

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

**TWENTIETH 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 26, 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:

YEAS

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

Edwards	LeBas	White
Ellington	Ligi	Williams
Fannin	Little	Willmott
Foil	Lopinto	Wooton
Franklin	Lorusso	
Total - 101		

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

**Prayer**

Prayer was offered by Dr. Ken Ward, Ethicist and Coordinator of Chaplain Services for the House of Representatives.

**Pledge of Allegiance**

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

**Reading of the Journal**

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

On motion of Rep. Brossett, the Journal of May 25, 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 26, 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 No. 37

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

May 26, 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 No. 68

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. 68—**  
BY SENATOR NEVERS

AN ACT

To enact R.S. 33:2570, relative to the positions of fire chief and police chief in the city of Bogalusa; to provide that such positions are in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; to provide relative to qualifications; and to provide for related matters.

Read by title.

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

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

**HOUSE RESOLUTION NO. 47—**  
BY REPRESENTATIVE GALLOT

A RESOLUTION

To express sincere and heartfelt condolences upon the death of John Williams, Jr., former mayor of Grambling.

Read by title.

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

**House and House Concurrent Resolutions Lying Over**

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

**HOUSE CONCURRENT RESOLUTION NO. 125—**  
BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to revise the Louisiana Educational Assessment Program testing schedule to provide for the administration of the tests required pursuant to the program as close to the end of the school year as practically possible and to report to the House Committee on Education and the Senate Committee on Education prior to the 2012 Regular Session of the Legislature.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 126—**  
BY REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study and make specific recommendations for legislation to establish procedures and forms for use when a translator is required to draft and execute a testament.

Read by title.

Under the rules, the above resolution was referred to the Committee on Civil Law and Procedure.

**HOUSE CONCURRENT RESOLUTION NO. 127—**  
BY REPRESENTATIVE WILLMOTT

A CONCURRENT RESOLUTION

To urge and request the Louisiana State Law Institute to study the authority of a testator to designate an attorney to handle legal matters of his estate and to make specific recommendations for legislation relative to R.S. 9:2448.

Read by title.

Under the rules, the above resolution was referred to the Committee on Civil Law and Procedure.

**HOUSE CONCURRENT RESOLUTION NO. 128—**  
BY REPRESENTATIVE SCHRODER

A CONCURRENT RESOLUTION

To urge and request the State Civil Service Commission, the governor through the commissioner of administration in cooperation with statewide elected officials and the Public Service Commission, and the Board of Regents in cooperation with the management boards for public postsecondary education systems expeditiously to develop and implement pay systems and procedures for all state employees, classified and unclassified, that meet certain criteria; to provide for submission thereof to specified legislative committees and for hearings thereon; and to provide for related matters.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 129—**  
BY REPRESENTATIVE MICHAEL JACKSON

A CONCURRENT RESOLUTION

To direct the Board of Regents to restore its funding of LOUIS, the Louisiana Library Network, to at least the percentage provided for in Fiscal Year 2009-2010 and to express support for LOUIS as a critical component of the success of the state's public postsecondary education institutions.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 130—**  
BY REPRESENTATIVE AUSTIN BADON

A CONCURRENT RESOLUTION

To provide for legislative approval of the formula to determine the cost of a minimum foundation program of education in all public elementary and secondary schools as well as to equitably allocate the funds to city, parish, and other local public school systems as developed by the State Board of Elementary and Secondary Education and adopted by the board on February 17, 2011.

Read by title.

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

**Senate Bills and Joint Resolutions on Second Reading to be Referred**

The following Senate Bills and Joint Resolutions on second reading to be referred were taken up, read, and referred to committees, as follows:

**SENATE BILL NO. 76—**  
BY SENATOR MARTINY

## AN ACT

To amend and reenact R.S. 38:2211(A)(12) and to enact R.S. 38:2225.5, relative to contracts by public entities; to provide for certain restrictions; to provide for definitions; 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 Labor and Industrial Relations.

**SENATE BILL NO. 154—**  
BY SENATOR MURRAY

## AN ACT

To amend and reenact R.S. 22:1053(A), (B), and (C), relative to health insurance; to provide for coverage of step therapy or fail first protocols; to provide for any health care coverage plan which includes prescription benefits as part of its policy or contract; to provide for the duration of step therapy or fail first protocol when treatment is deemed ineffective; and to provide for related matters.

Read by title.

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

### 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. 92—**

BY REPRESENTATIVE TALBOT

## AN ACT

To amend and reenact R.S. 33:423.2 and to enact R.S. 33:2570, relative to the city of Harahan; to provide that the position of assistant chief of police is in the unclassified service; to provide relative to the duties of the assistant chief of police; and to provide for related matters.

Read by title.

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 139—**

BY REPRESENTATIVE ST. GERMAIN

## AN ACT

To enact R.S. 49:156, relative to the state emblem; to provide that the Honor and Remember flag shall be an official state emblem of military service; to authorize the display of the flag; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 139 by Representative St. Germain

AMENDMENT NO. 1

On page 1, line 3, change "the" to "an" and after "service;" and before "and" insert "to authorize the display of the flag;"

AMENDMENT NO. 2

On page 1, line 7, after "service" insert a semicolon ";" and the words "display over the state capitol"

AMENDMENT NO. 3

On page 1, delete lines 8 and 9 in their entirety and insert "A. The Honor and Remember flag shall be an official state emblem of military service. The flag was"

AMENDMENT NO. 4

On page 2, after line 2, add the following:

"B. The Honor and Remember flag may be displayed over the state capitol on the following days:

(1) Memorial Day, the last Monday in May.

(2) Veterans Day, November eleventh."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 170—**

BY REPRESENTATIVE GARY SMITH

## AN ACT

To repeal R.S. 3:2475(D), relative to the sterilization requirements for pet overpopulation control; to repeal the exception for dog or cat adopters to provide written agreement for offspring care obligation.

Read by title.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

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

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

**HOUSE BILL NO. 205—**

BY REPRESENTATIVE CROMER

## AN ACT

To amend and reenact Code of Civil Procedure Article 4847(A)(6), relative to certain limitations on city court jurisdiction; to provide with respect to jurisdiction over cases in which the state or a parish, municipal, or other political corporation is a defendant; to authorize the City Court of Slidell to have jurisdiction over certain petitions for nullity; and to provide for related matters.

Read by title.

# Page 4 HOUSE

20th Day's Proceedings - May 26, 2011

Reported favorably by the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 213—

BY REPRESENTATIVE DOERGE

AN ACT

To amend and reenact R.S. 11:2223(B)(5), relative to the Municipal Police Employees' Retirement System; to provide for certain restrictions with regard to disability retirement; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

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

## HOUSE BILL NO. 246—

BY REPRESENTATIVE SIMON

AN ACT

To amend and reenact R.S. 49:163 and to enact R.S. 49:163.1, relative to state symbols; to provide for the state gemstone; to provide for the use of the gemstone on official documents; to provide for a state mineral; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Original House Bill No. 246 by Representative Simon

#### AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert "provide for the state gemstone; to provide for the use of the"

#### AMENDMENT NO. 2

On page 1, at the end of line 11, delete "LaPearlite, derived from the organic shell" and insert "the cabochon cut gemstone, derived from the"

#### AMENDMENT NO. 3

On page 1, line 12, after "virginica" and before "predominantly" delete the comma "," and change "a species" to "mollusk"

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

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

Under the rules, placed on the regular calendar.

## HOUSE BILL NO. 321—

BY REPRESENTATIVES DOERGE, HENRY BURNS, FANNIN, MCVEA, MORRIS, JANE SMITH, AND WILLIAMS

AN ACT

To enact R.S. 33:3839, relative to Lake Bistineau; to provide for the authority of certain parish governing authorities to enter into a

cooperative endeavor agreement to sell the waters of Lake Bistineau and its tributaries; to provide for terms; to provide for uses of revenue; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs with recommendation that it be recommitted to the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 321 by Representative Doerge

#### AMENDMENT NO. 1

On page 1, line 9, after "The" and before "governing" delete "parish" and on line 9, after "authorities of" and before "in which" delete "any parish" and insert "all parishes"

#### AMENDMENT NO. 2

On page 1, line 11, after "agreement" and before "for the" insert "with each other"

#### AMENDMENT NO. 3

On page 1, line 19, after "Fisheries." delete the remainder of the line and delete line 20 in its entirety and on page 2, delete lines 1 through 9 in their entirety and insert the following:

"C. The funds generated from the sale of water pursuant to this Section shall be expended solely for the benefit of Lake Bistineau and its tributaries, including but not limited to the waters, wildlife, and fish and the construction and maintenance of improvements in and around the lake. Any such funds shall be in addition to any other appropriation of monies from any source for the benefit of Lake Bistineau and its tributaries."

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

On motion of Rep. Barrow, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Natural Resources and Environment.

