

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

TWENTY-THIRD 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, June 2, 2011

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

Morning Hour

ROLL CALL

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

PRESENT

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

Fannin	Leger	Williams
Foil	Ligi	Willmott
Franklin	Little	Wooton
Total - 102		

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Rep. Barrow.

Pledge of Allegiance

Rep. Burford 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.

The opening roll call for Wednesday, June 1, 2011, was corrected to reflect 103 members present.

On motion of Rep. Brossett, the Journal of June 1, 2011, was adopted.

**Petitions, Memorials, and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 2, 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. 138
Returned without amendments

House Concurrent Resolution No. 139
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

June 2, 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. 47, 48, 50, 52, 53, and 54

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

Senate Concurrent Resolutions Lying Over

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

SENATE CONCURRENT RESOLUTION NO. 48—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend the St. Louis High School baseball team on winning the 2011 Class 4A state championship.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 50—
BY SENATOR MOUNT

A CONCURRENT RESOLUTION

To commend the Children's Miracle Network of Southwest Louisiana and to congratulate Taylor Oliver on her selection as a Champion by the Children's Miracle Network Hospitals.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 52—
BY SENATORS PERRY AND WALSWORTH

A CONCURRENT RESOLUTION

To commend the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize June 3, 2011, as Hugh O'Brian Youth Leadership Day in the state of Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 53—
BY SENATOR LONG

A CONCURRENT RESOLUTION

To commend and congratulate Dr. Harry Briggs on the momentous occasion of his ninetieth birthday and celebrating his third year in a row, swimming two miles in Kincaid Lake and on his lifetime of commitment and devotion to his family, friends and to education in Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 54—
BY SENATOR DORSEY

A CONCURRENT RESOLUTION

To commend and congratulate Baton Rouge Magnet High School graduate, David Michael Holmes, upon being selected as the 2011 Louisiana Student of the Year and to recognize his extraordinary accomplishments.

Read by title.

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

Message from the Senate

SENATE BILLS

June 2, 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. 6, 54, 232, 255, and 268

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. 6—

BY SENATOR GAUTREAUX

AN ACT

To enact R.S. 11:887.1, relative to the Teachers' Retirement System of Louisiana; to provide for payment of unfunded accrued liability by an employer that withdraws some or all of its employees from the retirement system; to provide for all other withdrawal liabilities of such employers; to provide for determination of amount of withdrawal liability payment and collection of same; to provide an effective date; and to provide for related matters.

Read by title.

SENATE BILL NO. 54—

BY SENATOR AMEEDÉ

AN ACT

To enact R.S. 47:1713, relative to ad valorem property tax; to require certain public notice and hearing requirements before agreements are entered into which have the effect of making property exempt for the tax of certain tax authorities in certain parishes; to impose requirements for disbursement of in lieu taxes received from transferred property in certain parishes; and to provide for related matters.

Read by title.

SENATE BILL NO. 232—

BY SENATOR CHEEK

AN ACT

To amend and reenact R.S. 15:544 (D)(1), (2), (3)(e), (4)(a) and (b) and to enact Chapter 3-C of Title 15 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 15:555 and 556, relative to sex offenses; to provide for notification and registration of offenders; to create a sexual assault task force and provide for the membership, and powers, duties, and functions of the task force; to provide for a termination date of the task force; and to provide for related matters.

Read by title.

SENATE BILL NO. 255—

BY SENATOR WILLARD-LEWIS

AN ACT

To enact R.S. 47:6030.1, relative to tax credits; to grant an individual income tax credit or the cost of purchase, installation, or construction of certain residential energy efficient property for the residences of certain elderly people; and to provide for related matters.

Read by title.

SENATE BILL NO. 268 (Substitute of Senate Bill No. 226 by Senator Mount) —

BY SENATOR MOUNT

AN ACT

To amend and reenact R.S. 37:1103(7), the introductory paragraph of 1103(10), and R.S. 37:1107(A)(8)(a), and to enact R.S. 37:1103(12), relative to boards and commissions; to provide for the definition of mental health counseling services; to provide for the definition of the practice of mental health counseling; to provide for the definition of serious mental illness; to provide for the requirements of a licensed professional counselor; and to provide for related matters.

Read by title.

Speaker Pro Tempore Robideaux in the Chair**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. 59—

BY REPRESENTATIVE DIXON

A RESOLUTION

To commend Michael Howard Madison, as he prepares to retire as president and chief operating officer of the Cleco Corporation.

Read by title.

On motion of Rep. Dixon, 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 RESOLUTION NO. 56—

BY REPRESENTATIVE SCHRODER

A RESOLUTION

To direct the staff of the House, Senate, and the Legislative Fiscal Office to meet to formulate a method for identifying expenditures as recurring or one-time.

Read by title.

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

**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. 9—

BY SENATOR GAUTREAUX

AN ACT

To amend and reenact R.S. 11:429(B), relative to the purchase of service credit in the Louisiana State Employees' Retirement System; to provide for the purchase of service credit and the use of such credit for the purpose of attaining eligibility for retirement; to provide relative to the payment of insurance premiums for individuals purchasing such service credit; 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 Retirement.

SENATE BILL NO. 108—

BY SENATOR RISER

AN ACT

To amend and reenact R.S. 18:402(F) and 1352, relative to the Louisiana Election Code; to provide relative to the use of voting machines in elections; to provide for the use of paper ballots in elections; to provide relative to tax elections; to provide that local tax elections can only be held at the same time as statewide and congressional primary elections; to provide a limitation on the number of emergency tax elections that can be held; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 119—

BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 41:1216 and 1217.1(B), and R.S. 56:30.3(B) and to enact R.S. 41:1217(F), relative to leases of public lands; to provide for certain provisions regarding leases on public lands; to exempt lands administered, controlled or managed by the Department of Wildlife and Fisheries from certain restrictions on public leases; to provide for terms of a lease transferred to the state from another party; to provide terms, conditions, and requirements; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Natural Resources and Environment.

