters.

Read by title.

SENATE BILL NO. 167—
BY SENATOR CHEEK
AN ACT
To enact R.S. 33:2589.1, relative to the city of Shreveport; to provide for the creation of the position of chief of fire support staff; to provide for the appointment, powers, qualifications, and responsibilities of such position; and to provide for related matters.

Read by title.

SENATE BILL NO. 187—
BY SENATOR LONG
AN ACT
To amend and reenact R.S. 47:6026(E)(1), relative to the Cane River Heritage Area Development Zone; to extend the tax credit provided within the zone to January 1, 2014; and to provide for related matters.

Read by title.

SENATE BILL NO. 205—
BY SENATOR GUILLORY
AN ACT
To enact R.S. 37:1226.3, relative to the prescription drugs; to provide relative to charitable pharmacies; to provide for exchanges and re-dispensing in pharmacies under the authority of the Department of Public Safety and Corrections; to provide for limitation of liability; to provide for the authority to promulgate rules and regulations; and to provide for related matters.

Read by title.

SENATE BILL NO. 237—
BY SENATOR WILLARD-LEWIS
AN ACT
To enact R.S. 33:9039(4), relative to special taxing districts; to remove sales tax authority for plaza districts; 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. 110—
BY REPRESENTATIVE SCHRODER
A CONCURRENT RESOLUTION
To urge and request the Board of Regents to study the disparity in tuition charged at public four-year universities as compared to their Southern Regional Education Board peers, to develop a proposal for amending the GRAD Act in a way that will mitigate the disparity, and to submit the proposal to the legislature.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 111—
BY REPRESENTATIVES JANE SMITH, HENRY BURNS, AND BURRELL
A CONCURRENT RESOLUTION
To commend the Bossier High School boys' basketball team upon winning the 2011 Class 4A state championship game.

Read by title.

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

Ordered to the Senate.
SENATE BILL NO. 40—
BY SENATORS MORRELL AND ADLEY
AN ACT
To amend and reenact R.S. 47:6021(A), (B)(1), (D)(2)(a)(i) and (d)(i), (H), the introductory paragraph of (I), (I)(2), (I)(6), and (J) and to enact R.S. 47:6021(B)(6), relative to income tax credits; to provide income tax credits for certain brownfields investors; to clarify the applicability of such credit to remediation of public lands; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 42—
BY SENATOR SMITH
AN ACT
To amend and reenact Paragraph (6) of Section 5 of Act No. 253 of the 1952 Regular Session of the Legislature, as amended by Act No. 623 of the 2010 Regular Session of the Legislature; Paragraph (15) of Section 5 of Act No. 253 of the 1952 Regular Session of the Legislature; and Section 6 of Act No. 253 of the 1952 Regular Session of the Legislature, as amended by Act No. 623 of the 2010 Regular Session of the Legislature, relative to the city of Bastrop; to provide relative to the powers and duties of the city; to provide relative to restrictions; to provide relative to penalties for the violation of city ordinances; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 44—
BY SENATOR WALSWORTH
AN ACT
To amend and reenact R.S. 2:319, relative to Beauregard Parish; to increase the number of members of the board of commissioners for the Beauregard Parish Airport Board; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 52—
BY SENATORS ALARIO, AMEDEE AND THOMPSON
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; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 53—
BY SENATORS ALARIO, AMEDEE AND THOMPSON
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10.8(A)(1)(c), (A)(2), (3), and (4), and (C)(1) of the Constitution of Louisiana, 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; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 60—
BY SENATOR MILLS
AN ACT
To amend and reenact R.S. 37:1218, relative to the administration of certain immunizations; to provide for a pharmacist to administer certain immunizations; to provide for an effective date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Health and Welfare.

SENATE BILL NO. 90—
BY SENATOR THOMPSON
AN ACT
To amend and reenact R.S. 3:1615(A)(3) and (B)(1) and to enact R.S. 3:1615(A)(4), relative to the Boll Weevil Eradication Fund; to provide for the uses of monies in the fund; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 115—
BY SENATOR WALSWORTH
AN ACT
To amend and reenact R.S. 26:80(H) and 280(H), relative to alcohol permits; to require spouses of persons submitting alcohol permit applications to submit their fingerprints with the alcohol permit applicant’s application; to require partners, stockholders and members of limited liability companies and their spouses to submit their fingerprints in their spouses’ alcohol permit applications; to provide relative to monies received from assessments; to transfer unexpended monies received from assessments to the Louisiana Agricultural Finance Authority; to provide relative to monies received from assessments; to provide for related matters.

Read by title.

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

SENATE BILL NO. 123—
BY SENATORS MARTINY, MORRELL AND MURRAY
AN ACT
To amend and reenact R.S. 47:6022(A), (C)(4)(c)(i), (5), (10)(b), and (14), (D)(2), and (E) through (J), and to repeal R.S. 47:6022(K), relative to tax credits; to provide for the name and applicability
of the digital interactive media producer tax credit; to provide for a refundable tax credit; to provide for rebates of tax credits under certain circumstances; to provide for definitions, limitations, and program administration; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 124—
BY SENATOR WALSWORTH
AN ACT
To enact R.S. 33:1236(66), relative to the Ouachita Parish Police Jury; to authorize the prohibition of certain sales; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 129—
BY SENATOR DONAHUE
AN ACT
To amend and reenact Section 2.11(A), (C)(1), and (P) of Act No. 180 of the 1984 Regular Session of the Legislature, as amended by Act No. 562 of the 2003 Regular Session of the Legislature, Act No. 1214 of the 2003 Regular Session of the Legislature, Act No. 682 of the 2004 Regular Session of the Legislature, and Act No. 178 of the 2007 Regular Session of the Legislature, relative to the St. Tammany Parish Hospital District No. 2; to provide for the membership of the board of commissioners; to provide for residency requirements of the board of commissioners; to provide that members of the board of commissioners who are physicians may contract or accept employment with Slidell Memorial Hospital upon expiration of service as a member of the board; to provide for retroactive effect; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 131—
BY SENATORS LONG, ALARCO, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CROWE, DONAHUE, GUILLORY, MARTINY, MICHOT, MOUNT AND WALSWORTH
AN ACT
To amend and reenact R.S. 39:75(C)(2)(b), relative to avoidance of budget deficits; to provide for additional authority of the governor to reduce certain appropriations or allocations; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 137—
BY SENATOR LONG
AN ACT
To enact R.S. 39:75(C)(2)(f) and (F), relative to avoidance of budget deficits; to provide for the use of interest earnings from certain statutorily dedicated funds to reduce a mid-year budget deficit; to provide for additional avoidance measures relative to the occurrence of a budget deficit in the next fiscal year; to provide for an effective date; and to provide for related matters.

Read by title.
HOUSE CONCURRENT RESOLUTION NO. 34—
BY REPRESENTATIVES ST. GERMAIN, BOBBY BADON, BILLIOT, HENRY BURNS, FOIL, GISCALD, HENDERSON, SAM JONES, LAMBERT, MONTGOUDET, AND MORRIS
A CONCURRENT RESOLUTION
To approve the Atchafalaya Basin Program Annual Plan, as adopted by the Atchafalaya Basin Research and Promotion Board.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

HOUSE CONCURRENT RESOLUTION NO. 45—
BY REPRESENTATIVES DOERGE AND STIAES
A CONCURRENT RESOLUTION
To establish a study committee to study all aspects of notary education, applications, and examinations, and to develop recommendations and a plan of implementation relative to standards for notary education, applications, and examinations.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

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. 135—
BY REPRESENTATIVES NOWLIN, ANDERS, ARMES, ARNOLD, AUBERT, BALDWIN, BARRENS, BARRAS, BILLIOT, BROSSETT, BURFORD, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHANDLER, CHANEY, CORTEZ, DANAHEY, DIXON, DOERGE, DOVE, ELLINGTON, FANNIN, FOIL, FRANKLIN, GEYMANN, GREENE, GUINN, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HOFFMANN, HONORE, HUTTER, GIROD JACKSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LAIBRIZZI, LAMBERT, LANDRY, LEBAS, LIGI, LITTLE, LOPINTO, LORUSKO, MCVEA, MONICA, MONTGOUDET, MORRIS, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SIMON, SMILEY, GARY SMITH, JANE SMITH, PATRICIA SMITH, ST. GERMAIN, TEMPLET, THIBAUT, THIERRY, WHITE, WILLIAMS, WILLIOTT, AND WOOTON

A CONCURRENT RESOLUTION
To enact Code of Criminal Procedure Article 336.3, relative to the definition of a proprietary school; to provide exceptions; to provide an effective date; 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. 191 by Representative Austin Badon

AMENDMENT NO. 1
On page 1, line 2, after "To" and before "relative" change "amend and reenact R.S. 17:3141.2(5)(c)," to "amend and reenact R.S. 17:3141.2(5)(c)," to "amend and reenact R.S. 17:3141.2(5)(c),"

AMENDMENT NO. 2
On page 1, line 6, after "Section 1." and before "to read" change "R.S. 17:3141.2(5)(introductory paragraph) and to enact R.S. 17:3141.2(5)(o),'

AMENDMENT NO. 3
On page 2 delete lines 1 through 5 and insert in lieu thereof the following:

"(c) A school or business enterprise which offers yoga teacher training."