## HOUSE BILL NO. 322—

BY REPRESENTATIVE RICHARDSON

AN ACT

To amend and reenact R.S. 33:4570.1, relative to the Recreation and Park Commission for the Parish of East Baton Rouge; to provide relative to membership on the commission; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 322 by Representative Richardson

AMENDMENT NO. 1

On page 1, line 11, delete "two" and insert "three"

AMENDMENT NO. 2

On page 1, line 12, change "seven" to "nine"

AMENDMENT NO. 3

On page 1, line 12, after "total of" delete "nine" and insert "twelve"

AMENDMENT NO. 4

On page 1, line 14, after "time to time" and before "a member" delete "and" and insert a semi-colon ";"

AMENDMENT NO. 5

On page 1, at the end of line 16 insert a semi-colon ";" and insert "and a member of the planning commission designated by the planning commission for a term coincident with his term on the planing commission"

AMENDMENT NO. 6

On page 1, line 18, change "seven" to "nine"

AMENDMENT NO. 7

On page 2, line 5, change "seven" to "nine"

AMENDMENT NO. 8

On page 2, line 7, delete "Four" and insert "Seven"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 332—**

BY REPRESENTATIVE PEARSON AND SENATOR GAUTREUX  
AN ACT

To amend and reenact R.S. 11:62(3) and (6), 108(B)(3)(b), (C), and (D)(introductory paragraph), 1732(15), 2213(4), 2225(A)(2)(a) and (6), and 2252(4), to enact R.S. 11:107.2 and 108(F)(3), and to repeal R.S. 11:231(A)(4) and (7) and (C)(1)(b), relative to the Firefighters' Retirement System, the Municipal Employees' Retirement System, and the Municipal Police Employees' Retirement System; to provide relative to the funding of such systems; to implement the recommendations of the Funding Review Panel; to provide for membership of the boards of trustees; to provide for the setting of employer contribution rates under certain circumstances; to provide for employee contribution rates; to provide for benefit calculation; to provide for continuation of the duties of the Funding Review Panel; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 332 by Representative Pearson

AMENDMENT NO. 1

On page 7, line 28, change "thirteen" to "fifteen"

AMENDMENT NO. 2

On page 8, line 7, after "Paragraph," and before "Four" delete "and"

AMENDMENT NO. 3

On page 8, line 11, after "designee" change the period "." to a semicolon ";" and insert the following:

"and two mayors appointed by the Louisiana Municipal Association from municipalities having police departments participating in the system, to serve at the pleasure of the Louisiana Municipal Association."

AMENDMENT NO. 4

On page 8, line 19, change "Seven" to "Eight"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 333—**

BY REPRESENTATIVE DANAHAY  
AN ACT

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

Read by title.

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

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

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

**HOUSE BILL NO. 352—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To amend and reenact R.S. 11:2258(B)(2)(d), relative to the Firefighters' Retirement System; to extend the time period during which a member may convert from regular to disability retirement; to require the Public Retirement Systems' Actuarial Committee to report on the effect of such conversions; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 353—**

BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 46:1095(B)(1) and to reenact R.S. 46:1095(C), relative to Orleans Parish; to provide relative to the

Parish Hospital Service District for the parish of Orleans; to provide relative to the membership of the governing boards of the two areas of the district; to reenact provisions relative to such governing boards; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 353 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 2, after "To" and before "relative to" delete "reenact R.S. 46:1095(B)(1) and (C)," and insert "amend and reenact R.S. 46:1095(B)(1) and to reenact R.S. 46:1095(C),"

AMENDMENT NO. 2

On page 1, line 3, after "Orleans;" delete the remainder of the line and insert "to provide"

AMENDMENT NO. 3

On page 1, at the end of line 4, insert "to reenact provisions relative to such governing boards;"

AMENDMENT NO. 4

On page 1, line 10, after "Section 1." delete the remainder of the line and insert "R.S. 46:1095(B)(1) is hereby amended and reenacted and R.S. 46:1095(C) is hereby reenacted to read as follows:"

AMENDMENT NO. 5

On page 1, delete lines 15 through 20 in their entirety and insert the following:

"(1) Seven members shall be appointed by the chief executive officer of the parish, one of whom shall be appointed from each list of nominations submitted as follows:

(a) Three nominees shall be submitted by the member of the governing authority of the city of New Orleans whose district encompasses all or the greater portion of the area in which the district is located.

(b) Three nominees shall be submitted by the member of the Louisiana House of Representatives whose district encompasses all or the greater portion of the area in which the district is located.

(c) Three nominees shall be submitted by the member of the Louisiana Senate whose district encompasses all or the greater portion of the area in which the district is located.

(d) Each commissioner shall demonstrate expertise in one or more of the following areas: medical litigation, fundraising and philanthropy, accounting, business development, indigent care, community relations, government relations, women's health, minority health, geriatric medicine, nursing, any other medical field, or consumer advocacy."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 361—**

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact R.S. 32:398(K)(1)(a), relative to accident reports; to provide for a definition of a news-gathering organization; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 361 by Representative Roy

AMENDMENT NO. 1

On page 1, delete lines 2 through 7 in their entirety and insert the following:

"To amend and reenact R.S. 32:398(K)(1)(a), relative to accident reports; to provide for a definition of a news-gathering organization; and to provide for related matters."

AMENDMENT NO. 2

On page 1, delete line 9 in its entirety and insert the following:

"Section 1. R.S. 32:398(K)(1)(a) is hereby amended and reenacted to read"

AMENDMENT NO. 3

On page 1, delete lines 14 through 20 in their entirety

AMENDMENT NO. 4

On page 2, line 2, after "reports," insert "shall be confidential, shall be exempt from the provisions of R.S. 44:1 et seq., and"

AMENDMENT NO. 5

On page 2, line 3, after "available" and before "to" insert "only:"

AMENDMENT NO. 6

On page 2, at the end of line 8, change "three" to "seven"

AMENDMENT NO. 7

On page 2, at the end of line 9, delete "Members of"

AMENDMENT NO. 8

On page 2, delete lines 10 through 24 in their entirety and insert the following:

"For the purposes of this Subsection, "news-gathering organization" means members of a press association that can provide documentation of such membership."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 397—**

BY REPRESENTATIVE HUVAL AND SENATOR MILLS  
AN ACT

To enact R.S. 11:133(B)(3), relative to the compulsory retirement of certain public employees; to provide that certain public employees shall be subject to compulsory retirement at a certain age in certain municipalities; to authorize the continuation of service of such employees under certain circumstances; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 478—**

BY REPRESENTATIVES MONTOUCET, BARRAS, CHAMPAGNE, ST. GERMAIN, AND THIBAUT AND SENATORS GAUTREAUX, GUILLORY, MICHOT, AND MILLS  
AN ACT

To amend and reenact R.S. 11:546(C) and to enact R.S. 11:444(A)(2)(d), 546(D), (E), and (F), and 605(D), relative to retirement benefits of adult probation and parole officers in the Louisiana State Employees' Retirement System; to provide for benefit calculation; to provide for funding; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement 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 Retirement to Original House Bill No. 478 by Representative Montoucet

**AMENDMENT NO. 1**

On page 3, line 8 after "liability" insert a comma "," and insert "for payment of any normal cost increase caused by the Act of the 2011 Regular Session of the Legislature which amended this Subsection."

**AMENDMENT NO. 2**

On page 3, at the beginning of line 14 insert "normal"

**AMENDMENT NO. 3**

On page 3, line 16 change "practical" to "practicable"

**AMENDMENT NO. 4**

On page 3, delete line 19 in its entirety and insert in lieu thereof "fund an initial payment of three million dollars. This payment shall be used first to fully fund the first year's normal cost increase. The balance shall be applied"

**AMENDMENT NO. 5**

On page 3, line 25 after "amortization" and before "calculated" change "payment" to "and normal cost payments"

**AMENDMENT NO. 6**

On page 4, line 1 after "amortization" and before "payment" insert "or normal cost"

**AMENDMENT NO. 7**

On page 4, delete line 2 in its entirety and insert in lieu thereof "year shall be included in the next year's system valuation as part of an individualized calculation pursuant R. S. 11:102(C)(3) and (4)."

**AMENDMENT NO. 8**

On page 4, line 18 after "calculated" delete the remainder of the line and insert "using a three percent accrual rate for all"

**AMENDMENT NO. 9**

On page 4, line 28 after "calculated" delete the remainder of the line and insert "using a three percent accrual rate for all creditable service in"

**AMENDMENT NO. 10**

On page 5, at the end of line 20 delete the semicolon ";" and delete lines 21 through 23 in their entirety and insert in lieu thereof a period "."

**AMENDMENT NO. 11**

On page 5, line 27, after "Louisiana" and before the period "." insert "and calculated as provided in R.S. 11:102(C)"

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

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

**HOUSE BILL NO. 504—**

BY REPRESENTATIVE LANDRY

AN ACT

To enact R.S. 33:4574.1.1(S), relative to cooperative endeavor agreements for the use of funds received from a parish tourist commission; to authorize such agreements between local school boards and certain municipalities relative to youth recreation; and to provide for related matters.

Read by title.

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

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

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

**HOUSE BILL NO. 530—**

BY REPRESENTATIVE PEARSON

AN ACT

To amend and reenact R.S. 11:102(B)(2)(b)(ii) and (3)(a), 403(5), 450(B), 531(A)(1)(c), 612(1), 701(5)(b) through (e), and 927(A) and to enact R.S. 11:63 and 701(5)(f), relative to state retirement systems; to provide with respect to employee and employer contributions; to provide with respect to benefit

calculation; to provide with respect to system funding; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 530 by Representative Pearson

AMENDMENT NO. 1

On page 1, line 2, after "reenact" change "R.S. 11:102(B)(1), (2)(b)(ii)," to "R.S. 11:102(B)(2)(b)(ii) and (3)(a),"

AMENDMENT NO. 2

On page 1, line 3, after "701(5)(b) through (e)," insert "and 927(A)" and delete "1304(1), 1310(A), and 1345.2(1)"

AMENDMENT NO. 3

On page 1, line 12, after "Section 1." change "R.S. 11:102(B)(1), (2)(b)(ii)," to "R.S. 11:102(B)(2)(b)(ii) and (3)(a),"

AMENDMENT NO. 4

On page 1, line 13, after "701(5)(b) through (e)," insert "and 927(A)" and delete "1304(1), 1310(A), and 1345.2(1)"

AMENDMENT NO. 5

On page 2, delete lines 8 through 19 in their entirety and insert the following:

"B. Beginning July 1, 2012, the employee contribution rate as provided in R.S. 11:62 for any member to whom this Section applies shall be increased as follows:

(1) Beginning on July 1, 2012, one percent.