SENATE BILL NO. 147—

BY SENATOR CHAISSON

A JOINT RESOLUTION

Proposing to add Article VII, Section 10.3(C)(5) of the Constitution of Louisiana, relative to the Budget Stabilization Fund; to provide for deposits into the Budget Stabilization Fund in certain circumstances; to provide for the interruption of deposits into the Budget Stabilization Fund in certain circumstances; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 159—

BY SENATOR APPEL AND REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 47:6036(G), relative to tax credits; to extend the Ports of Louisiana investor tax credit; to provide for a termination date; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 171—
BY SENATOR CHAISSON

AN ACT

To amend and reenact R.S. 39:94(C)(4)(b), relative to the Budget Stabilization Fund; to provide for deposits into the Budget Stabilization Fund in certain circumstances; to provide for the interruption of deposits into the Budget Stabilization Fund in certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 172—
BY SENATOR WALSWORTH

AN ACT

To enact R.S. 56:1687(12), relative to state parks; to authorize the secretary of the Department of Culture, Recreation and Tourism to sell certain state park lands; to provide for the use of the proceeds of such sale; to provide terms and conditions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 190—
BY SENATOR ERDEY

AN ACT

To enact R.S. 14:32.2, relative to the crime of first degree vehicular homicide; to provide for the elements of the crime; to provide penalties for conviction of the crime; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 195—
BY SENATOR JACKSON

AN ACT

To amend and reenact R.S. 18:463(A)(2)(c), relative to the Louisiana Election Code; to provide relative to candidacy for public office; to provide that a person with an outstanding ethics fine cannot qualify for public office unless the fine has been paid in full; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 261—
BY SENATOR CHAISSON

AN ACT

To enact R.S. 38:1607(C), relative to St. Charles Parish; to provide that the St. Charles Parish Council may replace the board of commissioners of the Sunset Drainage District as the governing authority of the district by ordinance; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 135—
BY SENATOR CLAITOR

AN ACT

To amend and reenact R.S. 47:6015, relative to tax credits; to change the research and development tax credit to a rebate and make certain changes in its calculation and administration; to provide for a limitation on the receipt of other tax benefits and incentives; and to provide for related matters.

Called from the calendar.

Read by title.

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

**House and House Concurrent Resolutions
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

HOUSE CONCURRENT RESOLUTION NO. 16—

BY REPRESENTATIVES KATZ, BARROW, BURFORD, DOERGE, HILL, HINES, HUTTER, JOHNSON, ROSALIND JONES, SAM JONES, LABRUZZO, LEBAS, MORENO, NOWLIN, POPE, SIMON, PATRICIA SMITH, STIAES, AND WILLMOTT AND SENATORS BROOME, MOUNT, AND QUINN

A CONCURRENT RESOLUTION

To authorize and direct the Drug Policy Board to coordinate a study of the overall impact and estimated aggregate costs of illegal drug use in the state of Louisiana.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Original House Concurrent Resolution No. 16 by Representative Katz

AMENDMENT NO. 1

On page 3, at the end of line 15, insert a comma "," and insert "along with no fewer than five policy recommendations for reducing the overall costs of illegal drug use,"

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

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

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.

Reported favorably by the Committee on Education.

Under the rules, the above resolution was ordered recommitted to the Committee on Appropriations.

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. 14—

BY REPRESENTATIVE HONORE
AN ACT

To amend and reenact R.S. 14:95(H), relative to the crime of illegal carrying of weapons; to provide for an exception for justices or judges of federal courts domiciled in Louisiana; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 97—

BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 17:3351(A)(5)(d)(i), relative to the assessment of operational fees at public institutions of postsecondary education; to provide relative to the powers of public postsecondary education management boards to assess operational fees; to provide relative to operational fee amounts; to provide limitations; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

Speaker Tucker in the Chair

HOUSE BILL NO. 111—

BY REPRESENTATIVE WOOTON
AN ACT

To amend and reenact Code of Criminal Procedure Article 895.1(F)(introductory paragraph), relative to fees for supervised probation; to provide for an increase in the supervised probation fees dedicated to the Sex Offender Registry Technology Fund; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 111 by Representative Wooton

AMENDMENT NO. 1

On page 1, line 2, change "895.1(C)," to "895.1(F)(introductory paragraph),"

AMENDMENT NO. 2

On page 1, line 3, after "probation;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, delete lines 4 and 5 in their entirety and insert "to provide for an increase in the supervised probation fees dedicated to the Sex Offender Registry Technology Fund; and to provide for related matters."

AMENDMENT NO. 4

On page 1, line 7, change "895.1(C)" to "895.1(F)(introductory paragraph)"

AMENDMENT NO. 5

On page 1, delete lines 11 through 20 in their entirety

AMENDMENT NO. 6

On page 2, delete lines 1 through 9 in their entirety and add the following:

"F. When the court places the defendant on supervised probation, it shall order as a condition of probation the payment of a monthly fee of not less than ~~five dollars and fifty cents~~ eleven dollars. The monthly fee established in this Paragraph shall be in addition to the fee established in Paragraph C of this Article and shall be collected by the Department of Public Safety and Corrections and shall be transmitted, deposited, appropriated, and used in accordance with the following provisions:

* * *

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 116—

BY REPRESENTATIVE STIAES
AN ACT

To amend and reenact Code of Criminal Procedure Article 926.1(H)(6) and to enact R.S. 15:621, relative to evidence in criminal cases; to prohibit the destruction of biological evidence in certain criminal cases; to provide for definitions; to provide for applicability; to provide for a limitation of liability for failure to comply; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 116 by Representative Stiaes

AMENDMENT NO. 1

On page 1, line 10, after "A." and before "criminal" delete "No" and insert "Prior to December 31, 2012, no"

AMENDMENT NO. 2

On page 1, line 11, after "possession" delete the remainder of the line

AMENDMENT NO. 3

On page 1, at the beginning of line 12, delete "December 31, 2012,"

AMENDMENT NO. 4

On page 1, line 15, after "apply" delete the remainder of the line

AMENDMENT NO. 5

On page 1, delete lines 16 through 18 in their entirety and insert the following:

"only in cases in which an offender has been convicted at trial or has entered a guilty plea pursuant to *North Carolina v. Alford*, 400 U.S. 25 (1970), and the offender is in the custody of the Department of Public Safety and Corrections."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 138—
BY REPRESENTATIVE PATRICIA SMITH
AN ACT

To enact R.S. 15:574.4(A)(4), relative to parole; to provide for eligibility for parole consideration for certain inmates who are at least sixty years of age and have met certain conditions; to provide for exceptions; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 138 by Representative Patricia Smith

AMENDMENT NO. 1

On page 2, at the end of line 6, after "15:827.1" and before the period "." insert "if such programming is available at the facility where the offender is incarcerated"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 305—
BY REPRESENTATIVE LIGI
AN ACT

To enact Code of Criminal Procedure Article 881.6, relative to sentencing; to provide for the reduction of a sentence when the defendant assists in an investigation or prosecution; to provide for definitions; to provide for time periods; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 305 by Representative Ligi

AMENDMENT NO. 1

On page 1, line 10, after "state" and before the comma "," delete "made within one year of sentencing"

AMENDMENT NO. 2

On page 1, delete lines 14 through 18 in their entirety

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 2, at the beginning of line 8, change "C." to "B."

AMENDMENT NO. 5

On page 2, line 10, after "presentence" and before "assistance" insert "or postsentence"

AMENDMENT NO. 6

On page 2, at the beginning of line 11, change "D." to "C."

AMENDMENT NO. 7

On page 2, line 12, after "law" and before the period "." insert a comma "," and insert "but in no event shall the defendant be resentenced to a time period less than that recommended by the district attorney"

AMENDMENT NO. 8

On page 2, at the beginning of line 13, change "E." to "D."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 316—

BY REPRESENTATIVE BISHOP

AN ACT

To amend and reenact R.S. 14:95(F), relative to illegal carrying of weapons; to provide with respect to prior offenses; to authorize the use of convictions of state statutes and ordinances as predicate offenses for the purpose of increased penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 316 by Representative Bishop

AMENDMENT NO. 1

On page 1, line 13, after "contains" and before "the" delete "any of"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 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 favorably by the Committee on Natural Resources and Environment.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 345—

BY REPRESENTATIVE LAFONTA

AN ACT

To amend and reenact R.S. 22:1068(D) and 1074(D) and to enact R.S. 22:1061(5)(y) and Subpart B-1 of Part III of Chapter 4 of Title 22 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 22:1060.1 through 1060.4, relative to health insurance; to provide with respect to coverage by a health benefit plan of prescription drugs, including through the use of a drug formulary; to provide relative to guaranteed renewability of coverage in the group and individual market with regard to modifications affecting drug coverage; to provide for applicability; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Original House Bill No. 345 by Representative LaFonta

AMENDMENT NO. 1

On page 6, line 14, after "modification" insert "is approved by the commissioner."

AMENDMENT NO. 2

On page 6, line 14, after "law" insert a comma ", "

AMENDMENT NO. 3

On page 6, line 14, after "and" insert "is"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 360—

BY REPRESENTATIVE STIAES

AN ACT

To amend and reenact R.S. 17:3973(2)(a), relative to charter schools; to provide relative to the definition of a charter school; to provide that certain types of charter schools may have a residential component; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 448—

BY REPRESENTATIVE DOWNS

AN ACT

To enact R.S. 17:3129.9 and 3351.16, relative to tuition charges at certain postsecondary education institutions; to authorize the boards of supervisors of the Louisiana State University System, the Southern University System, the University of Louisiana System, and the Board of Supervisors of Community and Technical Colleges to establish and impose an additional tuition charge on a credit hour basis for students attending the institutions under the management and supervision of each respective board and to provide relative to such charges; to provide conditions; to provide for waivers; to require the Board of Regents to develop and adopt a tuition refund policy; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 448 by Representative Downs

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AMENDMENT NO. 1

On page 1, line 9, after "waivers;" and before "to require" insert "to provide requirements for the use of funds generated from the tuition charge;"

AMENDMENT NO. 2

On page 1, line 10, after "policy;" and before "to provide for an effective date;" insert "to provide that such policy may include a withdrawal fee;"

AMENDMENT NO. 3

On page 1, line 15, after "policy." and before "No" insert the following:

"Such policy may include the assessment of a withdrawal fee which shall not exceed the actual cost of the course."

AMENDMENT NO. 4

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

"C. At any institution imposing any additional tuition charge pursuant to the provisions of this Section, not less than ten percent of the funds generated from the tuition charge shall be used for need-based student financial aid at the institution."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 489— BY REPRESENTATIVE SEABAUGH AN ACT

To amend and reenact R.S. 40:1379.3(C)(3), relative to concealed handgun permits; to remove requirement that a person be a resident of Louisiana for six months prior to applying for a concealed handgun permit in order to be eligible for the permit; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Original House Bill No. 489 by Representative Seabaugh

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:1379.3(C)(3)" delete the remainder of the line and insert a comma ", " and insert "relative to"

AMENDMENT NO. 2

On page 1, line 3, after "permits;" delete the remainder of the line

AMENDMENT NO. 3

On page 1, delete line 4 in its entirety and on line 5, delete "to provide for applicability;"

AMENDMENT NO. 4

On page 1, at the end of line 9, delete "and R.S."