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. 218—
BY REPRESENTATIVE WHITE
AN ACT
To enact Code of Criminal Procedure Article 336.3, relative to conditions of release on bail; to authorize the suspension of a driver's license as a condition of release on bail for any person arrested for vehicular homicide; to provide for procedures; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Administration of Criminal Justice.

The substitute was read by title as follows:

HOUSE BILL NO. 638 (Substitute for House Bill No. 218 by Representative White)
AN ACT
To enact R.S. 32:667.1, relative to tests for suspected drunken drivers; to provide for the seizure and suspension of drivers' licenses of drivers arrested for vehicular homicide; and to provide for procedures and to provide for related matters.

Reported favorably by the Committee on Civil Law and Procedure.

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

HOUSE BILL NO. 191—
BY REPRESENTATIVES AUSTIN BADON, MORENO, AND THIBAUT
AN ACT
To amend and reenact R.S. 17:3141.2(5)(introductory paragraph) and to enact R.S. 17:3141.2(5)(o), relative to the definition of a proprietary school; to provide exceptions; to provide an effective date; 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. 191 by Representative Austin Badon

AMENDMENT NO. 1
On page 1, line 2, after "To" and before "relative" change "amend and reenact R.S. 17:3141.2(5)(c)," to "amend and reenact R.S. 17:3141.2(5)(c)," to "amend and reenact R.S. 17:3141.2(5)(c),"

AMENDMENT NO. 2
On page 1, line 6, after "Section 1." and before "to read" change "R.S. 17:3141.2(5)(introductory paragraph) and to enact R.S. 17:3141.2(5)(o),'

AMENDMENT NO. 3
On page 2 delete lines 1 through 5 and insert in lieu thereof the following:

"(o) A school or business enterprise which offers yoga teacher training."

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.
licenses upon arrest for vehicular homicide; to provide for procedures; to provide for the period of the suspension; and to provide for related matters.

Read by title.

On motion of Rep. Wooton, the substitute was adopted and became House Bill No. 638 by Rep. White, on behalf of the Committee on Administration of Criminal Justice, as a substitute for House Bill No. 218 by Rep. White.

Under the rules, lies over in the same order of business.

**HOUSE BILL NO. 272—**

*BY REPRESENTATIVES BISHOP AND ARNOLD*

**AN ACT**

To amend and reenact Code of Criminal Procedure Articles 211, 211.1, and 211.2 and to repeal Code of Criminal Procedure Articles 211.3, 211.4, 211.5, and 211.6, relative to arrest; to provide relative to the issuance of a written summons in lieu of arrest for certain crimes; 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. 272 by Representative Bishop

**AMENDMENT NO. 1**

On page 1, line 4, after "arrest; to" and before "the issuance" change "require" to "provide relative to"

**AMENDMENT NO. 2**

On page 1, line 5, after "crimes;" delete the remainder of the line and at the beginning of line 6, delete "crimes;"

**AMENDMENT NO. 3**

On page 1, line 14, after "he" and before "issue" change "shall" to "may"

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. 304—**

*BY REPRESENTATIVES PEARSON, TIM BURNS, AND SCHRODER AND SENATORS CROWE, DONAHUE, AND NEVERS*

**AN ACT**

To enact R.S. 15:1093.2, 1093.3, and 1093.4, relative to regional juvenile facilities; to provide relative to financial audits of regional juvenile facility districts; to require regional juvenile facility districts to provide annual sworn financial statements; to provide relative to reporting by the legislative auditor; to provide relative to the composition of the board of commissioners and board of directors of regional juvenile districts; to provide for training; 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. 304 by Representative Pearson

**AMENDMENT NO. 1**

On page 1, line 17, after "governmental" and before "and" change "auditing standards" to "accounting principles"

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. 307—**

*BY REPRESENTATIVE JOHNSON*

**AN ACT**

To amend and reenact R.S. 37:1323(A)(1) and (2) and (C)(1) and (2) and to enact R.S. 37:1323(G), relative to licensure of certain clinical laboratory personnel; to provide for qualifying certification examinations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

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

Under the rules, placed on the regular calendar.

**Acting Speaker Williams in the Chair**

**HOUSE BILL NO. 312—**

*BY REPRESENTATIVE CHANDLER*

**AN ACT**

To amend and reenact R.S. 56:329(B), relative to placement of fishing gear; to exempt hoop nets on portions of Little River from certain restrictions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 312 by Representative Chandler

**AMENDMENT NO. 1**

On page 2, line 2, after "nets" delete the comma"," and "including wings and leads;"
Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 364**—
**BY REPRESENTATIVE ROY**
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, relative to health and safety of students who participate in school-sanctioned athletics; to provide for a sports injury management program; to require the presence of licensed athletic trainers at certain football games; to authorize promulgation of rules; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare with recommendation that it be recommitted to the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 364 by Representative Roy

**AMENDMENT NO. 1**
On page 1, line 13, change "elementary or secondary" to "high"

**AMENDMENT NO. 2**
On page 1, line 17, change "elementary or secondary" to "high"

**AMENDMENT NO. 3**
On page 1, line 18, after "one" and before "athletic trainer" delete "licensed"

**AMENDMENT NO. 4**
On page 1, line 18, after "athletic trainer" and before "is" insert "licensed by the Louisiana State Board of Medical Examiners"

**AMENDMENT NO. 5**
On page 1, line 19, after "football" and before the period "." insert "for the purpose of providing athletic health care"

**AMENDMENT NO. 6**
On page 2, line 1, after ""serious" and before "injuries"" insert "sports"

**AMENDMENT NO. 7**
On page 2, line 3, after "coach" and before "athletic trainer" change the comma "," to "or" and after "athletic trainer" delete the comma "," and delete "or official"

**AMENDMENT NO. 8**
On page 2, at the end of line 5, after "serious" and before "injury" insert "sports"

**AMENDMENT NO. 9**
On page 2, at the end of line 5, after "serious" and before "injury" insert "sports"

**AMENDMENT NO. 10**
On page 2, line 7, after "serious" and before "injury" insert "sports"

**AMENDMENT NO. 11**
On page 2, line 8, after "coach" and before "is" delete "or official"

**AMENDMENT NO. 12**
On page 2, line 9, after "serious" and before "injury" insert "sports"

**AMENDMENT NO. 13**
On page 2, between lines 14 and 15, insert the following:

"(iv) An official responsible for judging or supervising the athletic competition."

**AMENDMENT NO. 14**
On page 2, line 18, after "serious" and before "injury" insert "sports"

**AMENDMENT NO. 15**
On page 2, line 21, after "coach" and before "athletic trainer" change "or" to "and an"

**AMENDMENT NO. 16**
On page 2, line 25, after "receive" and before "training" change "biennial" to "documented"

**AMENDMENT NO. 17**
On page 2, at the end of line 26, after "sports" and before "injuries" delete "related"

**AMENDMENT NO. 18**
On page 3, line 2, after "sports" and before "injuries" delete "related"

**AMENDMENT NO. 19**
On page 3, line 8, after "Education" and before "shall" insert "(BESE)"

**AMENDMENT NO. 20**
On page 3, at the end of line 10, insert "In developing such rules, BESE may engage and solicit input from the Louisiana State Board of Medical Examiners and the Sports Medicine Advisory Committee of the Louisiana High School Athletic Association, and may incorporate recommendations of those groups in any final rules providing for a sports injury management program."