(2) Beginning on July 1, 2013, an additional one percent.

C. The dollar amount received by the system in any fiscal year representing the employee contributions payable pursuant to this Section, shall be applied in the following manner:

(1) For the Louisiana State Employees' Retirement System, such dollar amount shall be applied to the oldest existing amortization base or bases for any given fiscal year except for the Original Amortization Base or the Experience Account Amortization Base.

(2) For the Teachers' Retirement System of Louisiana, such dollar amount shall be applied to the oldest existing amortization base or bases for any given fiscal year except for the Original Amortization Base or the Experience Account Amortization Base.

D. This Section shall not apply to any employee participating in the Optional Retirement Plan pursuant to R.S. 11:921, et seq."

AMENDMENT NO. 6

On page 2, delete lines 23 through 29 in their entirety and on page 3, delete lines 1 through 24 in their entirety and insert the following:

"B.

\* \* \*  
(2)  
\* \* \*

(b) At the end of each fiscal year, the difference between the minimum employer contribution, as required by the Constitution of Louisiana, and the actuarially required employer contribution for the fiscal year, as determined under Paragraph (3) of this Subsection or pursuant to Subsection C of this Section, shall be determined and applied in accordance with the following provisions:

\* \* \*\*

AMENDMENT NO. 7

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

"(3) With respect to each state public retirement system, the actuarially required employer contribution for each fiscal year, commencing with Fiscal Year 1989-1990, shall be that dollar amount equal to the sum of:

(a) The employer's normal cost for that fiscal year, computed as of the first of the fiscal year using the system's actuarial funding method as specified in R.S. 11:22 and taking into account the value of future accumulated employee contributions and interest thereon, except for employee contributions remitted pursuant to R.S. 11:63, such employer's normal cost rate multiplied by the total projected payroll for all active members to the middle of that fiscal year. For the Louisiana State Employees' Retirement System, effective for the June 30, 2010, system valuation and beginning with Fiscal Year 2011-2012, the normal cost shall be determined in accordance with Subsection C of this Section.

\* \* \*\*

AMENDMENT NO. 8

On page 5, line 15, change "and five" to "fifteen"

AMENDMENT NO. 9

On page 5, line 17, change "and five" to "fifteen"

AMENDMENT NO. 10

On page 5, line 20, change "and five" to "fifteen"

AMENDMENT NO. 11

On page 5, line 22, change "and five" to "fifteen"

AMENDMENT NO. 12

On page 5, line 25, change "five" to "fifteen"

AMENDMENT NO. 13

On page 9, line 2, change "five" to "fifteen"

AMENDMENT NO. 14

On page 9, line 6, change "five" to "fifteen"

AMENDMENT NO. 15

On page 9, line 10, change "five" to "fifteen"



AMENDMENT NO. 16

On page 9, line 14, change "five" to "fifteen"

AMENDMENT NO. 17

On page 9, line 17, change "five" to "fifteen"

AMENDMENT NO. 18

On page 10, between lines 22 and 23 insert the following:

"§927. Contributions

A. Each participant shall contribute monthly to the optional retirement plan the same amount which he would be required to contribute to the regular retirement plan of the Teachers' Retirement System of Louisiana if he were a member of that retirement plan, except that R.S. 11:63 shall not be applicable to such participants. Participant contributions may be made by employer pick-up in accordance with the provisions of Section 414(h)(2) of the United States Internal Revenue Code or any amendment thereto. The entirety of each participant's contribution, less any monthly fee established by the board to cover the cost of administration and maintenance of the optional retirement plan, shall be remitted to the appropriate designated company or companies for application to the participant's contract or contracts.

\* \* \*

AMENDMENT NO. 19

On page 10, delete lines 23 through 28 in their entirety and delete pages 11 and 12 in their entirety

AMENDMENT NO. 20

On page 13, line 1, change "Section 3." to "Section 2." and after "612(1)," delete the remainder of the line and insert "and 701(5)"

AMENDMENT NO. 21

On page 13, delete lines 5 through 7 in their entirety and insert the following:

"Section 3. As soon as practicable after the effective date of this Act, the Public Retirement Systems' Actuarial Committee shall meet to adopt a revised valuation for the system, prepared as provided in R.S. 11:102, applying provisions contained in this Act. This valuation shall include a revised employer contribution rate for each plan within the system to be utilized in the fiscal year which begins on July 1, 2011.

Section 4. Any final judgment, rendered by a court of law, declaring the provisions of this Act to be unconstitutional as applicable to members of the Louisiana State Employees' Retirement System or the Teachers' Retirement System of Louisiana who have attained a vested right with regard to the benefit provisions applicable to such members on the effective date of this Act, shall cause the provisions of this Act to be applicable solely to members of such system who have not attained such a vested right on the effective date of this Act.

Section 5. If the Act originating as House Bill No. 479 of the 2011 Regular Session of the Legislature is enacted, the provisions of this Act shall be null, void, and of no effect.

Section 6. This Act shall become effective on June 30, 2011; if vetoed by the governor and subsequently approved by the legislature,

this Act shall become effective on June 30, 2011, or on the day following such approval by the legislature, whichever is later."

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 581—**

BY REPRESENTATIVE ROY

AN ACT

To amend and reenact Paragraphs (C)(2) and (4) of Section 1 of Act No. 487 of the 1954 Regular Session of the Legislature, as amended by Act No. 390 of the 2001 Regular Session of the Legislature, and to enact Paragraphs (A)(11) and (C)(5) of Section 1 of Act No. 487 of the 1954 Regular Session of the Legislature, as amended by Act No. 390 of the 2001 Regular Session of the Legislature, relative to the city of Alexandria; to provide relative to the civil service system for the employees of the city; to provide relative to the Alexandria Civil Service Commission; to provide relative to the position of civil service director, the qualifications of any person appointed to such position by the commission, and the evaluation of the job performance of any person serving in such position; to provide relative to filling vacancies in commission membership; to authorize the commission to select an individual attorney or law firm to serve as legal counsel to the commission and to represent the commission in legal proceedings; to provide limitations; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 581 by Representative Roy

AMENDMENT NO. 1

On page 2, at the end of line 18, insert "However, the provisions of this Paragraph shall not apply to any permanent employee who is required to work less than thirty-two hours per week due to furloughs, layoffs, or any other reduction in work hours by the appointing authority."

AMENDMENT NO. 2

On page 3, delete lines 10 through 29 in their entirety and insert the following:

"(4) For appointments made pursuant to Subparagraphs (b) through (e) of Paragraph (C)(3) of this Section, within sixty forty-five days after a vacancy occurs, ~~the appointing body shall make the required appointment~~ the appointing authority shall submit the appointment to the city clerk for the city of Alexandria by regular mail. The city clerk shall date and time stamp the mail immediately upon receipt. Within thirty forty-five days thereafter after the date and time stamp of the city clerk verifying the receipt of the appointment, the city council must shall ratify or reject the appointment. The ratification or rejection of the appointment shall be by a duly adopted ordinance of the city council. If the appointment is rejected, another appointment must shall be solicited from the

same source appointing authority. If the city council rejects two consecutive appointments from an appointing authority, the third person submitted by that appointing authority shall automatically be appointed without ratification Louisiana Civil Service League shall make the appointment. If the council fails to act within thirty-fourty-five days after the date and time stamp of the city clerk verifying the receipt of the name of the appointee, the appointment shall be automatically ratified Louisiana Civil Service League shall make the appointment. If one of the appointing authorities fails to submit nominees in the time required, the Louisiana Civil Service League shall not appoint any person who has been previously rejected by the city council. In addition, at no time during the appointment process shall the appointing authority resubmit the name of any person whose appointment has been previously rejected by the city council. If one of the named"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 618—**  
BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 47:293(5), relative to deductions from individual income tax; to provide with respect to the deduction for hurricane recovery benefits; to provide definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 642 (Substitute for House Bill No. 440 by Representative Burford) —**  
BY REPRESENTATIVE BURFORD  
AN ACT

To amend and reenact R.S. 37:1031(A)(introductory paragraph) and (D), 1033(A)(3) and (4), (B), (D)(1), (F), and (H) and 1034(3), and R.S. 40:2120.4(B)(1), 2120.5(D), and 2179(C), to enact R.S. 37:1031(A)(5) and (E) and R.S. 40:2119, and to repeal R.S. 37:1033(G), relative to home- and community-based providers; to provide for the applicability of statutory provisions governing direct service workers; to provide for appropriate training of direct service workers; to provide for the termination of authorization of direct service workers to perform certain procedures; to require the department to develop a comprehensive plan regarding the quality of services provided to individuals receiving home- and community-based services; to provide for licensure procedures and requirements applicable to granting deemed status to home- and community-based providers; to extend the application of state laws governing direct service workers to all direct service workers regardless of the type of compensation; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 643 (Substitute for House Bill No. 558 by Representative Johnson) —**  
BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 18:1485(G) and Part VIII of Chapter 11 of Title 18 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 18:1551 through 1555, relative to campaign finance; to provide for certain reporting requirements and authority to file reports under certain circumstances; to provide certain special provisions applicable under certain specific circumstances when a candidate is deceased; to provide relative to contribution limitations under certain circumstances; and to provide for related matters.