AMENDMENT NO. 5

On page 1, delete line 10 in its entirety and insert "to read as follows:"

AMENDMENT NO. 6

On page 1, delete lines 19 through 22 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 through 9 in their entirety

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 560— BY REPRESENTATIVE CARMODY AN ACT

To amend and reenact R.S. 17:3139(E), relative to audits of public postsecondary education institutions by the legislative auditor; to require audits of information submitted by such institutions to the Board of Regents as indication of achievement of performance objectives; to provide relative to the timing and costs of such audits; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 560 by Representative Carmody

AMENDMENT NO. 1

On page 1, line 2, after "17:3139(E)," delete the remainder of the line and delete lines 3 through 7 and insert the following:

"relative to audits of public postsecondary education institutions by the legislative auditor; to require audits of information submitted by such institutions to the Board of Regents as indication of achievement of performance objectives; to provide relative to the timing and costs of"

AMENDMENT NO. 2

Delete page 2 and insert the following:

"The legislative auditor, in cooperation and coordination with the Board of Regents, shall annually audit data submitted or to be submitted by institutions to the Board of Regents as indicators of meeting performance objective targets established by or pursuant to this Section to ensure that the data is reliable. The auditor shall complete all audits pursuant to this Subsection and report his findings to the Board of Regents and to the legislature prior to the board's annual vote on whether an institution will be able to exercise tuition authority and operational autonomies pursuant to this Section. Each institution shall provide to the legislative auditor all of the information that the auditor requests to conduct audits pursuant to this Subsection. The legislative auditor shall charge the actual costs of such audits to the institution being audited; however, no institution shall be charged more than seven thousand dollars for such audits in any single fiscal year. No provision of this Subsection shall be construed to limit the authority of the auditor under any other provision of law. The legislative auditor shall, to the extent that he determines feasible and in the best interests of the state, take steps to minimize disruption of normal operations at the institutions such as conducting such audits in conjunction with the institution's financial audit.

* * *

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 580—

BY REPRESENTATIVE HOFFMANN
AN ACT

To amend and reenact R.S. 17:8(A) and (B), 8.2, 351, 352(A) and (B), and 353, to enact R.S. 17:3996(B)(13), and to repeal R.S. 17:8(C) through (J) and 415.1, relative to textbooks and other instructional materials; to provide relative to procedures for adoption and purchasing; to provide relative to electronic versions; to provide relative to funding; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 580 by Representative Hoffmann

AMENDMENT NO. 1

On page 1, line 2, after "To" delete the remainder of the line and at the beginning of line 3 delete "R.S. 17:3996(B)(13)," and insert "enact R.S. 17:8.3, 8.4, and 3996(B)(13)"

AMENDMENT NO. 2

On page 1, line 3, after "repeal R.S." and before "and 415.1," delete "17:8(C) through (J)" and insert "17:8 through 8.2, 351 through 353,"

AMENDMENT NO. 3

On page 1, at the beginning of line 5, delete "adoption and purchasing;" and insert "recommendation and purchasing; to provide relative to contracts with publishers;"

AMENDMENT NO. 4

On page 1, line 8, after "R.S." delete the remainder of the line and at the beginning of line 9 delete "amended and reenacted and R.S. 17:3996(B)(13) is" and insert "17:8.3, 8.4, and 3996(B)(13) are"

AMENDMENT NO. 5

On page 1, delete lines 10 through 20 and delete pages 2 through 6 in their entirety and insert the following:

"§8.3. School books prescribed by board

A. The State Board of Elementary and Secondary Education shall prescribe through rules and regulations the recommendation, distribution, and use of free school books and other materials of instruction by the governing authority of each public elementary and secondary school, including special schools. Such school books and materials of instruction shall be supplied to the children of this state at the elementary and secondary levels without charge out of funds appropriated therefor by the legislature in accordance with the requirements of Article VIII, Section 13(A) of the Constitution of Louisiana.

B. The State Board of Elementary and Secondary Education shall require the governing authority of each public elementary and secondary school to adopt procedures permitting any public school student to have use, after regular school hours during the week and on weekends, of any free school book. Any public school student using any school book pursuant to the provisions of this Subsection shall be responsible for such school book. These procedures shall not be applicable to basal readers and programs.

C. The State Board of Elementary and Secondary Education shall ensure that school books and materials of instruction accurately reflect the contributions and achievements of people of differing races and which promote an understanding of the history and values of the people of the United States and Louisiana, including the free enterprise system, private property, constitutional liberties, democratic values, and traditional standards of moral values.

D. The State Board of Elementary and Secondary Education shall require that all school books and other materials of instruction adhere to curriculum standards adopted by the board pursuant to R.S. 17:24.4(E).

E. The State Board of Elementary and Secondary Education shall encourage the governing authority of each public elementary and secondary school to maximize the availability and accessibility of electronic textbooks and instructional materials in any school under its jurisdiction. Each such governing authority may purchase electronic textbooks and other instructional materials, media, or content and their means of distribution or access as it deems necessary and appropriate to fulfill its educational mission and to address state curriculum standards and school and district accountability system requirements.

F. The State Board of Elementary and Secondary Education shall not restrict the amount or percentage of state or local funds a public school governing authority may expend for the purchase of printed or electronic textbooks, instructional materials, or other education-related media or content or their means of distribution or access whether or not they are on the state list of recommended textbooks and other instructional materials.

G. The State Board of Elementary and Secondary Education shall establish rules and procedures for supplying school books and other materials of instruction for children participating in any home study program approved by the board when available. Such rules and procedures shall include but not be limited to a requirement that any

school books and other materials of instruction provided pursuant to this Subsection shall be made available only to the child or children of the parent or legal guardian obtaining approval for a home study program. The board shall provide a copy of such rules and procedures to any parent or legal guardian applying for approval of a home study program.

H. The governing authority of each public elementary and secondary school that disburses school library books, textbooks, and other materials of instruction to nonpublic school students shall submit to the state superintendent of education such documentation as required to verify the administrative costs incurred by the governing authority in the disbursement of such books and instructional materials. The verified costs of administration incurred by each governing authority shall be paid by the state.

§8.4. Contracts with publishers; reviewing school books and materials of instruction

A. The State Board of Elementary and Secondary Education shall award contracts with publishers of school books on a competitive basis for a term to be determined by the board. Each contract shall be so made as to authorize the board to terminate it upon ninety-days notice. The procedure for examining books and awarding contracts shall be under the control of the board and in accordance with any applicable law. The board shall have authority to set and collect fees from publishers participating in state school book contracting procedures.

B. Each contract shall stipulate that the publisher shall automatically reduce the net cost of textbooks in the state when the net cost of the publisher for books covered by the contract are reduced anywhere in the United States, so that no edition of that textbook shall at any time be sold in this state at a higher net cost than that received for that book elsewhere in the United States.