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

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

**HOUSE BILL NO. 373**—
**BY REPRESENTATIVE GUINN**
AN ACT

To amend and reenact R.S. 17:24.8 and 222(C), relative to prekindergarten programs at nonpublic elementary schools; to authorize certain nonpublic schools to develop and offer prekindergarten instruction; to provide for the minimum age at
which children enter prekindergarten at nonpublic schools; to provide for rules and regulations; 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. 373 by Representative Guinn

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S." and before "relative" delete "17:24.8(A) and 222(A) and (C)," and insert "17:24.8 and 222(C),"

**AMENDMENT NO. 2**

On page 1, line 3, after "at" and before "elementary" insert "nonpublic"

**AMENDMENT NO. 3**

On page 1, line 4, after "minimum" and before "at" change "ages" to "age"

**AMENDMENT NO. 4**

On page 1, line 5, after "prekindergarten" delete the remainder of the line and insert "at nonpublic schools; to provide for rules and regulations; and"

**AMENDMENT NO. 5**

On page 1, line 8, after "R.S." and before "are" delete "17:24.8(A) and 222(A) and (C)" and insert "17:24.8 and 222(C)"

**AMENDMENT NO. 6**

On page 1, line 11, after "board" delete the remainder of the line and at the beginning of line 12, delete "nonpublic elementary school"

**AMENDMENT NO. 7**

On page 1, at the beginning of line 14, before "shall" delete "Section" and insert "Subsection"

**AMENDMENT NO. 8**

On page 1, line 14, after "be" and before "years" change "three" to "two"

**AMENDMENT NO. 9**

On page 1, between lines 16 and 17, insert the following:

"B. (1) The governing authority of any approved nonpublic elementary school may develop and offer prekindergarten instruction. The youngest age at which a child may enter prekindergarten provided for by this Subsection shall be three years old by September thirtieth of the year in which the child enrolls in prekindergarten.

(2) The State Board of Elementary and Secondary Education, in consultation with the Nonpublic School Commission, shall adopt rules and regulations to protect the health and safety of three-year-old children who attend prekindergarten at an approved nonpublic elementary school.

C. The goal of prekindergarten instruction shall be to improve academic readiness, individual development skills, and social skills. Prior to implementing prekindergarten instruction, a city, parish, or other local public school board and the governing authority of an approved nonpublic elementary school shall set forth a statement of the needs the program is intended to address, the anticipated results, and the basis upon which such results are expected, an outline of implementation steps, a detailed plan for staff usage, a detailed budget, and a plan for evaluation of the program results and an explanation thereof."

**AMENDMENT NO. 10**

On page 1, delete lines 19 and 20, and on page 2, delete lines 1 and 2

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. 375—**

BY REPRESENTATIVES LORUSSO AND LIGI

AN ACT

To amend and reenact R.S. 24:772(A), relative to reports required to be submitted to the legislature; to require an agency to provide only one printed copy of such a report to the presiding officer of each house of the legislature; to permit an agency to send an electronic copy of a report to one or more members of the legislature; to require electronic delivery of a list of agency reports and publications; to require the list to be submitted to the David R. Poynter Legislative Research Library; to provide for the content of the list; to require each agency to distribute an electronic copy of each report and publication on such list to the David R. Poynter Legislative Research Library; to provide a deadline for the submission of such information; to provide for delivery of the information in the list to the members of the legislature; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 390—**

BY REPRESENTATIVE JANE SMITH

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10.8(A)(1)(c), (2), (3), and (4) and (C)(1) of the Constitution of Louisiana, all relative to the Millennium Trust, 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 submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Civil Law and Procedure.
The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Civil Law and Procedure to Engrossed House Bill No. 390 by Representative Jane Smith

**AMENDMENT NO. 1**

On page 5, line 13, change "provide" to "constitutionally protect the funding for the TOPS program by providing"

**AMENDMENT NO. 2**

On page 5, at the end of line 14, after "Agreement" insert a semicolon ; and insert "to provide"

On motion of Rep. Tim Burns, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 415—**

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 15:574.7(B) and to enact R.S. 15:574.7(C) and Code of Criminal Procedure Article 899.1, relative to probation and parole; to authorize probation and parole officers to impose administrative sanctions for technical violations; to provide for limitations; to provide for definitions; to provide for procedures; 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 local and consent calendar.

**HOUSE BILL NO. 443—**

BY REPRESENTATIVE DOWNS

AN ACT

To amend and reenact R.S. 24:772(A) and (B), relative to reports of agencies submitted to the legislature; to provide with respect to the tax on premiums paid for such insurance, including provisions relative to its receipt, collection, and distribution, to conform state law with federal law; to authorize the commissioner of insurance to enter into a multistate agreement authorizing a clearinghouse for such taxes and assessment of a clearinghouse fee payable by brokers or independently procuring insureds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on House and Governmental Affairs.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 465—**

BY REPRESENTATIVE NORTON

AN ACT

To amend and reenact Children's Code Article 612(A)(2), relative to child abuse; to require the Department of Children and Family Services to request a temporary restraining order if it determines that any previous ordered visitation would put the child's health and safety at risk; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Health and Welfare to Original House Bill No. 465 by Representative Norton

**AMENDMENT NO. 1**

On page 1, at the beginning of line 3, delete "with respect to supervised visitation;" and insert in lieu thereof "that a preliminary investigation shall include an immediate assessment of certain visitation orders; to require the Department of Children and Family Services to request a temporary restraining order if it determines that any previous ordered visitation would put the child's health and safety at risk;"

**AMENDMENT NO. 2**

On page 1, at the end of line 14, after "caretaker." insert "Such preliminary investigation shall also include an immediate assessment of any existing visitation order or agreement involving the alleged perpetrator and the child. The department shall request a temporary restraining order pursuant to Article 617 or a protective order pursuant to Article 618 if the department determines that any such previously ordered visitation would put the child's health and safety at risk."

**AMENDMENT NO. 3**

On page 1, line 16, after "personnel." delete the remainder of the line and delete lines 17 and 18 in their entirety

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

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

**HOUSE BILL NO. 469—**

BY REPRESENTATIVE ANDERS

AN ACT

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

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:
HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed House Bill No. 469 by Representative Anders

AMENDMENT NO. 1
On page 3, line 24, after "$206(6)" delete the semicolon ";" and insert a right parenthesis ")" and a period "." and delete the remainder of the line and delete line 25 in its entirety

AMENDMENT NO. 2
On page 4, at the end of line 10 between "2010" and the period "." insert "(15 U.S.C. 8206, et seq.)"

AMENDMENT NO. 3
On page 4, line 11, change "compact, agreement, arrangement, declaration, or amendment" to "compact or agreement"

AMENDMENT NO. 4
On page 4, line 13, change "compact, agreement, arrangement, declaration, or amendment" to "compact or agreement"

AMENDMENT NO. 5
On page 4, at the beginning of line 21, insert "compact or"

AMENDMENT NO. 6
On page 4, line 22, between "terms of the" and "agreement" insert "compact or"

AMENDMENT NO. 7
On page 4, line 26, between "of any such" and "agreement" insert "compact or"

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

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

Under the rules, placed on the regular calendar.

Speaker Tucker in the Chair

HOUSE BILL NO. 474—
BY REPRESENTATIVE HARRISON
AN ACT
To enact R.S. 38:3086.27, relative to fresh water districts; to provide relative to the board of commissioners of certain fresh water districts; to provide relative to the appointment and terms of board members; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 509—
BY REPRESENTATIVES HUTTER AND SEABAUGH
AN ACT
To amend and reenact R.S. 18:402(C)(1) and (2), (E)(1)(c) and (2)(c), and (F)(3) and 1280.21(A), relative to the presidential preference primary election and elections held at the same time as such primary; to change the date of the presidential preference primary election; to change the dates of elections held at the same time as the presidential preference primary election and corresponding general elections held thereafter; to provide relative to members of state central committees and parish executive committees; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 509 by Representative Hutter

AMENDMENT NO. 1
On page 1, at the end of line 2, delete "467(3)," and insert "and"

AMENDMENT NO. 2
On page 1, line 3, after "1280.21(A)," delete "and 1280.22(B)(1),"

AMENDMENT NO. 3
On page 1, line 7, after "held thereafter;" delete the remainder of the line and delete line 8 and on line 9, delete "presidential preference primary;"

AMENDMENT NO. 4
On page 1, at the end of line 12, delete "467(3)," and insert "and"

AMENDMENT NO. 5
On page 1, line 13, after "1280.21(A)" delete the comma "," and delete "and 1280.22(B)(1)"

AMENDMENT NO. 6
On page 4, delete lines 1 through 12

AMENDMENT NO. 7
On page 4, delete lines 23 through 29

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 524—
BY REPRESENTATIVE JANE SMITH
AN ACT
To amend and reenact R.S. 18:103(B)(introductory paragraph) and (3)(b) and (C)(3)(b), 1306(E)(2), 1307(C), 1308(A)(2), 1308.2, 1310(A)(2), and 1319 and to enact R.S. 18:1307(B)(1)(c), relative to procedures for voter registration and voting for
persons in the United States Service and persons residing outside the United States; to provide for the transmission, including electronic transmission, of certain registration and election materials; to provide relative to procedures for applying to vote absentee by mail; to provide relative to procedures for voting absentee by mail; to provide for the delivery of voting materials to registrars of voters; to provide for effectiveness; and to provide for related matters.