Read by title.

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. 644 (Substitute for House Bill No. 568 by Representative Katz) —**  
BY REPRESENTATIVE KATZ  
AN ACT

To enact R.S. 46:1430, relative to child care facilities and child-placing agencies; to provide for violations and penalties in lieu of revocation; to require the Department of Children and Family Services to adopt rules and regulations providing for notice and appeal procedures; to authorize the department to institute civil court actions to collect fines; to create the Child Care Licensing Trust Fund; to provide for the use and administration of the fund; to provide an effective date; and to provide for related matters.

Read by title.

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

**HOUSE BILL NO. 645 (Substitute for House Bill No. 587 by Representative LaBruzzo) —**  
BY REPRESENTATIVE LABRUZZO  
AN ACT

To amend and reenact R.S. 14:32.5(A) and R.S. 40:1299.30, 1299.33(D), 1299.34.5, 1299.35.0, 1299.35.1(2), (4), (6), (8), and (9), and 1299.35.3, to enact R.S. 40:1299.35.1(1)(d), and to repeal R.S. 40:1299.35.2, 1299.35.4, 1299.35.7, and 1299.35.12, relative to abortion; to revise the definition of feticide; to repeal certain provisions relative to the prohibition of abortion; to repeal the federally funded Medicaid trigger to the prohibition of abortion; to modify certain definitions; to remove certain requirements relative to discrimination for refusal to participate in abortion; to provide with respect to the use of public funds; to modify legislative intent; to repeal provisions relative to abortions performed by physicians, the determination of viability, and ultrasound tests; to provide relative to the born-alive protection provision; to repeal provisions relative to the abortion after viability and the second attendant physician requirement; to repeal provisions relative to an abortion sought after rape or incest; to repeal certain medical emergency provisions; to provide an effective date; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

**House and House Concurrent Resolutions on Third Reading for Final Consideration**

The following House and House Concurrent Resolutions on third reading for final consideration were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 13—**  
BY REPRESENTATIVE LITTLE

**A CONCURRENT RESOLUTION**

To urge and request the state of Arkansas, the governor of Arkansas, and the Red River Compact Commission to take affirmative action to increase the flow of all streams to the rates agreed to in the Red River Compact.

Read by title.

On motion of Rep. Little, the resolution was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 34—**  
BY REPRESENTATIVES ST. GERMAIN, BOBBY BADON, BILLIOT, HENRY BURNS, FOIL, GISCLAIR, HENDERSON, SAM JONES, LAMBERT, MONToucET, 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.

Rep. St. Germain moved the adoption of the resolution.

By a vote of 89 yeas and 0 nays, the resolution was adopted.

Ordered to the Senate.

**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.

On motion of Rep. Doerge, the resolution was adopted.

Ordered to the Senate.

**Suspension of the Rules**

On motion of Rep. Robideaux, 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:

**Regular Calendar**

**HOUSE BILL NO. 469—**  
BY REPRESENTATIVE ANDERS  
**AN ACT**

To amend and reenact R.S. 22:439, relative to surplus lines insurance; to provide with respect to the tax on premiums paid

for such insurance, including provisions relative to its receipt, collection, and distribution; to conform state law with federal law; to authorize the commissioner of insurance to enter into a 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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Anders gave notice of his intention to call House Bill No. 469 from the calendar on Wednesday, June 1, 2011.

**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.

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. 474 by Representative Harrison

AMENDMENT NO. 1

On page 1, line 12, following "according" insert "to"

AMENDMENT NO. 2

On page 1, line 16, following "according" insert "to"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Harrison to Engrossed House Bill No. 474 by Representative Harrison

AMENDMENT NO. 1

On page 1, at the beginning of line 8, insert "A."

AMENDMENT NO. 2

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

"B. The governing authority of each parish shall submit a list of three names to the governor for appointments made pursuant to the provisions of this Section."

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

**Motion**

Rep. Lambert moved that the bill, as amended, be returned to the calendar.

Rep. Harrison objected.

By a vote of 17 yeas and 55 nays, the House refused to return the bill, as amended, to the calendar.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Harrison gave notice of his intention to call House Bill No. 474 from the calendar on Wednesday, June 1, 2011.

**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.

Rep. Seabaugh moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Foil	McVea
Anders	Franklin	Monica
Arnold	Gallot	Montoucet
Aubert	Gisclair	Moreno
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Pearson
Barrow	Harrison	Pope
Billiot	Hazel	Pugh
Brossett	Henry	Richard
Burford	Hensgens	Richardson
Burns, H.	Hill	Robideaux
Burns, T.	Hines	Roy
Burrell	Hoffmann	Schroder
Carmody	Honore	Seabaugh
Carter	Howard	Simon
Champagne	Hutter	Smiley
Chandler	Huval	Smith, G.
Chaney	Jackson, G.	Smith, J.
Connick	Jackson, M.	Smith, P.
Cortez	Johnson	St. Germain
Cromer	Jones, S.	Stiaes
Dixon	Katz	Talbot
Doerge	Landy	Temple
Dove	Ligi	Thibaut

Downs  
Ellington  
Fannin  
Total - 84

Little  
Lopinto  
Lorusso

Thierry  
Williams  
Willmott

NAYS

Total - 0

ABSENT

Abramson  
Arnes  
Badon, A.  
Bishop  
Danahay  
Edwards  
Geymann  
Total - 21

Greene  
Henderson  
Jones, R.  
Kleckley  
LaBruzzo  
LaFonta  
Lambert

LeBas  
Leger  
Morris  
Ponti  
Ritchie  
White  
Wooton

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. 524—**

BY REPRESENTATIVES JANE SMITH, ARNOLD, AUBERT, BOBBY BADON, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHANDLER, CHANEY, CROMER, DOERGE, DOVE, DOWNS, GISCLAIR, GUILLORY, HAZEL, HENRY, HILL, HINES, HOFFMANN, HOWARD, GIROD JACKSON, MICHAEL JACKSON, KATZ, LORUSSO, MCVEA, MORRIS, NOWLIN, POPE, PUGH, RICHARD, SCHRODER, SEABAUGH, SIMON, GARY SMITH, ST. GERMAIN, TALBOT, TEMPLET, THIERRY, TUCKER, WHITE, WILLIAMS, AND WILLMOTT

**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 register to vote; to provide relative to procedures for making application 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.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jane Smith to Engrossed House Bill No. 524 by Representative Jane Smith

AMENDMENT NO. 1

On page 1, line 2, after "R.S." change "18:103(B)(introductory paragraph) and (3)(b)" to "18:103(B)(3)(b)"

AMENDMENT NO. 2

On page 1, line 13, after "R.S." change "18:103(B)(introductory paragraph) and (3)(b)" to "18:103(B)(3)(b)"

AMENDMENT NO. 3

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

On motion of Rep. Jane Smith, the amendments were adopted.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gallot	Monica
Anders	Gisclair	Montoucet
Arnold	Guillory	Moreno
Aubert	Guinn	Morris
Badon, A.	Hardy	Norton
Badon, B.	Harrison	Nowlin
Barras	Hazel	Pearson
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Brossett	Hensgens	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Robideaux
Burns, T.	Hoffmann	Roy
Burrell	Honore	Schroder
Carmody	Howard	Seabaugh
Carter	Hutter	Simon
Champagne	Huval	Smiley
Chandler	Jackson, G.	Smith, G.
Chaney	Jackson, M.	Smith, J.
Connick	Johnson	Smith, P.
Cortez	Jones, S.	St. Germain
Cromer	Katz	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Lambert	Thibaut
Dove	Landy	Thierry
Downs	Ligi	White
Ellington	Little	Williams
Fannin	Lopinto	Willmott
Foil	Lorusso	
Franklin	McVe	

Total - 91

**NAYS**

Total - 0

**ABSENT**

Abramson	Geymann	Leger
Armes	Greene	Ponti
Baldone	Jones, R.	Ritchie
Bishop	Kleckley	Wooton
Edwards	LeBas	

Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**Consent to Correct a Vote Record**

Rep. Ligi requested the House consent to record his vote on final passage of House Bill No. 524 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 526—**

BY REPRESENTATIVES ROBIDEAUX, CARMODY, CARTER, DOERGE, GISCLAIR, GUINN, HARDY, HENDERSON, HENSGENS, PATRICIA SMITH, AND ST. GERMAIN

**AN ACT**

To enact R.S. 17:3351(A)(5)(b)(iii)(cc), to authorize the Board of Supervisors of Community and Technical Colleges to increase tuition and mandatory fee amounts at institutions under its supervision and management; to provide limitations; to provide applicability; to provide for implementation, including provisions for the uniform imposition of tuition and mandatory fee amounts on a per credit hour basis; to provide an effective date; and to provide for related matters.

Read by title.

**Acting Speaker Arnold in the Chair**

**Speaker Tucker in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Carter to Engrossed House Bill No. 526 by Representative Robideaux

AMENDMENT NO. 1

On page 2, at the end of line 18, change the period "." to a semicolon ";," and insert "however, total amounts charged on a per- credit- hour basis shall not exceed the maximum amounts for full-time status otherwise authorized by this Subsubitem."