C. Each contract with a publisher shall stipulate that the book or books covered by the contract to be sold in this state shall be identical with the official samples filed with the board with respect to size, paper, binding, print, illustrations, subject matter, and all other particulars which may affect the value of said books; however, during the period of the contract, the board may approve revised editions of a textbook or service at the bid price, which will authorize a publisher to provide such revisions.

D. Each contract with a publisher shall stipulate that whenever five thousand or more copies of a textbook of a single title and edition are to be purchased by the state from a single publisher during a twelve- month period which shall be established by the board by rule, not less than eighty percent of the total number of the copies of such book purchased by the state shall be printed and bound by a printer licensed to do business and doing business within the state, provided that the publisher receives a timely bid made according to the publisher's bid-making requirements from such a printer and provided that the printer is able to print and bind such book in accordance with the manufacturer's specifications for state textbooks as promulgated by the state Department of Education and at a cost equal to or less than the unit cost per book for the same number of books made in an otherwise qualified bid by any out-of-state printer bidding on the same work. Whenever two or more printers in this state submit bids which would qualify all of them to print and bind textbooks pursuant to this Section and one such printer is a minority-owned business as defined in R.S. 39:1952(15), the minority-owned business shall be awarded not less than ten percent of the printing and binding required by this Section to be done in this state.

E. The State Board of Elementary and Secondary Education shall make every effort to increase the availability and accessibility of electronic textbooks and instructional materials in the state's public

elementary and secondary schools and shall encourage all publishers to provide electronic versions of the products they offer, whether in addition to, or in lieu of, the printed version.

F. The state Department of Education shall be the depository in the state for books for the schools. The state superintendent of education may do all things necessary and proper for the department to function as such depository, including but not limited to providing for the power to enter into contracts or agreements and to acquire property, through lease or purchase, in which the depository is to be located, and to determine the location or locations of the depository. The superintendent may require publishers to maintain a depository in the state or may contract, in accordance with the procedures for the letting of contracts set forth in applicable provisions of the Louisiana Procurement Code, particularly R.S. 39:1593, with any other public or private agency to act as the depository.

G. The state Department of Education shall require any depository with which the department does business to provide the department a written summary of all purchase orders for textbooks received by the depository from the department. The depository shall transmit such summary within three business days whenever the department requests it to do so, and the department shall make such a request upon the written request of any printer licensed to and actually doing business in Louisiana. Such a summary shall be a public record. The summary shall itemize the total number of copies of each book which is the subject of a purchase order, the unit price of each book, the commissions paid to or the discounts received by the depository, and the publisher of each book.

H. The books shall be distributed to the governing authority of each public elementary and secondary school from the depository on requisition of the state superintendent of education.

I.(1) The State Board of Elementary and Secondary Education shall establish a procedure enabling each governing authority of a public elementary or secondary school to order and receive textbooks. The procedure shall include but not be limited to permitting a public elementary or secondary school governing authority to contract with a textbook publisher and receive any applicable publisher's discount; however, any textbook purchased under the provisions of this Paragraph shall be purchased at the same price or a lower price than such textbook can be purchased from any source other than the publisher.

(2) The State Board of Elementary and Secondary Education shall adopt necessary rules and regulations in accordance with the Administrative Procedure Act to implement the provisions of this Subsection.

J. The State Board of Elementary and Secondary Education shall take such action as is necessary to assure that all school books and materials of instruction included in state publisher contracts are thoroughly screened, reviewed, and approved as to their alignment with content standards adopted by the board pursuant to R.S. 17:24.4(E).

K. The State Board of Elementary and Secondary Education shall take such action as is necessary to assure that any state committee or other group responsible for screening, reviewing, and evaluating any materials of instruction and computer and related technological equipment and supplies, other than the governing authority of a public elementary or secondary school, shall contain a membership not less than one-third of which are teachers. For the purposes of this Section, the term "teacher" shall mean any person employed by a city or parish school board who, as a condition of employment, is required to hold a valid teaching certificate issued by the state Department of Education. Not less than one-third of such committee or group shall be parents who are not public educators. Meetings of such committee or group shall be open to the public, and

any member of the public may attend and file written or make oral objections to any textbook under consideration. The board shall adopt a form whereby any member of the public may file written objections to any textbook being considered for inclusion in a contract.

L. The State Board of Elementary and Secondary Education shall maintain a copy of all recommended textbooks and instructional materials. Such textbooks and materials shall be maintained at the state Department of Education for a period of one year following their initial recommendation. Such textbooks and materials shall be available for public inspection online or during regular office hours.

M.(1) The state Department of Education shall ensure that all textbooks being considered for state recommendation are placed, prior to state recommendation and for a period of at least ninety days, in two cooperating public library branches in Baton Rouge, in three cooperating public library branches in New Orleans to be determined by the New Orleans Public Library system, and in a cooperating public library in Shreveport, Monroe, Alexandria, Lake Charles, Lafayette, Houma, Covington, Hammond, Metairie, Marrero, Bossier City, Natchitoches, Ruston, DeRidder, New Iberia, Opelousas, Bogalusa, and any other city designated by the superintendent of elementary and secondary education. Any interested person may inspect and review the books during the period when they are on display. Four samples of each such textbook shall be made available for such inspection and review at each such library. Three such samples shall be made available to be checked out from each such library by any interested person according to rules and regulations that the state Department of Education shall establish for such purpose. The locations and dates of availability of such textbooks shall be posted by the state Department of Education on its website in the form of a press release which shall remain posted online for the duration of the review period.

(2) The provisions of this Subsection shall be applicable only to such a textbook for which an electronic copy is not available online for inspection and review."

AMENDMENT NO. 6

On page 7, line 12, after "R.S." delete the remainder of the line and delete line 13 and insert "17:8.3 and 8.4."