Witnesses. The voter may sign the certificate in the presence of two witnesses, or one witness if the voter is voting absentee by mail as authorized by R.S. 18:1303(F) or (I), and in such a case, the voter shall not be required to obtain the signature of a notary public, but his certificate shall be made under penalty of perjury for providing false or fraudulent information. Above the perforation and along the seal line, the words "DO NOT DETACH FLAP" shall be printed.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, a member of the United States Service or person residing outside of the United States who is registered to vote shall not be required to sign the certificate in the presence of two witnesses or to obtain the signature of a notary public, but his certificate shall be made under penalty of perjury for providing false or fraudulent information.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 524 by Representative Jane Smith

AMENDMENT NO. 1

On page 1, line 2, after "(C)(3)(b)," and before "1307(C)," insert "1306(E)(2)."

AMENDMENT NO. 2

On page 1, at the beginning of line 3, delete "1308.2(A)(2) and (B)," and insert "1308.2."

AMENDMENT NO. 3

On page 1, at the end of line 3, delete "and" and at the beginning of line 4, delete "1308.2(A)(3)," and insert a comma ","

AMENDMENT NO. 4

On page 1, line 13, after "(C)(3)(b)," and before "1307(C)," insert "1306(E)(2)," and at the end of line 13, delete "1308.2(A)(2)," and at the beginning of line 14, delete "and (B)," and insert "1308.2,"

AMENDMENT NO. 5

On page 1, at the beginning of line 15, delete "and 1308.2(A)(3) are" and insert "is"

AMENDMENT NO. 6

On page 2, line 1, after "States Service" delete the comma "," and delete "as defined in R.S. 18:1302,"

AMENDMENT NO. 7

On page 2, between lines 18 and 19, insert the following:

"§1306. Preparation and distribution of absentee by mail and early voting ballots

* * *

E.

* * *

(2)(a) An absentee by mail or early voting ballot envelope flap shall also contain lines for the handwritten signature of two witnesses. The voter may sign the certificate in the presence of two witnesses, or one witness if the voter is voting absentee by mail as authorized by R.S. 18:1303(F) or (I), and in such a case, the voter shall not be required to obtain the signature of a notary public, but his certificate shall be made under penalty of perjury for providing false or fraudulent information. Above the perforation and along the seal line, the words "DO NOT DETACH FLAP" shall be printed.

(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, a member of the United States Service or person residing outside of the United States who is registered to vote shall not be required to sign the certificate in the presence of two witnesses or to obtain the signature of a notary public, but his certificate shall be made under penalty of perjury for providing false or fraudulent information.

* * *

AMENDMENT NO. 8

On page 3, at the end of line 19, insert the following:

"The registrar shall mail the materials for candidates for United States senator or United States representative in congressional primary and general elections, candidates for presidential nominee in presidential preference primary elections, and candidates in presidential elections at least forty-five days prior to the election to those voters who have made application to vote absentee by mail by such time."

AMENDMENT NO. 9

On page 3, at the end of line 27, insert "The registrar shall transmit the materials at least forty-five days prior to the election to those voters who have requested electronic transmission by such time."

AMENDMENT NO. 10

On page 3, line 29, after "States Service" change "or" to "and"

AMENDMENT NO. 11

On page 4, at the end of line 3, insert "The registrar shall transmit the materials at least forty-five days prior to the election to those voters who have requested electronic transmission by such time."

AMENDMENT NO. 12

On page 6, delete lines 4 and 5 and insert the following:

"A.(1) At least forty-five forty-six days before each presidential election, the secretary of state shall deliver to each registrar a sufficient quantity of absentee by mail ballots, envelopes, certificates, and instructions, including those to be electronically transmitted, for the election of the president of the United States to be used only by members of the United States Service, as defined in R.S. 18:1302, and persons residing outside the United States who are registered to vote pursuant to R.S. 18:1303(C), for the election of the president of the United States, including ballots, certificates, and instructions to be electronically transmitted to the voters. The absentee by mail ballot shall be prepared according to law and shall contain only presidential candidates. The absentee by mail ballot envelope shall be marked "Presidential Ballot Only."

AMENDMENT NO. 13

On page 6, line 6, delete "forty-five" and insert "forty-six"

AMENDMENT NO. 14

On page 6, line 10, after "and instructions" insert a comma "," and insert "including those to be electronically transmitted."
AMENDMENT NO. 15
On page 6, line 11, after "States Service" delete the comma "," and delete "as defined in R.S. 18:1302,"

AMENDMENT NO. 16
On page 6, line 12, after "registered to vote" insert a period "." and delete the remainder of the line and delete lines 13 and 14

AMENDMENT NO. 17
On page 6, line 15, change "forty-five" to "forty-six"

AMENDMENT NO. 18
On page 6, line 17, after "and instructions" insert a comma "," and insert "including those to be electronically transmitted, for candidates for presidential nominee"

AMENDMENT NO. 19
On page 6, line 19, after "registered to vote" insert a period "." and delete the remainder of the line and delete line 20

AMENDMENT NO. 20
On page 7, line 1, after "States Service" delete the comma "," and delete "as defined in R.S. 18:1302,"

AMENDMENT NO. 21
On page 7, line 7, after "a secret ballot" delete the remainder of the line and insert "for each ballot mailing in a separate"

AMENDMENT NO. 22
On page 7, line 13, after "States Service" delete the comma "," and delete "as defined in R.S. 18:1302,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 533—
BY REPRESENTATIVE GALLOT
AN ACT
To amend and reenact R.S. 18:103(B)(3)(b) and (C)(3)(b), 109, 152(C)(2)(a), 154(C), 427(B), 431(A)(1)(a), 435(A)(1), 463(A)(1)(a), 551(D), 591, 602(A), (B), (C), (D), (E)(1)(a), (2)(a), and (4), and (F), 604(B)(1) and (2)(a), 1259(A) and (B), 1284(F)(1) and (2), 1299.1, 1300.13, 1306(E)(2), 1307(B)(2) and (H), 1308(A)(1)(a), 1308.1(A), 1309.1, 1314(B)(1), (C)(1)(b) and (3), and (D)(2), 1352, 1402(C), 1406(B), 1415(B), (C), (D), (E), and (F), 1431, 1432(A), and 1433(A) and (B), to enact R.S. 1207(I), 1401(F), 1404(E), 1405(H), and 1415(G), to repeal R.S. 18:1259(D), relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide for the return of voter registration materials to the registrar of voters; to provide for the content of notices of registration; to provide relative to precinct registers used by the registrar of voters; to provide relative to disclosure of voter information; to provide relative to elections; to provide relative to disclosures relative to elections; to provide for information required on a notice of candidacy; to provide for the time limits for making appointments to fill vacancies in certain offices; to provide for the time limits for issuing proclamations for special elections to fill vacancies in certain offices; to provide for the time limits for issuing proclamations; to provide relative to the requirements for special elections for certain offices; to provide for the arrangement of the ballot in elections for presidential electors; to provide relative to propositions submitted to voters at certain elections; to provide relative to recall elections; to provide relative to special elections; to provide relative to applications to vote absentee by mail; to provide relative to the designation of political party affiliation of candidates on the ballot; to provide relative to procedures and requirements for voting absentee by mail; to provide relative to absentee by mail ballots; to provide relative to the preparation of voting machines; to provide relative to the use of paper ballots; to provide for the use of absentee ballots; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 533 by Representative Gallot