AMENDMENT NO. 2

On page 3, at the end of line 4, change the period "." to a semicolon ";," and insert "however, total amounts charged on a per- credit- hour basis shall not exceed the maximum amounts for full-time status otherwise authorized by this Subsubitem."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Williams to Engrossed House Bill No. 526 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 4, after "management;" and before "to provide" delete the semicolon ";" and add "and to authorize the Board of Supervisors of Southern University and Agricultural and Mechanical College to increase tuition and mandatory fee amounts at Southern University, Shreveport;"

AMENDMENT NO. 2

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

"(II) Notwithstanding the limitation provided by Subitem (aa) of this Item or any authority provided to the board by this Subparagraph and in accordance with Article VII, Section 2.1 of the Constitution of Louisiana, the Board of Supervisors of Southern University and Agricultural and Mechanical College is authorized to increase the tuition amount and the mandatory fee amount applicable

Page 14 HOUSE

20th Day's Proceedings - May 26, 2011

to resident students at Southern University, Shreveport, provided the total combined tuition and mandatory fee amounts for an academic year do not exceed the highest total combined tuition and mandatory fee amounts in effect for such students on July 1, 2011, applicable to resident students at community and at technical-community colleges under the supervision and management of the Board of Supervisors of Community and Technical Colleges. Increases in tuition and mandatory fee amounts pursuant to this Subsubitem shall be effective beginning with the fall semester of the 2011-2012 academic year and continuing thereafter. Additionally, the board may provide for the uniform imposition of tuition and mandatory fees amounts for students at community and at technical-community colleges under its supervision and management on a per credit hour basis."

AMENDMENT NO. 3

On page 2, at the beginning of line 19, change "(II)" to "(III)"

On motion of Rep. Williams, the amendments were withdrawn.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns: Name, Foil, McVea. Lists names of representatives under the 'YEAS' section.

NAYS

Table with 3 columns: Name, Henry, Seabaugh. Lists names of representatives under the 'NAYS' section.

ABSENT

Table with 3 columns: Name, Guillory, Ligi. Lists names of representatives under the 'ABSENT' section.

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

The title of the above bill was read and adopted.

Rep. Robideaux 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. 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. 18:1307(I), 1401(F), 1404(E), 1405(H), and 1415(G), and 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 watchers; to provide relative to courses of instruction for commissioners; 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 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 applying 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 absentee by mail and early voting commissioners; to provide for the use of paper ballots; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 533 by Representative Gallot

AMENDMENT NO. 1

On page 13, line 13, following "direct" change ", and" to "."

AMENDMENT NO. 2

On page 22, line 20, following "Subsection" change "B" to "C"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Michael Jackson to Engrossed House Bill No. 533 by Representative Gallot

AMENDMENT NO. 1

On page 2, line 15, after "463(A)(1)(a)," and before "591," insert "551(D),"

AMENDMENT NO. 2

On page 6, line 29, after "party, or" and before "if he is" change "no party" to "independent"

AMENDMENT NO. 3

On page 7, between lines 4 and 5, insert the following:

"§551. Ballots

\* \* \*

D. Political party designation. The political party designation of a candidate who is registered as being affiliated with a recognized political party shall be listed on the primary or general election ballot on the same line and immediately after or below the candidate's name. If a candidate is affiliated with a political party, but such party is not a recognized political party, the space after his name shall be left blank. If a candidate is not affiliated with any political party, the words "~~no party~~" word "independent" or an abbreviation thereof shall be placed after his name. The secretary of state shall promulgate and adopt rules as necessary to effectuate the provisions and purposes of this Subsection.

\* \* \*"

AMENDMENT NO. 4

On page 25, line 11, after "R.S." delete "18:463(A)(1)(a), 551(D), 1284(F)(1) and (2)," and insert "18:1284(F)(1) and (2)"

AMENDMENT NO. 5

On page 25, delete lines 13 through 29 and on page 26, delete lines 1 through 6

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

**Acting Speaker Katz in the Chair****Speaker Tucker in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Seabaugh to Engrossed House Bill No. 533 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 4, after "604(B)(1) and (2)(a)," delete "1259(A) and (B),"

AMENDMENT NO. 2

On page 1, line 7, after "1433(A) and (B)" delete the comma "," and insert "and"

AMENDMENT NO. 3

On page 1, line 8, after "1415(G)," delete "and to repeal R.S. 18:1259(D),"

AMENDMENT NO. 4

On page 2, line 4, after "officers;" delete the remainder of the line and on line 5, delete "in elections for presidential electors;"

AMENDMENT NO. 5

On page 2, line 16, after "604(B)(1) and (2)(a)," delete "1259(A) and (B),"

AMENDMENT NO. 6

On page 12, delete lines 25 through 29 and delete page 13 and on page 14, delete lines 1 through 4

AMENDMENT NO. 7

On page 27, delete lines 8 and 9 and insert "Section 3.(A) This Section and Section 1 of this Act shall become effective"

AMENDMENT NO. 8

On page 27, line 13, change "Sections 1 and 3" to "Section 1"

Rep. Seabaugh moved the adoption of the amendments.

Rep. Gallot objected.

By a vote of 52 yeas and 42 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Katz to Engrossed House Bill No. 533 by Representative Gallot

AMENDMENT NO. 1

On page 1, line 3, delete "463(A)(1)(a), 551(D),"

AMENDMENT NO. 2

On page 25, line 11, delete "463(A)(1)(a), 551(D)"

AMENDMENT NO. 3

On page 25, delete lines 13 through 29

AMENDMENT NO. 4

On page 26, delete lines 1 through 5

Rep. Katz moved the adoption of the amendments.

Rep. Gallot objected.

By a vote of 46 yeas and 46 nays, the amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

Page 16 HOUSE

20th Day's Proceedings - May 26, 2011

YEAS

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

Total - 89

NAYS

Total - 0

ABSENT

Mr. Speaker	Ellington	Lambert
Abramson	Geymann	Leger
Armes	Hines	White
Bishop	Jones, R.	Wooton
Carmody	Jones, S.	
Cortez	Katz	

Total - 16

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gallot 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.

Recess

On motion of Rep. Greene, the Speaker declared the House at recess until 2:00 P.M.

After Recess

Speaker Pro Tempore Robideaux called the House to order at 3:00 P.M.

House Business Resumed

ROLL CALL

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

PRESENT

Anders	Franklin	Monica
Arnold	Gallot	Montoucet
Aubert	Geymann	Moreno
Badon, A.	Gisclair	Morris
Badon, B.	Greene	Norton
Baldone	Guillory	Nowlin
Barras	Hardy	Pope
Barrow	Harrison	Pugh
Billiot	Hazel	Richard
Bishop	Henry	Richardson
Brossett	Hensgens	Ritchie
Burford	Hill	Robideaux
Burns, T.	Hoffmann	Roy
Burrell	Honore	Seabaugh
Carmody	Howard	Smiley
Carter	Hutter	Smith, G.
Champagne	Huval	St. Germain
Chandler	Jackson, M.	Stiaes
Chaney	Katz	Talbot
Connick	LaFonta	Templet
Cortez	Lambert	Thibaut
Danahay	Landry	Thierry
Dixon	LeBas	White
Doerge	Ligi	Williams
Dove	Little	Willmott
Downs	Lopinto	Wooton
Fannin	Lorusso	
Foil	McVea	

Total - 82

The Speaker announced that there were 82 members present and a quorum.

HOUSE BILL NO. 557—

BY REPRESENTATIVE HUVAL AND SENATOR MILLS  
AN ACT

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.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Huval gave notice of his intention to call House Bill No. 557 from the calendar on Wednesday, June 1, 2011.

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.

Motion

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



**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Austin Badon gave notice of Rep. Rosalind Jones's intention to call House Bill No. 559 from the calendar on June 1, 2011.

**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.

**Motion**

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

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Fannin gave notice of his intention to call House Bill No. 575 from the calendar on Wednesday, June 1, 2011.

**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.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Austin Badon gave notice of Rep. Leger's intention to call House Bill No. 628 from the calendar on Wednesday, June 1, 2011.

**Speaker Tucker in the Chair****Suspension of the Rules**

On motion of Rep. Fannin, the rules were suspended in order to call House Bill No. 1 from the calendar at this time.

**HOUSE BILL NO. 1—**  
BY REPRESENTATIVE FANNIN  
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Fannin to Engrossed House Bill No. 1 by Representative Fannin

**AMENDMENT NO. 1**

On page 118, between lines 17 and 18, insert the following:

"Provided, however, that the commissioner of administration is authorized and directed to adjust the means of finance for this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Overcollections Fund by \$81,046,909. Provided, further, however, that the commissioner of administration is authorized and directed to adjust the appropriation for the Medicare Buy-Ins & Supplements Program contained in this agency by reducing the State General Fund (Direct) for the Coordinated Care Network by \$81,046,909 and by increasing the appropriation for the Payments to Private Providers Program by increasing the State General Fund (Direct) by \$81,046,909. Additionally, and to the extent necessary, the commissioner of administration is authorized and directed to adjust other means of finance accordingly."

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

**Ruling of the Chair**

The Speaker ruled that upon adoption of House Floor Amendment No. 1 by Representative Fannin on May 26, 2011, appropriations from one-time money for ordinary recurring expenses do not exceed the projected growth of the state general fund from the fiscal year for which the appropriations is proposed and the subsequent fiscal year according to the most recent official forecast.

**Motion**

On motion of Rep. Fannin, the House resolved itself into a Committee of the Whole House to take into consideration House Bill No. 1.

**Chairman Doerge in the Chair****House Business Resumed****Speaker Tucker in the Chair**

The committee having risen, the chairman, Rep. Fannin, reported to the House that which the Committee of the Whole House had had under consideration:

**HOUSE BILL NO. 1—**  
BY REPRESENTATIVE FANNIN  
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

Reported with amendments.