AMENDMENT NO. 7

On page 7, line 15, after "R.S." and before "and" delete "17.8(C) through (J)" and insert "17:8 through 8.2, 351 through 353,"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 582— BY REPRESENTATIVE HONORE AN ACT

To amend and reenact R.S. 13:477(32) and 621.32, relative to the Thirty-Second Judicial District; to provide for election sections for the Thirty-Second Judicial District; to provide for the assignment of judgeships for election purposes; to provide for the election of judges; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Original House Bill No. 582 by Representative Honore

AMENDMENT NO. 1

On page 2, line 3, after "section one," and before "judges shall" delete "and four" and insert "one judge shall be elected from election section two, and three"

AMENDMENT NO. 2

On page 2, line 16, after "resignation," delete "retirement,"

AMENDMENT NO. 3

On page 2, line 17, after "Thirty-Second" and before "District" insert "Judicial"

AMENDMENT NO. 4

On page 2, line 18, after "Thirty-Second" and before "District" insert "Judicial"

AMENDMENT NO. 5

On page 2, line 23, after "Thirty-Second" and before "District" insert "Judicial"

AMENDMENT NO. 6

On page 2, delete lines 25 and 26 and insert the following:

"(B) Of the remaining four judgeships of the Thirty-Second Judicial District not assigned to election section one as provided in this Section, the judgeship having the division designation which occurs earliest in alphabetical order shall be assigned to election section two for election purposes, and the remaining three judgeships shall be assigned to the district at large for election purposes."

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

Motion

Rep. Gallot moved the bill, as amended, be ordered engrossed and passed to third reading.

As a substitute motion, Rep. Dove moved the bill be recommitted to the Committee on Judiciary.

Rep. Honore objected.

By a vote of 43 yeas and 51 nays, the House refused to recommit the bill to the Committee on Judiciary.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Local and Consent Calendar

Speaker Pro Tempore Robideaux in the Chair

HOUSE BILL NO. 95—

BY REPRESENTATIVE CHANEY AN ACT

To enact R.S. 17:221(K), relative to compulsory school attendance; to exempt from the compulsory school attendance law and other related provisions certain students who are at least seventeen years of age and have been issued a Louisiana high school equivalency diploma; and to provide for related matters.

Read by title.

Rep. Chaney moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives under the YEAS category, including Abramson, Anders, Arnold, Aubert, Badon, A., Badon, B., Barras, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Champagne, Chandler, Chaney, Connick, Cortez, Danahay, Dixon, Doerge, Dove, Downs, Edwards, Fannin, Foil, Franklin, Geymann, and Total - 85.

NAYS

Total - 0

ABSENT

Table listing names of representatives under the ABSENT category, including Mr. Speaker, Armes, Baldone, Barrow, Bishop, Ellington, Gallot, Henry, Honore, Jackson, G., LaFonta, LeBas, Schroder, Simon, and Smith, G.

Table listing names of representatives: Carter, Cromer, Jackson, M., Jones, S., Wooton, and Total - 20.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 589—

BY REPRESENTATIVES CHANEY AND DOWNS AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(e)(viii) and (x), relative to academic standards for a Taylor Opportunity Program for Students award; to provide relative to the high school core curriculum requirements for certain students to be eligible for an Opportunity, Performance, or Honors award; to provide applicability; to provide effectiveness; to provide an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 589 by Representative Chaney

AMENDMENT NO. 1

On page 1, line 2, delete "(introductory paragraph),"

AMENDMENT NO. 2

On page 1, line 9, delete "(introductory paragraph),"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives under the YEAS category, including Abramson, Anders, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barras, Barrow, Billiot, Brossett, Burford, Burns, H., Burns, T., Burrell, Carmody, Chandler, Chaney, Gisclair, Guillory, Guinn, Hardy, Harrison, Hazel, Henderson, Henry, Hensgens, Hill, Hines, Hoffmann, Honore, Howard, Hutter, Huval, Jackson, G., Jackson, M., Lorusso, McVea, Monica, Montoucet, Moreno, Morris, Norton, Nowlin, Pearson, Ponti, Pope, Pugh, Richardson, Ritchie, Robideaux, Roy, Schroder, and Seabaugh.

Connick	Johnson	Simon
Cortez	Jones, R.	Smiley
Cromer	Jones, S.	Smith, J.
Danahay	Katz	Smith, P.
Dixon	Kleckley	St. Germain
Doerge	LaBruzzo	Stiaes
Dove	Lambert	Talbot
Downs	Landry	Thibaut
Edwards	LeBas	Thierry
Fannin	Leger	White
Foil	Ligi	Willmott
Franklin	Little	Wooton
Geymann	Lopinto	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Ellington	Smith, G.
Armes	Gallot	Templet
Bishop	Greene	Williams
Carter	LaFonta	
Champagne	Richard	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Gary Smith gave notice of his intention to call House Bill No. 170 from the calendar on Tuesday, June 7, 2011.

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.

Rep. Doerge moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Lopinto
Abramson	Gisclair	Lorusso
Anders	Guillory	McVea
Arnold	Guinn	Moreno
Badon, A.	Hardy	Morris
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Pearson
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hensgens	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Schroder
Carmody	Huval	Seabaugh
Chandler	Jackson, G.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Dixon	Kleckley	Stiaes
Doerge	LaBruzzo	Talbot
Downs	Lambert	Templet
Edwards	Landry	Thibaut
Ellington	LeBas	Thierry
Fannin	Leger	White
Foil	Ligi	Willmott
Franklin	Little	Wooton
Total - 87		

NAYS

Total - 0

ABSENT

Armes	Dove	Monica
Aubert	Gallot	Montoucet
Bishop	Greene	Norton
Carter	Honore	Roy
Champagne	Jackson, M.	Smith, G.
Danahay	LaFonta	Williams
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Doerge 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. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 213 as yea, which consent was unanimously granted.

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.