AMENDMENT NO. 1
On page 1, line 3, after "463(A)(1)(a)," and before "591," insert "551(D),"

AMENDMENT NO. 2
On page 1, line 5, after "1300.13," delete "1307(B)(2) and (H)," and insert "1306(E)(2), 1307(B)(2) and (H), 1308(A)(1)(a), 1308.1(A),"

AMENDMENT NO. 3
On page 1, line 21, after "by mail;" and before "to provide" insert the following:

"to provide relative to the designation of political party affiliation of candidates on the ballot; to provide relative to procedures and requirements for voting absentee by mail; to provide relative to absentee by mail ballots;"
On page 2, at the end of line 5, add the following:

Huval and Environment to Original House Bill No. 557 by Representative

Amendments proposed by House Committee on Natural Resources

To amend and reenact R.S. 41:1217(A)(1) and (2)(a) and 1217.1(B) and
R.S. 56:30.3(B), relative to lease of state lands; to provide
relative to terms of a lease transferred to the state from another
party; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Original House Bill No. 557 by Representative Huval

AMENDMENT NO. 1

On page 2, at the end of line 5, add the following:
"In addition, prior to the renewal of any lease transferred to the state from another party, the rental payment for said lease amount shall be increased by an amount equal to the Consumer Price Index increase for the ten-year period from 2001 to 2010."

AMENDMENT NO. 2

On page 2, at the end of line 16, add the following:

"In addition, prior to the renewal of any lease transferred to the state from another party, the rental payment for said lease amount shall be increased by an amount equal to the Consumer Price Index increase for the ten-year period from 2001 to 2010."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 559—

BY REPRESENTATIVE ROSALIND JONES

AN ACT

To enact R.S. 17:81(W) and 3996(B)(13), relative to governing authorities of public elementary and secondary schools; to require such governing authorities to publish certain information on their websites; 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. 559 by Representative Rosalind Jones

AMENDMENT NO. 1

On page 2, line 9, after "students and" delete the comma"," and change "by school year 2013, shall also" to "by not later than the beginning of the 2012-2013 school year also shall"

AMENDMENT NO. 2

On page 2, delete lines 17 and 18 in their entirety and insert in lieu thereof the following:

"(iv) Rules and regulations on the use of corporal punishment to discipline students.

AMENDMENT NO. 3

On page 2, at the end of line 19, delete the comma"," and at the beginning of line 20 change "by school year 2014, shall also" to "by not later than the beginning of the 2013-2014 school year also shall"

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. 562—

BY REPRESENTATIVE TIM BURNS

AN ACT

To enact R.S. 17:3208; to require certain training and instruction for members of public postsecondary education management boards and members of the Board of Regents; to provide relative to such instruction and training; to provide relative to the duties of the Board of Regents regarding such instruction and training; to provide relative to costs; to provide relative to compliance; to provide for effectiveness; to provide an effective date; 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. 562 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 14, after "eight" and before "hours" delete "clock"

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. 575—

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 18:402(E)(introductory paragraph) and 601(A), relative to state legislative vacancies; to provide relative to elections to fill state legislative vacancies; to require such elections to be held on certain dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on House and Governmental Affairs.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 575 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 18:601," to "R.S. 18:402(E)(introductory paragraph) and 601(A),"

AMENDMENT NO. 2

On page 1, line 3, after "vacancies;" delete the remainder of the line, delete line 4, and on line 5, delete "elections and appointments;" and insert "to require such elections to be held on certain dates;"
AMENDMENT NO. 3
On page 1, line 7, change "R.S. 18:601 is" to "R.S. 18:402(E)(introductory paragraph) and 601(A) are"

AMENDMENT NO. 4
On page 1, delete line 8 and insert the following:

"§402. Dates of primary and general elections

E. Special elections to fill newly created office or vacancy in office. An election to fill a newly created office or vacancy in an existing office, except the office of State legislator representative in congress, shall be held on the dates fixed by the appropriate authority in the proclamation ordering a special election as follows:


§601. Vacancy in state legislative office of state legislators; legislative service"

AMENDMENT NO. 5
On page 1, line 11, after "shall" delete the remainder of the line and delete lines 12 through 15, and insert the following:

"issue a proclamation advising of the vacancy and ordering a special election to fill the vacancy and shall specify in the proclamation, in accordance with R.S. 18:402, the dates on which the primary and general elections shall be held and, in accordance with R.S. 18:467.1, and 468, the dates of the qualifying period for candidates in the special election:

AMENDMENT NO. 6
On page 2, delete lines 6 through 29 and delete page 3 and insert the following:

"* * * * * Section 2. This Act shall become effective on January 1, 2012."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 584—
BY REPRESENTATIVE SMILEY
AN ACT
To amend and reenact 17:17.1(C)(1) and 17.2(B)(1), R.S. 25:1226.4(B)(1), R.S. 36:504(A)(9) and 687(B), R.S. 37:2862, 2865(C), 3151(3) and 3153, 3154(introductory paragraph), 7), (9), 3155, 3156, 3157, 3158(C), 3159(C), 3160(C), and 3161, R.S. 39:211(D)(introductory paragraph), 213(A) and (C)(2) and (3)(a), 214(D)(1) and (G), 215(B)(introductory paragraph) and (4), and 216, R.S. 47:337.22(B) and 337.23(H), R.S. 48:1092.1, R.S. 51:943, R.S. 56:331 and 1948.4(A)(2), and Part III-A of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:1948.11 through 1948.13, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, authorities, and like entities; to transfer certain powers and responsibilities; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Advisory Committee on Equal Opportunity, the Advisory Committee on Polysomnography, the Archaeological Survey and Antiquities Commission, the Archief racist, 25 Heritage Area Development Zone Review Board, the Louisiana Byways Commission, the Commission on Public Retirement, the Compensation Review Commission, the Louisiana Council on Obesity Prevention and Management and Governor's Council on Physical Fitness and Sports, the Crab Task Force, the Emergency/Disaster Medicine Review Panel, the Louisiana Governor's Mansion Commission, the Hurricane Katrina Memorial Commission, the Louisiana Wetlands Conservation and Hurricane Protection Tourist Center Commission, the Mississippi River Bridge Authority, the Mississippi River Road Commission, the National Register Review Committee, the Small Business Entrepreneurship Commission, the Solid Waste Commission, the National Register Review Committee, the Youth Enhanced Services Consortium; to provide for transfer of some of the powers, functions, and duties of some of the above referenced entities; to provide for certain technical corrections regarding placement of boards and commissions in the Executive Reorganization Act; and to provide for related matters.

Reported by substitute by the Committee on House and Governmental Affairs.

The substitute was read by title as follows:

HOUSE BILL NO. 639 (Substitute for House Bill No. 584 by Representative Smiley) —
BY REPRESENTATIVE SMILEY
AN ACT
To amend and reenact R.S. 3:3552(A), R.S. 17:3162, 3163(B)(2), (3), and (4), 3164(A)(1) and (2)(b)(i) and (F)(2), 3165(C) and Revised Statutes of 1950, comprised of R.S. 25:901 and 902, Chapter 23 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1011 through 1016, R.S. 25:1226.1(7), and 1226.2, Chapter 29 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1251 through 1255, Chapter 33 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1301 through 1307, and R.S. 25:1321 and 1322, R.S. 28:311 through 313, R.S. 29:735.4, R.S. 36:4(B)(1)(o), (S), and (T), and 41(D)(17), 209(C)(1), (J)(2), (M)(3), (S), and (X), 259(H), 509(M), (S), and (T), 610(B)(8), 611(G)(4), 801.17, 3160(C), 3151(2), and 3152, Part XXXVI of Title 13 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3087.191 through 3087.205, Part XXII of Chapter 13 of Title 38 of the Louisiana Revised Statutes of 1950, comprised of R.S. 38:3087.25, 509(M), (S), and 215(A), Chapter 19 of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:2451 through 2455, R.S. 41:1602, Chapter 26 of Title 42 of the Louisiana Revised Statutes of 1950, comprised of R.S. 42:1481 through 1485, Chapter 46 of Title 46 of the Louisiana Revised Statutes of 1950, comprised of R.S. 46:2611 through 2613, R.S. 47:337.22(C) and 337.23(H), R.S. 48:1092.1, R.S. 51:943, R.S. 56:331 and 1948.4(A)(2), and Part III-A of Title 56 of the Louisiana Revised Statutes of 1950, comprised of R.S. 56:1948.11 through 1948.13, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, authorities, and like entities; to transfer certain powers and responsibilities; to remove references to certain abolished entities; to remove references to, provisions for, and the powers, functions, and duties of the Advisory Committee on Equal Opportunity, the Advisory Committee on Polysomnography, the Archaeological Survey and Antiquities Commission, the Archief racist, 25 Heritage Area Development Zone Review Board, the Louisiana Byways Commission, the Commission on Public Retirement, the Compensation Review Commission, the Louisiana Council on Obesity Prevention and Management and Governor's Council on Physical Fitness and Sports, the Crab Task Force, the Emergency/Disaster Medicine Review Panel, the Louisiana Governor's Mansion Commission, the Hurricane Katrina Memorial Commission, the Louisiana Wetlands Conservation and Hurricane Protection Tourist Center Commission, the Mississippi River Bridge Authority, the Mississippi River Road Commission, the National Register Review Committee, the Small Business Entrepreneurship Commission, the Solid Waste Commission, the National Register Review Committee, the Youth Enhanced Services Consortium; to provide for transfer of some of the powers, functions, and duties of some of the above referenced entities; to provide for certain technical corrections regarding placement of boards and commissions in the Executive Reorganization Act; and to provide for related matters.

Reported by substitute by the Committee on House and Governmental Affairs.

The substitute was read by title as follows:
(D)(1), and 3167(D), R.S. 34:3101(B)(7), 3106(A), 3107, 3108(A), 3109(C)(9), 3112(G), 3113(B), 3115(A), and 3116(B), (C), and (D), R.S. 36:504(A)(9) and 509(L), R.S. 47:337.22(B) and 337.23(A)(2), (B), (C)(introductory paragraph), (D), (F), (G), (I)(1)b, and (J), and R.S. 48:1095(introductory paragraph), 1101.1(B)(2)(a), and 1161 and to repeal Subpart M of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, comprised of R.S. 11:301 through 309, R.S. 17:3166(A)(1) and 3167(A) and (B), Chapter 25 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1301 through 1307, Chapter 35 of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:1321 through 1325, R.S. 28:311 through 313, R.S. 29:735.4, R.S. 34:3102(2), 3104, and 3105; R.S. 36:4(B)(1)(e), (S), and (T), 4.1(D)(17), and 509(M), Part V-B of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:211 through 216, Chapter 26 of Title 42 of the Louisiana Revised Statutes of 1950, comprised of R.S. 42:1481 through 1485, R.S. 46:1941.1(A)(3)(b), R.S. 47:337.22(C) and 337.23(H), R.S. 48:1092.1, and R.S. 51:943, relative to boards, commissions, authorities, districts, and like entities; to provide relative to the functional organization of state government by abolishing certain boards, commissions, authorities, and like entities; to transfer certain powers and responsibilities; to remove references to certain abolished entities; to remove references to provisions for, and the powers, functions, and duties of the Commission on Public Retirement, the Compensation Review Commission, the Emergency/Disaster Medicine Review Panel, the Louisiana Governor's Mansion Commission, the Hurricane Katrina Memorial Commission, the Louisiana Wetlands Conservation and Hurricane Protection Tourist Center Commission, the Mississippi River Bridge Authority, the Small Business Entrepreneurship Commission, the Louisiana Technology Innovations Council, the Uniform Electronic Local Return and Remittance Advisory Committee, and the Youth Enhanced Services Consortium; the Offshore Terminal Authority, and the Statewide Articulation and Transfer Council; to provide for transfer of some of the powers, functions, and duties of some of the above-referenced entities; to provide for certain technical corrections regarding placement of boards and commissions in the Executive Reorganization Act; to provide relative to membership on the Louisiana Soybean and Grain Research and Promotion Board; and to provide for related matters.

Read by title.

On motion of Rep. Gallot, the substitute was adopted and became House Bill No. 639 by Rep. Smiley, on behalf of the Committee on House and Governmental Affairs, as a substitute for House Bill No. 584 by Rep. Smiley.

Under the rules, lies over in the same order of business.

HOUSE BILL NO. 628—
BY REPRESENTATIVES LEGER, ELLINGTON, AND KATZ
AN ACT
To enact R.S. 17:3351.11(D), relative to tuition and fees at the Louisiana State University Health Sciences Centers; to authorize the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to increase tuition and fee amounts for specified schools of the Louisiana State University Health Sciences Centers; to provide limitations; 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.

Suspension of the Rules

On motion of Rep. Arnold, 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. 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.

Motion

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

Notice of Intention to Call


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.

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. 455 by Representative Harrison
AMENDMENT NO. 1

On page 1, line 17, following "same extent" change "heretofore provided" to "provided for in Subsection A of this Section"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Norton
Arnold Franklin Nowlin
Badon, B. Gallot Ponti
Baldone Geymann Pope
Barras Greene Pugh
Barrow Guilory Richard
Billiot Hardy Richardson
Bishop Harrison Robideaux
Brossett Hazel Roy
Burford Henry Schroder
Burns, H. Hill Seabaugh
Burns, T. Hoffmann Simon
Burrell Honore Smiley
Carter Howard Smith, G.
Champagne Huval Smith, J.
Chandler Johnson Smith, P.
Chaney Jones, R. St. Germain
Connick Katz Stiaes
Cortez Kleckley Templet
Cromer Landry Thibaut
Danahay LeBas Thibaut
Dixon Leger White
Doerge Little Williams
Dove McVea Wooton
Ellington Montoucet
Fannin Morris
Total - 76

NAYS

Total - 0

ABSENT

Abramson Henderson Ligi
Anders Hensgens Lopinto
Armes Hines Lorusso
Aubert Hutter Monica
Badon, A. Jackson, G. Moreno
Carmody Jackson, M. Pearson
Downs Jones, S. Ritchie
Edwards LaBranco Talbot
Giaclair LaFonta Willmott
Guinn Lambert
Total - 29

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Harrison 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. 55—

BY REPRESENTATIVES THIERRY, ARNOLD, BILLIOT, HENRY BURNS, TIM BURNS, CARMODY, CARTER, CHANEY, CONNICK, EDWARDS, GREENE, GUINN, HAZEL, HENRY, HOFFMANN, HOWARD, HUTTER, KATZ, LANDRY, LEBAS, MORENO, PONTI, POPE, RICHARD, RICHARDSON, ROY, SEABAUGH, GARY SMITH, JANE SMITH, ST. GERMAIN, THIBAUT, AND WILLIAMS

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thierry to Engrossed House Bill No. 55 by Representative Thierry

AMENDMENT NO. 1

On page 2, line 3, after "B." and before "if" delete "It shall not be a violation of the provisions of this Section" and insert "The use or access of social media shall not be considered unlawful for purposes of this Section"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Edwards McVea
Arnold Ellington Morris
Badon, B. Fannin Norton
Baldone Foil Nowlin
Barras Franklin Ponti
Barrow Geymann Pope
Billoit Greene Pugh
Bishop农贸市场
Brosett Gueillory Richardson
Burns, H. Guillory Roy
Burns, T. Harrison Schroder
Total - 76

NAYS

Total - 0

ABSENT

Abramson Henderson Ligi
Anders Hensgens Lopinto
Armes Hines Lorusso
Aubert Hutter Monica
Badon, A. Jackson, G. Moreno
Carmody Jackson, M. Pearson
Downs Jones, S. Ritchie
Edwards LaBranco Talbot
Giaclair LaFonta Willmott
Guinn Lambert
Total - 29
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. 86—

By Representatives White, Arnold, Baldone, Barrow, Billiot, Henry Burns, Carmody, Dove, Edwards, Ellington, Greene, Hazel, Hill, Hoffmann, Hutter, Katz, LeBas, Ligi, Lorusso, Pope, Pugh, Richardson, Richard, Richardson, Seabaugh, Simon, Gary Smith, Jane Smith, St. Germain, Thibaut, and Williams

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.