The committee amendments were read as follows:

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Tucker in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 170, after line 51, insert the following:

"To ensure that appropriate reward accrues to universities for meeting performance measures of the LA GRAD Act, no assessment or administrative fee by the management board for the operation of a system office may be assessed without approval of the Joint Legislative Committee on the Budget. Further, system offices must receive approval from the Joint Legislative Committee on the Budget if funding allocated by the management board deviates from the Regents's funding formula for institutions participating in the LA GRAD Act.

Provided, however, of the funds appropriated herein, and notwithstanding any provision of law to the contrary, the Board of Regents and higher education management boards shall not adjust the means of financing of institutions participating in the LA GRAD Act for the purpose of budget equalization or proportionality to support institutions not participating in the LA GRAD Act."

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representatives Foil and Williams in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 233, between lines 40 and 41, insert the following

"Provided, however, that of the State General Fund (Direct) appropriated herein for this agency, \$650,000 shall be allocated for implementation of the School Choice Pilot Program for Certain Students with Exceptionalities."

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representatives Billiot, Ligi, and Temple in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 255, between lines 17 and 18 insert the following:

"Provided, however, that out of the funds allocated under the Parish Transportation Program (R.S. 48:751-756(A)(1)) to Jefferson Parish, the funds shall be allocated directly to the following municipalities in the amounts listed:

Kenner	\$	206,400
Gretna	\$	168,000
Westwego	\$	168,000
Harahan	\$	168,000
Jean Lafitte	\$	168,000
Grand Isle	\$	168,000"

**COMMITTEE OF THE WHOLE HOUSE AMENDMENTS**

Amendments proposed by Representative Tucker in the Committee of the Whole House to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

In the House Floor Amendment No. 22 of the set of amendments designated as #2189 proposed by Representative Fannin and adopted by the House on May 25, 2011, on page 3, between lines 21 and 22, insert the following:

"Provided, however, of the funds appropriated above, and notwithstanding any provision of law to the contrary, schools that enrolled scholarship recipients in grades three or higher in the 2010-2011 school year may continue to participate if they performed better than the lowest performing twenty percent of Recovery School District New Orleans K-8 Schools as determined by the Board of Elementary and Secondary Education in consultation with the Nonpublic School Commission."

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Harrison to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 30, between lines 34 and 35 insert the following:

"The commissioner of administration is authorized and directed to adjust the means of finance appropriated to this agency out of the State General Fund by Statutory Dedications out of the Overcollections Fund by the amount of \$338,000."

AMENDMENT NO. 2

On page 205, between lines 27 and 28, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Video Draw Poker Device Purse Supplement Fund to the University of Louisiana Board of Supervisors for the Cecil J. Picard Center on the campus of the University of Louisiana at Lafayette for operation of the ePortal program which was operated by the Board of Regents before Fiscal Year 2010-2011, notwithstanding any other provision of law to the contrary \$ 338,000"

**Acting Speaker Williams in the Chair**

**Speaker Tucker in the Chair****Suspension of the Rules**

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

**Motion**

Rep. Pugh moved the previous question be ordered on the amendment, which motion was agreed to.

Rep. Harrison moved the adoption of the amendments.

Rep. Cortez objected.

By a vote of 27 yeas and 62 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Morris, Burford, Burrell, Henry Burns, Carmody, Norton, Seabaugh, Jane Smith, and Williams to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 33, line 37, after "\$797,082." delete the remainder of the line and delete lines 38 and 39 in their entirety

On motion of Rep. Morris, 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. 1 by Representative Fannin

AMENDMENT NO. 1

On page 33, between lines 39 and 40, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund for the parish service offices, the Northwest LA Veterans Cemetery in Keithville, the CENLA Veterans Cemetery in Leesville, and the LA Veterans Honor Medal Program \$ 833,301"

**Motion**

Rep. Katz moved the previous question be ordered on the amendment, which motion was agreed to.

Rep. Edwards moved the adoption of the amendments.

Rep. Fannin objected.

**Ruling of the Chair**

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above House Floor Amendment offered by Rep. Edwards does appropriate one-time money.

By a vote of 87 yeas and 6 nays, the amendments, having received a two-thirds vote of the elected members, were adopted.

**Consent to Correct a Vote Record**

Rep. Henry requested the House consent to record his vote on the amendments proposed by Rep. Edwards to House Bill No. 1 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Landry requested the House consent to record her vote on the amendments proposed by Rep. Edwards to House Bill No. 1 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Simon requested the House consent to correct his vote on the amendments proposed by Rep. Edwards from nay to yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Tucker requested the House consent to correct his vote on the amendments proposed by Rep. Edwards from nay to yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Ponti requested the House consent to record his vote on the amendments proposed by Rep. Edwards of House Bill No. 1 as yea, which consent was unanimously granted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Connick to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 70, delete lines 14 through 23 in their entirety

AMENDMENT NO. 2

On page 71, delete lines 21 through 29 in their entirety

AMENDMENT NO. 3

On page 71, line 45, delete "\$486,609,058" and insert "\$465,731,774"

AMENDMENT NO. 4

On page 71, line 49, delete "\$44,052,154" and insert "\$23,174,870"

AMENDMENT NO. 5

On page 71, line 55 delete "\$486,609,058" and insert "\$465,731,774"

AMENDMENT NO. 6

On page 71, after line 55, insert the following:

"Payable from the balance of self-generated revenues within trustee accounts established under R.S.47:820.5 first, to provide for the payment of debt service due and payable for Fiscal Year 2011-2012 for the Crescent City Connection Bridge, and, to the extent of monies remaining after the payment of such debt service and bond indenture requirements, to then provide for the operations of the Marine Trust Program, which payments are deemed to be operational expenses of the Marine Trust Program, including eighty (80) positions \$ 8,998,309

Payable from the balance of self-generated revenues within trustee accounts established under R.S. 47:820.5 payable for Fiscal Year 2011-2012 for the Crescent City Connection Bridge for security and traffic control on the bridge \$ 2,000,000

Payable from the balance of self-generated revenues within trustee accounts established under R.S. 47:820.5 payable for Fiscal Year 2011-2012 for the Crescent City Connection Bridge for maintenance and beautification projects on the Westbank Expressway and General De Gaulle \$ 1,500,000"

**Acting Speaker Lorusso in the Chair**

**Speaker Tucker in the Chair**

Rep. Connick moved the adoption of the amendments.

Rep. Arnold objected.

**Ruling of the Chair**

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the above House Floor Amendment offered by Rep. Connick does appropriate one-time money.

By a vote of 48 yeas and 41 nays, the amendments, not having received a two-thirds vote of the elected members, was rejected.

**Consent to Correct a Vote Record**

Rep. Willmott requested the House consent to correct his vote on the amendment proposed by Rep. Connick to House Bill No. 1 from nay to yea, which consent was unanimously granted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Michael Jackson to Engrossed House Bill No. 1 by Representative Fannin

AMENDMENT NO. 1

On page 173, between lines 12 and 13, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund to the Board of Regents for LOUIS, the

Louisiana Library Network \$ 3,000,000"

Rep. Michael Jackson moved the adoption of the amendments.

Rep. Fannin objected.

**Ruling of the Chair**

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the House Floor Amendment offered by Rep. Michael Jackson does appropriate one-time money.

By a vote of 33 yeas and 58 nays, the amendments, not having received a two-thirds vote of the elected members, was rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 93

**NAYS**

Connick	Stiaes
Gallot	Wooton
Total - 4	

**ABSENT**

Abramson	Cromer	Leger
Arnes	Hines	Norton
Burrell	Jones, R.	
Total - 8		

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.

### Suspension of the Rules

On motion of Rep. Fannin, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

#### HOUSE BILL NO. 611—

BY REPRESENTATIVE FANNIN

AN ACT

To appropriate funds and to make certain reductions in appropriations from certain sources to be allocated to designated agencies and purposes in specific amounts for the making of supplemental appropriations and reductions for said agencies and purposes for Fiscal Year 2010-2011; and to provide for related matters.

Read by title.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed House Bill No. 611 by Representative Fannin

##### AMENDMENT NO. 1

On page 9, between lines 36 and 37 insert the following,

"The commissioner of administration is hereby authorized and directed to adjust the authorized positions for the programs with this agency, as contained in Act 11 of the 2010 Regular Session of the Legislature, by reducing the number of authorized positions for the Prevention and Intervention Program by 20 positions and the Community and Family Services Program by 10 positions and increasing the number of authorized positions for the Administration and Executive Support Program by 20 positions and the Field Services Program by 10 positions."

##### AMENDMENT NO. 2

On page 26, between lines 15 and 16, insert the following:

"01-133 Office of Elderly Affairs - (\$15,049)."

##### AMENDMENT NO. 3

On page 26, line 28, change "\$34,245" to "\$340,245"

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

#### Acting Speaker Billiot in the Chair

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Smiley to Engrossed House Bill No. 611 by Representative Fannin

##### AMENDMENT NO. 1

On page 2, between lines 34 and 35 insert the following:

"Provided, however, that the monies appropriated herein may only be expended by the Louisiana Stadium and Exposition District after the state notifies SMG in writing of notice of its election not to extend the term for an additional five years of the contract pursuant to Article III of the Management Agreement Between the State of Louisiana and SMG as Amended and Compiled Through July 1, 2003."