Rep. Danahay moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Lorusso
Anders	Geymann	McVea
Arnold	Gisclair	Moreno
Aubert	Guillory	Morris
Badon, A.	Guinn	Norton
Badon, B.	Hazel	Nowlin
Baldone	Henderson	Pearson
Barras	Henry	Ponti
Barrow	Hensgens	Pope
Billiot	Hill	Pugh
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Honore	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Schroder
Carmody	Huval	Seabaugh
Chandler	Jackson, G.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	Lambert	Templet
Downs	Landry	Thierry
Edwards	LeBas	White
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Total - 86		

NAYS

Total - 0

ABSENT

Mr. Speaker	Greene	Montoucet
Armes	Hardy	Roy
Bishop	Harrison	Smith, G.
Carter	Jackson, M.	Thibaut
Champagne	LaFonta	Williams
Dove	Leger	
Gallot	Monica	
Total - 19		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Danahay 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. 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.

Rep. Huval moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Little
Abramson	Foil	Lopinto
Anders	Franklin	Lorusso
Arnold	Geymann	McVea
Aubert	Gisclair	Moreno
Badon, A.	Guillory	Morris
Badon, B.	Harrison	Norton
Baldone	Hazel	Nowlin
Barras	Henderson	Pearson
Barrow	Henry	Ponti
Billiot	Hensgens	Pope
Bishop	Hill	Pugh
Brossett	Hines	Richard
Burford	Hoffmann	Richardson
Burns, H.	Honore	Ritchie
Burns, T.	Howard	Robideaux
Burrell	Hutter	Schroder
Carmody	Huval	Seabaugh
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, J.
Cortez	Katz	Smith, P.
Cromer	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	Lambert	Talbot
Doerge	Landry	Templet
Edwards	Dove	White
Ellington	Leger	Willmott
Total - 87	Ligi	Wooton

NAYS

Total - 0

ABSENT

Armes	Guinn	Montoucet
Carter	Hardy	Roy
Champagne	Jackson, G.	Smith, G.
Downs	Jackson, M.	Thibaut
Gallot	LaFonta	Thierry
Greene	Monica	Williams
Total - 18		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Huval 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. 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.

Rep. Landry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Doerge	Lorusso
Total - 2	

ABSENT

Armes	Kleckley	Smith, G.
Badon, A.	LaFonta	St. Germain
Carter	Montoucet	
Champagne	Roy	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Templet requested the House consent to correct his vote on final passage of House Bill No. 504 from nay to yea, which consent was unanimously granted.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Smiley gave notice of his intention to call House Bill No. 167 from the calendar on Tuesday, June 7, 2011.

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 Tuesday, June 7, 2011.

Regular Calendar

HOUSE BILL NO. 354—

BY REPRESENTATIVES BILLIOT AND TUCKER
AN ACT

To amend and reenact R.S. 2:705(C), (I), and (M) and 706(F), relative to the Southeast Regional Airport Authority; provides relative to Senate confirmation for certain members; provides relative to the required board meetings; changes the domicile of the authority; deletes the mandatory requirement for the authority to appear before certain committees; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Billiot gave notice of his intention to call House Bill No. 354 from the calendar on Wednesday, June 8, 2011.

HOUSE BILL NO. 356—

BY REPRESENTATIVES BROSETT AND LEGER
AN ACT

To amend and reenact R.S. 33:4530(A), relative to the city of New Orleans; to provide relative to the Public Belt Railroad Commission for the city of New Orleans; to provide relative to the appointment and terms of commission members; and to provide for related matters.

Read by title.

Rep. Brossett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	LeBas
Anders	Gallot	Ligi
Arnold	Geymann	Little
Aubert	Gisclair	Lopinto
Badon, A.	Greene	Lorusso
Badon, B.	Guillory	Monica
Baldone	Guinn	Moreno
Barras	Hardy	Morris
Barrow	Harrison	Nowlin
Billiot	Hazel	Ponti
Brossett	Henderson	Pope
Burford	Henry	Richard
Burns, H.	Hensgens	Richardson
Burns, T.	Hill	Ritchie
Burrell	Hines	Robideaux
Carmody	Hoffmann	Schroder
Chandler	Honore	Seabaugh
Chaney	Howard	Smiley
Connick	Hutter	Smith, J.
Cortez	Huval	Smith, P.

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Cromer	Jackson, G.	Stiaes
Danahay	Jackson, M.	Talbot
Dixon	Johnson	Templet
Doerge	Jones, R.	Thibaut
Dove	Jones, S.	Thierry
Downs	Katz	White
Edwards	Kleckley	Williams
Ellington	LaBruzzo	Willmott
Fannin	Lambert	Wooton
Foil	Landry	
Total - 89		

NAYS

Total - 0

ABSENT

Mr. Speaker	Leger	Roy
Armes	McVea	Simon
Bishop	Montoucet	Smith, G.
Carter	Norton	St. Germain
Champagne	Pearson	
LaFonta	Pugh	
Total - 16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Huval requested the House consent to record his vote on final passage of House Bill No. 356 as yea, which consent was unanimously granted.

HOUSE BILL NO. 374— BY REPRESENTATIVE RICHARDSON AN ACT

To enact R.S. 33:423(C), relative to municipal police chiefs; to provide relative to the powers granted to an elected police chief in any municipality governed by the Lawrason Act; to authorize the police chief to effect disciplinary action, dismiss police personnel, and to make provisional appointments to fill vacancies in the police department; to provide limitations and exceptions; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Roy to Engrossed House Bill No. 374 by Representative Richardson

AMENDMENT NO. 1

On page 2, line 2, after "personnel" delete the remainder of the line and at the beginning of line 3, delete "to dismiss any such personnel"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Gallot	Lorusso
Arnold	Gisclair	McVea
Aubert	Greene	Monica
Badon, A.	Guillory	Moreno
Badon, B.	Guinn	Norton
Baldone	Harrison	Nowlin
Barras	Hazel	Pearson
Barrow	Henderson	Ponti
Billiot	Henry	Pope
Burford	Hensgens	Richard
Burns, H.	Hill	Richardson
Burns, T.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carmody	Honore	Roy
Chandler	Howard	Schroder
Chaney	Jackson, G.	Seabaugh
Connick	Johnson	Smiley
Cortez	Jones, R.	Smith, J.
Cromer	Jones, S.	Smith, P.
Danahay	Katz	St. Germain
Dixon	Kleckley	Stiaes
Doerge	LaBruzzo	Talbot
Dove	Lambert	Templet
Downs	Landry	Thibaut
Edwards	LeBas	Thierry
Ellington	Leger	White
Fannin	Ligi	Williams
Foil	Little	Wooton
Franklin	Lopinto	
Total - 86		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Morris
Abramson	Hardy	Pugh
Armes	Hutter	Simon
Bishop	Huval	Smith, G.
Brossett	Jackson, M.	Willmott
Carter	LaFonta	
Champagne	Montoucet	
Total - 19		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Patricia Smith requested the House consent to record her vote on final passage of House Bill No. 374 as yea, which consent was unanimously granted.