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. 86—

By Representatives White, Arnold, Baldone, Barrow, Billiot, Henry Burns, Carmody, Dove, Edwards, Ellington, Greene, Hazel, Hill, Hoffmann, Hutter, Katz, LeBas, Ligi, Lorusso, Pope, Pugh, Richardson, Richard, Richardson, Seabaugh, Simon, Gary Smith, Jane Smith, St. Germain, Thibaut, and Williams

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.

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. 86 by Representative White

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 86 by Representative White

AMENDMENT NO. 1

On page 3, line 15, following "that" and before "sufficient" insert ",".

AMENDMENT NO. 2

On page 4, line 3, following "when" and before "of" change "either" to "any".

AMENDMENT NO. 3

On page 4, line 22, following "that" and before "sufficient" insert ",".

AMENDMENT NO. 4

On page 6, line 18, following "that" and before "sufficient" insert ",".

AMENDMENT NO. 5

On page 6, line 16, following "following" and before ":" change "occur" to "conditions exist".

AMENDMENT NO. 6

On page 8, line 25, following "only to" delete ",".

AMENDMENT NO. 7

On page 8, line 26, following "that" and before "sufficient" insert ",".

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Arnold
Badon, B.
Baldone
Barras
Barrow
Billiot
Bishop

Foil
Franklin
Gallot
Geymann
Greene
Guillory
Guinn
Hardy
Harrison

Little
Lorusso
McVea
Morris
Norton
Nowlin
Ponti
Pope
Pugh
### Page 21 HOUSE

#### 16th Day’s Proceedings - May 19, 2011

#### 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)(introdductory 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.**

**Motion**

On motion of Rep. Brossett, the bill was returned to the 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.**

**Motion**

On motion of Rep. Brossett, the bill was returned to the 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.**

**Motion**

On motion of Rep. Patricia Smith, the bill was returned to the 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.**

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. 129 by Representative Seabaugh

**Amendment No. 1**

On page 1, line 19, following "governor," and before "the" delete "and"

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

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

**Roll Call**

The roll was called with the following result:

**YEAS**

<table>
<thead>
<tr>
<th>YEAS</th>
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<tbody>
<tr>
<td>Mr. Speaker Ellington Little</td>
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<tr>
<td>Abramson Fanin Lorusso</td>
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<tr>
<td>Arnold Foil McVea</td>
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<td>Aubert Franklin Morris</td>
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<tr>
<td>Badon, B. Gallot Norton</td>
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<tr>
<td>Baldone Geumann Nowlin</td>
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<td>Barras Greene Ponti</td>
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<td>Barrow Guillory Pope</td>
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<td>Billiot Guinn Pugh</td>
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<td>Bishop Hardy Richardson</td>
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<tr>
<td>Brossett Hazel Ritchie</td>
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<tr>
<td>Burford Henry Ritchie</td>
</tr>
</tbody>
</table>
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Seabaugh 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. 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.

Motion

On motion of Rep. Edwards, the bill was returned to the 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.


ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Morris
Abramson Franklin Norton
Arnold Galloway Nowlin
Aubert Geismann Pearson
Badon, B. Greene Ponti
Baldone Guilly Pope
Barras Hardy Pugh
Barrow Harrison Richardson
Billiot Hazel Robertson
Bishop Henry Ritchie
Brossett Hensgens Robideaux
Burford Hill Roy
Burns, H. Hoffmann Schroeder
Burns, T. Honore Seabaugh
Burrell Howard Simon
Carmody Hutter Smith, G.
Carter Johnson St. Germain
Champagne Jackson, G. Smith, P.
Chandler Johnson Smith, G.
Chaney Jones, R. St. Germain
Connick Katz Stiaes
Cortez Kleckley Talbot
Cromer LAFonta Templet
Danahay Lambert Thibaut
Dixon Landry Thierry
Dove LeBas White
Edwards Ligi Wooton
Total - 88

NAYS

Total - 0

ABSENT

Anders Hines Monica
Armes Jackson, M. Montoucet
Badon, A. Kleckley Moreno
Gisclair LaBruzzo Pearson
Harrison LAFonta Schroeder
Henderson Lopinto Willmott
Total - 17

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Katz 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. 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.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Morris
Abramson Franklin Norton
Arnold Galloway Nowlin
Aubert Geismann Pearson
Badon, B. Greene Ponti
Baldone Guilly Pope
Barras Hardy Pugh
Barrow Harrison Richardson
Billiot Hazel Robertson
Bishop Henry Ritchie
Brossett Hensgens Robideaux
Burford Hill Roy
Burns, H. Hoffmann Schroeder
Burns, T. Honore Seabaugh
Burrell Howard Simon
Carmody Hutter Smith, G.
Carter Johnson St. Germain
Champagne Jackson, G. Smith, P.
Chandler Johnson Smith, G.
Chaney Jones, R. St. Germain
Connick Katz Stiaes
Cortez Kleckley Talbot
Cromer LAFonta Templet
Danahay Lambert Thibaut
Dixon Landry Thierry
Dove LeBas White
Edwards Ligi Wooton
Ellington Little
Fannin Lorusso
Total - 88

NAYS

Total - 0

ABSENT

Anders Henderson McVea
Armes Hines Monica
Badon, A. Jackson, M. Montoucet
Gisclair LaBruzzo Moreno
Guinn Lopinto Willmott
Total - 17

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
**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.

**Motion**

On motion of Rep. Hazel, the bill was returned to the 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morris to Engrossed House Bill No. 289 by Representative Morris

**AMENDMENT NO. 1**

On page 2, line 16, after "issuance of" insert "each" and change "licenses" to "license"

**AMENDMENT NO. 2**

On page 2, line 17, change "the" to "a"

**AMENDMENT NO. 3**

On page 2, line 26, after "issuance of" insert "each"

**AMENDMENT NO. 4**

On page 2, line 27, change "licenses" to "license"

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

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

**ROLL CALL**

The roll was called with the following result:

<table>
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<tr>
<th>YEAS</th>
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<th>NAYS</th>
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<tbody>
<tr>
<td>Mr. Speaker</td>
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<td>Ponti</td>
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<td>Ligi</td>
<td>Williams</td>
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<td>Wooton</td>
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<tr>
<td>Fannin</td>
<td>Lorusso</td>
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Total - 86

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<td>LaBruzio</td>
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<td>Gisclair</td>
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<tr>
<td>Hardy</td>
<td>Lopinto</td>
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</tbody>
</table>

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Fannin 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. 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.

**Motion**

On motion of Rep. Hazel, the bill was returned to the calendar.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Morris 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. 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 for the failure of the employee to report; to provide effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 392—
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 15:587(F)(1) and 587.1(C)(introductory paragraph) and (1) and to enact R.S. 15:587.1(J), relative to criminal background checks; to authorize an employer to obtain conviction records for applicants seeking employment; to provide for the taking of fingerprints from prospective employees; to authorize Court Appointed Special Advocate programs to obtain criminal background records for persons considered for involvement with the program; to require the Louisiana Bureau of Criminal Identification and Information to forward fingerprints to the Federal Bureau of Investigation for a national criminal history check; to provide for additional offenses excluding employment in professions with access to children; and to provide for related matters.

Read by title.

Rep. Hazel moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gallot Lopinto
Abramson Geymann Lorusso
Arnold Greene McVea
Badon, B. Guillory Montoucet
Barra Guinn Moreno
Billiot Harrison Morris
Brossett Hazel Nowlin
Burns, H. Henry Ponti
Burns, T. Hensgens Pope
Burrell Hill Pugh
Carmody Hines Richardson
Carter Hoffmann Ritchie
Champagne Honore Robideaux
Chandler Howard Roy
Chaney Hutter Schroder
Connick Huval Sebaugh
Cortez Jackson, G. Simon
Cromer Johnson Smiley
Dananay Jones, S. Smith, G.
Dixon Katz Smith, J.
Doerge Kleckley St. Germain
Dove LaBruzzo Stiaes
Downs Lambert Talbot
Edwards Landry Templet
Ellington LeBas Thierry
Fannin Leger White
Foil Ligi Wooton
Franklin Monica Wooton

Total - 86

NAYS

Badon, A. Jones, R. Smith, P.
Barrow LaFonta
Jackson, M. Norton

Total - 7

ABSENT

Anders Bishop Richard
Armes Gisclair Thibaut
Aubert Hardy Williams
Baldone Monica Wooton

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hazel 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. Roy requested the House consent to correct his vote on final passage of House Bill No. 392 from nay to yea, which consent was unanimously granted.