On motion of Rep. Smiley, the amendments were withdrawn.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Smiley to Engrossed House Bill No. 611 by Representative Fannin

##### AMENDMENT NO. 1

On page 2, between lines 34 and 35 insert the following:

"Provided, however, that the monies appropriated herein may only be expended by the Louisiana Stadium and Exposition District after the state notifies SMG in writing of notice of its election not to automatically extend the term for an additional five years of the contract pursuant to Article III of the Management Agreement Between the State of Louisiana and SMG as Amended and Compiled Through July 1, 2003."

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

#### Motion

Rep. Roy moved to reconsider the vote by which the above amendments were adopted, which motion was agreed to.

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

#### HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Smiley to Engrossed House Bill No. 611 by Representative Fannin

##### AMENDMENT NO. 1

On page 2, between lines 34 and 35 insert the following:

"Provided, however, that the monies appropriated herein may only be expended by the Louisiana Stadium and Exposition District after the state notifies SMG in writing of notice of its election not to automatically extend the term for an additional five years of the contract pursuant to Article III of the Management Agreement Between the State of Louisiana and SMG as Amended and Compiled Through July 1, 2003."

#### Speaker Tucker in the Chair

By a vote of 63 yeas and 17 nays, the amendments were adopted.

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

#### ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  
Anders

Franklin  
Geymann

Montoucet  
Moreno

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

Total - 91

NAYS

Total - 0

ABSENT

Abramson	Guinn	Leger
Armes	Hines	Little
Burrell	Jackson, M.	Norton
Cromer	Jones, R.	Smith, J.
Gallot	LaFonta	

Total - 14

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.

**Suspension of the Rules**

On motion of Rep. Fannin, the rules were suspended in order to take up and consider House Bill No. 477 without giving the required notice.

**HOUSE BILL NO. 477—  
BY REPRESENTATIVE FANNIN  
AN ACT**

To enact Subpart R of Part II-A of Chapter 1 of Subtitle I of Title 39 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 39:100.131, and to repeal R.S. 39:94(C)(4)(b), relative to state funds; to create the One Time Money Fund as a special treasury fund; to repeal certain prohibitions on appropriations or deposits into the Budget Stabilization Fund; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

Called from the calendar.

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. 477 by Representative Fannin

AMENDMENT NO. 1

On page 2, line 5, following "or" and before "the" delete "for"

AMENDMENT NO. 2

On page 3, line 30, following "Truancy" and before "Fund" insert "Program"

AMENDMENT NO. 3

On page 4, line 1, following "Children" and before "." insert "Fund"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Fannin to Engrossed House Bill No. 477 by Representative Fannin

AMENDMENT NO. 1

On page 3, line 4, between "Dollars" and "from" insert a comma "," and "or as much as may be available,"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Montoucet to Engrossed House Bill No. 477 by Representative Fannin

AMENDMENT NO. 1

On page 3, delete lines 21 and 22 in their entirety

Rep. Montoucet moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 62 yeas and 27 nays, the amendments were adopted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Danahay and Geymann to Engrossed House Bill No. 477 by Representative Fannin

AMENDMENT NO. 1

On page 3, delete lines 26 and 27 in their entirety

Rep. Danahay moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 18 yeas and 72 nays, the amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Fannin	Landry
Anders	Foil	LeBas
Arnold	Franklin	Lorusso
Aubert	Geymann	McVea
Badon, A.	Gisclair	Montoucet
Badon, B.	Greene	Moreno
Baldone	Guillory	Morris
Barras	Guinn	Nowlin
Barrow	Hardy	Pearson
Billiot	Harrison	Ponti
Brossett	Hazel	Pope
Burford	Henderson	Pugh
Burns, H.	Henry	Richardson
Burns, T.	Hensgens	Ritchie
Carmody	Hill	Robideaux
Carter	Hoffmann	Simon
Champagne	Honore	Smith, J.
Chandler	Howard	Smith, P.
Chaney	Hutter	St. Germain
Connick	Huval	Stiaes
Cortez	Jackson, G.	Talbot
Danahay	Jackson, M.	Templet
Doerge	Johnson	Thibaut
Dove	Katz	Thierry
Downs	Kleckley	White
Edwards	LaBruzzo	Willmott
Ellington	Lambert	Wooton
Total - 81		

**NAYS**

Gallot	Richard	Seabaugh
Jones, S.	Roy	Smiley
Lopinto	Schroder	Smith, G.
Total - 9		

**ABSENT**

Abramson	Dixon	Ligi
Armes	Hines	Little
Bishop	Jones, R.	Monica
Burrell	LaFonta	Norton
Cromer	Leger	Williams
Total - 15		

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.

**Suspension of the Rules**

On motion of Rep. Greene, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

**HOUSE BILL NO. 2—**

BY REPRESENTATIVE GREENE

**AN ACT**

To provide with respect to the capital outlay budget and the capital outlay program for state government, state institutions, and other public entities; to provide for the designation of projects and improvements; to provide for the financing thereof making appropriations from certain sources; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Reengrossed House Bill No. 2 by Representative Greene

AMENDMENT NO. 1

On page 113, line 41, change "Act 1358" to "Act 51"

AMENDMENT NO. 2

On page 120, line 2, after "Outlay" and before "Account" insert "Escrow"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Reengrossed House Bill No. 2 by Representative Greene

AMENDMENT NO. 1

On page 14, after line 50, insert the following:

"(1382) E.D. White Historic Site and Site Improvements (Lafourche)

Payable from General Obligation Bonds  
Priority 1 \$ 75,000"

AMENDMENT NO. 2

On page 16, delete lines 15 through 18 in their entirety

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Harrison to Reengrossed House Bill No. 2 by Representative Greene

AMENDMENT NO. 1

On page 43, after line 48, insert the following:

**"36/P15 PORT OF MORGAN CITY**

( ) Atchafalaya River, Bayou Chene, Bayou Boeuf and Bayou Black

Deepening Project Feasibility Study  
(Supplemental Funding)  
(St. Mary)

Payable from the balance of General  
Obligation Bond proceeds previously  
allocated under the authority of Act  
2 of the 2004 Regular Session for  
Morgan City Harbor and Terminal  
District, Atchafalaya River, Bayou  
Chene, Bayou Boeuf and Bayou  
Black Deepening Project Feasibility  
Study (St. Mary)

\$ 506,208

Provided, however, that this project shall include the expenditure of monies appropriated herein for activities providing for the beneficial use of dredge material and agitation dredging feasibility."

AMENDMENT NO. 2

On page 125, line 4, between the period "." and "Notwithstanding" insert the following:

"Notwithstanding anything contained in this Act to the contrary or any other provision of law, the scope of the appropriations made in this or any other Capital Outlay Act for the Atchafalaya River, Bayou Chene, Bayou Boeuf and Bayou Black Deepening Project Feasibility Study shall be deemed to include activities providing for the beneficial use of dredge material and agitation dredging feasibility."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Abramson	Dixon	Little
Armes	Hines	McVea
Brossett	Jones, R.	Norton
Burrell	LaFonta	Nowlin
Cromer	Leger	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Greene 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.

**Explanation of Vote**

Rep. Nowlin disclosed a possible conflict of interest and recused himself from casting his vote on the final passage of the above bill.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Thibaut gave notice of his intention to call House Bill No. 225 from the calendar on Wednesday, June 1, 2011.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Moreno gave notice of her intention to call House Bill No. 230 from the calendar on Wednesday, June 1, 2011.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Thierry gave notice of her intention to call House Bill No. 418 from the calendar on Wednesday, June 1, 2011.

**Suspension of the Rules**

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

**Petitions, Memorials, and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 26, 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. 53  
Returned without amendments



House Concurrent Resolution No. 55  
Returned with amendments

House Concurrent Resolution No. 57  
Returned without amendments

House Concurrent Resolution No. 68  
Returned without amendments

House Concurrent Resolution No. 122  
Returned without amendments

House Concurrent Resolution No. 123  
Returned without amendments

House Concurrent Resolution No. 124  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

May 26, 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 House Bills:

House Bill No. 38  
Returned without amendments

House Bill No. 52  
Returned without amendments

House Bill No. 58  
Returned without amendments

House Bill No. 60  
Returned without amendments

House Bill No. 77  
Returned without amendments

House Bill No. 113  
Returned with amendments

House Bill No. 201  
Returned without amendments

House Bill No. 224  
Returned without amendments

House Bill No. 407  
Returned without amendments

House Bill No. 556  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SIGNED SENATE CONCURRENT RESOLUTIONS**

May 26, 2011

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

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

Senate Concurrent Resolution Nos. 18, 38, 39, 45, and 46

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

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

May 26, 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. 40, 41, 42, 43, and 49

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**SENATE BILLS**

May 26, 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. 41 and 118

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. 41—**  
BY SENATOR ALARIO

AN ACT

To amend and reenact R.S. 47:342(3)(b), relative to the occupational license tax; to define contractor for purposes of the occupational license tax in certain parishes; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 118—**  
BY SENATOR MILLS

AN ACT

To enact R.S. 33:2740.40, relative to St. Martin Parish; to create the St. Martinville Downtown Development District within the parish; to provide relative to the boundaries, purpose, and powers and duties of the district; to provide relative to district funding, including the authority to levy taxes; and to provide for related matters.

Read by title.

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

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

**HOUSE RESOLUTION NO. 48—**  
BY REPRESENTATIVE HONORE

A RESOLUTION

To express sincere and heartfelt condolences upon the death of Carolyn Williams Jacobs of Baton Rouge.

Read by title.

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

**HOUSE RESOLUTION NO. 49—**  
BY REPRESENTATIVE EDWARDS

A RESOLUTION

To urge and request that all Gulf Coast Claims Facility offices in Louisiana remain open.

Read by title.

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

**HOUSE RESOLUTION NO. 50—**  
BY REPRESENTATIVE HARRISON

A RESOLUTION

To urge and request the Board of Regents to study the role, mission, and structure of the Louisiana Universities Marine Consortium and report its findings to the House Committee on Education not later than sixty days prior to the convening of the 2012 Regular Session of the Legislature of Louisiana.

Read by title.

Lies over under the rules.

**HOUSE RESOLUTION NO. 51—**  
BY REPRESENTATIVE CARTER

A RESOLUTION

To recognize the month of May as National Physical Fitness and Sports Month.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 131—**  
BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To create and form a Human Services Coordinated Transit Work Group, led by the Department of Transportation and Development, with active support and leadership commitment from both public and private stakeholders to improved mobility, optimize efficiencies, and manage costs of transit and paratransit services for both able-bodied and disabled persons.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 132—**  
BY REPRESENTATIVE MICHAEL JACKSON

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study and make recommendations relative to enhancing air service options to all markets within the state, as well as exploring the feasibility and benefits of the state providing financial assistance or incentives to the air service industry and to report the findings of the study to the House Committee on Transportation, Highways and Public Works, the Senate Committee on Transportation, Highways and Public Works,

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 133—**  
BY REPRESENTATIVES GUILLORY AND LEBAS AND SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To commend the town of Basile upon the celebration of its one hundredth anniversary.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 134—**  
BY REPRESENTATIVES LEBAS AND GUILLORY AND SENATOR LAFLEUR

A CONCURRENT RESOLUTION

To commend the town of Mamou upon the celebration of its one hundredth anniversary.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 135—**  
BY REPRESENTATIVE ROBIDEAUX

A CONCURRENT RESOLUTION

To direct the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, the Louisiana School Employees' Retirement System, and the Louisiana State Police Pension and Retirement System to report to the House and Senate Committees on Retirement, prior to the convening of the 2012 Regular Session of the Legislature, the administrative and investment costs incurred by each system

and to jointly submit a report on the feasibility of combining the administrative and investment management services of the systems.

Read by title.

Lies over under the rules.

### Privileged Report of the Legislative Bureau

May 26, 2011

To the Speaker and Members of the House of Representatives:

I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 81  
Reported with amendments.

Senate Bill No. 89  
Reported without amendments.

Respectfully submitted,

JEAN DOERGE  
Chairman

### Privileged Report of the Committee on Enrollment

May 26, 2011

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

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

The following House Resolutions have been properly enrolled:

#### HOUSE RESOLUTION NO. 44—

BY REPRESENTATIVE POPE

#### A RESOLUTION

To commend Clarence and Deetie Richardson of Denham Springs upon the celebration of their fiftieth wedding anniversary on April 21, 2011.

#### HOUSE RESOLUTION NO. 45—

BY REPRESENTATIVES GALLOT AND DOWNS

#### A RESOLUTION

To commend Connie Elkins Bradford for a long and productive career in education upon her retirement as head of school at Cedar Creek School in Ruston.

#### HOUSE RESOLUTION NO. 46—

BY REPRESENTATIVE MICHAEL JACKSON

#### A RESOLUTION

To commend Berean Seventh-day Adventist Church upon its Homecoming celebration of seventy-five years of fellowship, community life, and service.

#### HOUSE RESOLUTION NO. 47—

BY REPRESENTATIVE GALLOT

#### A RESOLUTION

To express sincere and heartfelt condolences upon the death of John Williams, Jr., former mayor of Grambling.

Respectfully submitted,

JEAN DOERGE  
Chair

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

### Privileged Report of the Committee on Enrollment

May 26, 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. 53—

BY REPRESENTATIVE HARRISON

#### A CONCURRENT RESOLUTION

To urge and request the Department of Health and Hospitals and the Department of Education to study jointly the feasibility and advisability of funding more school nurse positions through the Medicaid program and to report their study findings to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, the House Committee on Education, and the Senate Committee on Education prior to the beginning of the 2012 Regular Session of the Legislature.

#### HOUSE CONCURRENT RESOLUTION NO. 57—

BY REPRESENTATIVE HARRISON AND SENATORS GAUTREAUX, MILLS, NEVERS, AND THOMPSON

#### A CONCURRENT RESOLUTION

To memorialize the United States Food and Drug Administration to take immediate and focused action to improve the enforcement of food import restrictions of seafood imports prior to sale in Louisiana.

#### HOUSE CONCURRENT RESOLUTION NO. 68—

BY REPRESENTATIVE HARRISON AND SENATOR THOMPSON

#### A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to require that satellite television providers broadcast local television stations.

#### HOUSE CONCURRENT RESOLUTION NO. 118—

BY REPRESENTATIVE CARTER

#### A CONCURRENT RESOLUTION

To commend the Louisiana State University Laboratory School tennis team for winning the 2011 Louisiana High School Athletic Association's Division IV girls' and boys' championship and to congratulate the Cub girls' and boys' tennis team on exemplifying sportsmanship and community service.

#### HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE CARTER AND SENATORS ADLEY, ALARIO, AMEDEE, APPEL, BROOME, CHABERT, CHAISSON, CHEEK, CLAITOR, CROWE, DONAHUE, DORSEY, ERDEY, GAUTREAUX, GUILLORY, HEITMEIER, JACKSON, KOSTELKA, LAFLEUR, LONG, MARIONNEAUX, MARTINY, MCPHERSON, MICHOT, MILLS, MORRELL, MORRISH, MOUNT, MURRAY, NEVERS, PERRY, PETERSON, QUINN, RISER, SHAW, SMITH, THOMPSON, WALSWORTH, AND WILLARD-LEWIS

#### A CONCURRENT RESOLUTION

To commend Yvette Girouard, head coach of the Louisiana State University softball team, for her monumental achievements upon the end of her extraordinary coaching career.

#### HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVE HUVAL AND SENATOR MILLS

#### A CONCURRENT RESOLUTION

To commend the Breaux Bridge High School boys' track and field team upon winning the 2011 Class 4A state championship.

**HOUSE CONCURRENT RESOLUTION NO. 124—**  
BY REPRESENTATIVE CARTER AND SENATOR CLAITOR  
A CONCURRENT RESOLUTION

To commend Glasgow Middle School eighth grader Scott Wu upon winning the 2011 Raytheon MATHCOUNTS National Competition in Washington, D.C.

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.

**Privileged Report of the Committee on Enrollment**

May 26, 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 Bills have been properly enrolled:

**HOUSE BILL NO. 38—**  
BY REPRESENTATIVE RITCHIE  
AN ACT

To enact R.S. 13:2072.1, relative to court costs in the City Court of Bogalusa; to provide for additional court costs in misdemeanor and traffic matters; to provide for the collection and use of the funds; and to provide for related matters.

**HOUSE BILL NO. 52—**  
BY REPRESENTATIVE HENDERSON  
AN ACT

To enact R.S. 13:2501.1(N), relative to court costs in the Traffic Court of New Orleans; to provide for an increase in court costs; to provide for use of the funds; and to provide for related matters.

**HOUSE BILL NO. 58—**  
BY REPRESENTATIVES LIGI AND WILLMOTT AND SENATOR MARTINY  
AN ACT

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

**HOUSE BILL NO. 60—**  
BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 33:447.8, relative to the mayor's court of the town of Basile; to authorize an increase in court costs for violations of municipal ordinances; and to provide for related matters.

**HOUSE BILL NO. 77—**  
BY REPRESENTATIVE BARRAS AND SENATOR MILLS  
AN ACT

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

**HOUSE BILL NO. 201—**  
BY REPRESENTATIVE ARMES  
AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Vernon Parish and Jefferson Davis Parish; to provide for the property description; to provide terms and conditions; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 224—**  
BY REPRESENTATIVE NOWLIN  
AN ACT

To amend and reenact R.S. 13:996.22(A), relative to court costs in the Tenth Judicial District Court; to provide for additional court costs in criminal matters; and to provide for related matters.

**HOUSE BILL NO. 407—**  
BY REPRESENTATIVES WHITE AND POPE AND SENATOR ERDEY  
AN ACT

To enact R.S. 13:996.68, relative to the Twenty-First Judicial District Court in Livingston Parish; to establish a judicial building fund; to provide for ownership and control of the fund; to provide for costs of court; to provide for a service charge per filing in civil matters; to provide for recordation fees; to provide for dedication, purposes, and disbursement of such funds; to provide for the reduction of fees in certain circumstances; to authorize cooperative endeavor agreements; and to provide for related matters.

**HOUSE BILL NO. 556—**  
BY REPRESENTATIVE FOIL  
AN ACT

To amend and reenact Code of Criminal Procedure Article 887(F)(1), relative to liability for costs; to provide for court costs in criminal matters; to increase such costs; to authorize the use of such costs for the implementation of an integrated juvenile justice information system; and to provide for related matters.

Respectfully submitted,

JEAN DOERGE  
Chair

The above House Bills contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk and were signed by the President of the Senate and taken by the Clerk of the House to the Governor for executive approval.

**Adjournment**

On motion of Rep. Billiot, at 9:20 P.M., the House agreed to adjourn until Tuesday, May 31, 2011, at 4:00 P.M.

The Speaker of the House declared the House adjourned until 4:00 P.M., Tuesday, May 31, 2011.

ALFRED W. SPEER  
Clerk of the House