HOUSE BILL NO. 458—
BY REPRESENTATIVE HILL
AN ACT
To enact Subpart BB of Part 1 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; and to provide for related matters.
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.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foil Lopinto
Arnold Franklin Lorusso
Aubert Gallot McVea
Badon, A. Geymann Montoucet
Badon, B. Greene Moreno
Baldone Guillory Morris
Barras Guillot Norton
Barrow Harrison Nowlin
Billiot Hazel Pearson
Brossett Henderson Pope
Burford Hensgens Pugh
Burns, H. Hill Richard
Burns, T. Hines Richardson
Burrell Hoffmann Ritchie
Carmody Howard Robideaux
Carter Hutter Roy
Chamagne Huval Schroder
Chandler Jackson, G. Seabaugh
Chaney Johnson Simon
Connick Jones, R. Smith, G.
Cortez Jones, S. Smith, J.
Cromer Katz Smith, P.
Danahay Kleckley St. Germain
Dixon LaBruzzo Stiaes
Doerge LaFonta Templet
Dove Lambert Thierry
Downs Landry Williams
Edwards LeBas Wilmott
Ellington Leger Wooton
Fannin Little Total - 90

NAYS

Total - 0

ABSENT

Abramson Hardy Monica
Anders Henry Ponti
Armes Honore Smiley
Bishop Jackson, M. Talbot
Gisclair Ligi Thibaut
Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hill 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. 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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Johnson to Engrossed House Bill No. 550 by Representative Johnson

AMENDMENT NO. 1

On page 2, line 17, after "by the" and before "treasurer" insert "state"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Franklin Little
Arnold Lorusso
Aubert McVea
Badon, A. Montoucet
Badon, B. Moreno
Baldone Morris
Barras Norton
Barrow Nowlin
Billiot Pearson
Brossett Pope
Burford Pugh
Burns, H. Richard
Burns, T. Richardson
Burrell Ritchie
Carmody Robideaux
Carter Roy
Chamagne Seabaugh
Chandler Simon
Chaney Smith, G.
Connick Smith, J.
Cortez Smith, P.
Cromer St. Germain
Danahay Stiaes
Dixon Talbot
Doerge

Total - 90

NAYS

Total - 0

ABSENT

Abramson Hardy
Anders Henry
Armes Honore
Bishop Jackson, M.
Gisclair Ligi
Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hill 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.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Johnson 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. 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.

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

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Ritchie gave notice of his intention to call House Bill No. 591 from the calendar on Tuesday, May 24, 2011.

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.

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

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call House Bill No. 633 from the calendar on Tuesday, May 24, 2011.

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.

Called from the calendar.

Read by title.

Rep. Moreno moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Franklin Lopinto
Abramson Gallot Lorusso
Arnold Geymann McVea
Aubert Greene Montoucet
Badon, A. Guillory Moreno
Badon, B. Gunn Morris
Baldone Hardy Norton
Barras Harrison Nowlin
Barrow Hazel Pearson
Billiot Henderson Ponti
Bishop Henry Pope
Brossett Hensgens Pugh
Burford Hill Richard
Burns, H. Hines Richardson
Burns, T. Hoffmann Ritchie
Burrell Honore Robideaux
Carmody Howard Roy
Carter Hutter Schroder
Champagne Huval Seabaugh
Chandler Jackson, G. Simon
Chaney Jackson, M. Smiley
Connick Johnson Smith, G.
Cortez Jones, R. Smith, J.
Cromer Jones, S. Smith, P.
The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Moreno 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. 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.

Called from the calendar.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Austin Badon to Engrossed House Bill No. 112 by Representative Austin Badon

AMENDMENT NO. 1
On page 2, between lines 15 and 19, insert the following:

"(4) Nothing in this Subsection shall be construed to require any city, parish, or other local public school board to establish diversity training, distribute diversity materials, or otherwise promote any actions, choices, or characteristics of any student."

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

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Edwards to Engrossed House Bill No. 112 by Representative Austin Badon

AMENDMENT NO. 2
On page 2, line 7, after "characteristic," delete the remainder of the line and delete line 8 in its entirety

AMENDMENT NO. 3
On page 2, line 9, delete "persuasion, mental disability, or physical disability, as well as"

AMENDMENT NO. 4
On page 2, line 10, after "with others" insert a period "." and delete the remainder of the line

Speaker Pro Tempore Robideaux in the Chair

Rep. Edwards moved the adoption of the amendments.


By a vote of 66 yeas and 28 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Seabaugh to Engrossed House Bill No. 112 by Representative Austin Badon

AMENDMENT NO. 1
On page 2, line 3, after "gesture" and before "written" change "or" to a comma "",

AMENDMENT NO. 2
On page 2, line 5, after "event" insert a period "." delete the remainder of the line and deletes lines 6 through 10 in their entirety

Rep. Seabaugh moved the adoption of the amendments.


By a vote of 52 yeas and 39 nays, the amendments were adopted.

Rep. Austin Badon moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson  Downs  Moreno
Arnold    Edwards  Norton
Aubert    Franklin  Pugh
Badon, A.  Gallot  Ritchie
Badon, B.  Hardy  Robideaux
The Chair declared the above bill failed to pass.

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

**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.

Called from the calendar.

Read by title.

Rep. Patricia Smith moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<th>Abrams</th>
<th>Franklin</th>
<th>Montoucet</th>
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**NAYS**

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**ABSENT**

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<th>Mr. Speaker</th>
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<tr>
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<td>Armes</td>
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The Chair declared the above bill finally passed.

The title of the above bill was read and adopted.

Rep. Patricia 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.

**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.

Called from the calendar.

Read by title.

**Motion**

On motion of Rep. LaBruzzo, the bill was returned to the calendar.
Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. LaBranca gave notice of his intention to call House Bill No. 311 from the calendar on Tuesday, May 24, 2011.

Suspension of the Rules

On motion of Rep. LaBranca, 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 19, 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. 100
Returned without amendments

House Concurrent Resolution No. 108
Returned without amendments

House Concurrent Resolution No. 109
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 41—
BY REPRESENTATIVE ROSALIND JONES
A RESOLUTION
To express sincere and heartfelt condolences upon the death of Patricia Smith.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 112—
BY REPRESENTATIVE CROMER
A CONCURRENT RESOLUTION
To commend World War II veterans participating in the Louisiana HonorAir program.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 113—
BY REPRESENTATIVES BISHOP AND STAES
A CONCURRENT RESOLUTION
To urge and request that Louisiana Specific Services Sign Program signs be placed in New Orleans to notify the motoring public of the locations of restaurants, gas stations, hotels, and other services.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 114—
BY REPRESENTATIVES DOWNS, ANDERS, AND GALLOW AND SENATOR KOSTELKA
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Dr. F. Jay Taylor, former president of Louisiana Tech University.

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

Ordered to the Senate.

Speaker Tucker in the Chair

Privileged Report of the Committee on Enrollment

May 19, 2011

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 104—

BY REPRESENTATIVES PATRICIA SMITH, AUBERT, AUSTIN BADON, BARROW, BISHOP, BROSETT, BURRELL, DIXON, FRANKLIN, GALLOT, HARDY, HONORE, GIROD JACKSON, MICHAEL JACKSON, RONALIND JONES, LAPONTA, NORTON, SIAES, THIERRY, AND WILLIAMS AND SENATORS BROOME, DORSEY, GUILLORE, 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.

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.

Respectfully submitted,

JEAN DOERGE
Chair

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

Suspension of the Rules

On motion of Rep. Tim Burns, the rules were suspended to permit the Committee on Civil Law and Procedure to meet on Monday, May 23, 2011, at 1:00 P.M.

Suspension of the Rules

On motion of Rep. Arnold, the rules were suspended to permit the Committee on Commerce to meet on Monday, May 23, 2011, at 1:00 P.M.

Suspension of the Rules

On motion of Rep. Hutter, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet on Monday, May 23, 2011, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 243, 278, 343, 354, 387, 430, and 551

Leave of Absence

Rep. Gisclair - 1 day

Adjournment

On motion of Rep. Billiot, at 12:30 P.M., the House agreed to adjourn until Monday, May 23, 2011, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 23, 2011.

ALFRED W. SPEER
Clerk of the House