HOUSE BILL NO. 451— BY REPRESENTATIVE DOVE AN ACT

To amend and reenact R.S. 46:1053(M)(2) and (3)(a) and to enact R.S. 46:1053(M)(3)(c), relative to Terrebonne Parish; to provide relative to Hospital Service District No. 1; to provide relative to the governing board of the district; to provide relative to the terms of board members; and to provide for related matters.

Read by title.

Rep. Dove moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr. Speaker	Carter	LaFonta
Abramson	Champagne	Montoucet
Armes	Franklin	Smith, G.
Arnold	Hardy	Willmott
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove 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. 460—
BY REPRESENTATIVE LABRUZZO
AN ACT**

To enact R.S. 46:460.11 and Subpart BB of Part I of Chapter I of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.95, relative to funds for drug testing and treatment of adult recipients of certain public assistance; to create the Family Independence Temporary Assistance Program Drug Testing and Treatment Fund; to provide for the deposit, use, and investment of monies in the fund; to provide for a refund checkoff on individual state

income tax returns for the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patricia Smith to Engrossed House Bill No. 460 by Representative LaBruzzo

AMENDMENT NO. 1

On page 3, after line 17 insert the following:

"Section 4. This Act shall take effect and become operative if and when the Act which originated as House Bill No. 7 of this 2011 Regular Session of the Legislature is enacted and becomes effective."

Rep. Patricia Smith moved the adoption of the amendments.

Rep. LaBruzzo objected.

By a vote of 57 yeas and 20 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow to Engrossed House Bill No. 460 by Representative LaBruzzo

AMENDMENT NO. 1

On page 2, delete lines 9 through 12

Rep. Barrow moved the adoption of the amendments.

Rep. LaBruzzo objected.

By a vote of 38 yeas and 41 nays, the amendments were rejected.

Motion

Rep. Michael Jackson moved to table the entire subject matter.

Rep. LaBruzzo objected.

By a vote of 36 yeas and 47 nays, the House refused to table the entire subject matter.

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

ROLL CALL

The roll was called with the following result:

YEAS

Badon, B.	Harrison	Pearson
Baldone	Henry	Ponti
Burford	Hensgens	Pope
Burns, T.	Hill	Pugh
Carmody	Hoffmann	Richard
Chandler	Howard	Richardson

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Cortez	Hutter	Robideaux
Cromer	Huval	Seabaugh
Doerge	Johnson	Simon
Dove	LaBruzzo	Smiley
Ellington	Landry	Smith, J.
Foil	Ligi	Talbot
Geymann	Lorusso	Templet
Gisclair	Monica	White
Greene	Morris	Willmott
Hardy	Nowlin	Wooton
Total - 48		

NAYS

Anders	Downs	Leger
Arnold	Edwards	Lopinto
Aubert	Franklin	Montoucet
Badon, A.	Gallot	Moreno
Barrow	Guillory	Norton
Billiot	Hines	Ritchie
Bishop	Honore	St. Germain
Brossett	Jackson, G.	Stiaes
Burrell	Jackson, M.	Thierry
Chaney	Jones, S.	Williams
Danahay	Katz	
Dixon	LaFonta	
Total - 34		

ABSENT

Mr. Speaker	Fannin	Little
Abramson	Guinn	McVea
Armes	Hazel	Roy
Barras	Henderson	Schroder
Burns, H.	Jones, R.	Smith, G.
Carter	Kleckley	Smith, P.
Champagne	Lambert	Thibaut
Connick	LeBas	
Total - 23		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 479—
BY REPRESENTATIVE TALBOT
AN ACT

To amend and reenact R.S. 11:62(5)(a), (c), and (e), relative to certain state retirement systems; to provide for increases in employee contributions for certain members; to provide an effective date; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Henderson gave notice of his intention to call House Bill No. 442 from the calendar on Tuesday, June 7, 2011.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Talbot gave notice of his intention to call House Bill No. 552 from the calendar on Tuesday, June 7, 2011.

HOUSE BILL NO. 517—
BY REPRESENTATIVE LEBAS
AN ACT

To amend and reenact R.S. 25:652(E) and to enact R.S. 25:652(F), relative to the Council for the Development of French in Louisiana; to provide relative to compensation of council members; to authorize members to receive a per diem and certain expense reimbursements; to provide for membership; to authorize certain elected officials to serve as nonvoting council members; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 522—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 13:62(A)(2) and (B) and to enact R.S. 13:62(C), relative to the Judicial Council of the Supreme Court of Louisiana; to provide deadlines for submission of proposals regarding new or increased court costs to the council; to provide deadlines for the council to provide recommendations to the legislature; to provide for applicability; to provide for definitions; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 576—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact the heading of Chapter 27-E of Title 33 of the Louisiana Revised Statutes of 1950 and R.S. 33:9039.61, 9039.62, 9039.65(3), 9039.66(J), and 9039.68(B)(1) and (2), relative to the Greater New Orleans Biosciences Economic Development District; to change the name of the Greater New Orleans Biosciences Economic Development District to the BioDistrict New Orleans; to provide for definitions; to change the composition of the advisory committee for the BioDistrict New Orleans; to modify certain subdistrict designations; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed House Bill No. 576 by Representative Leger

AMENDMENT NO. 1

On page 1, line 3, after "9039.65(3)," delete "9039.66(J)" and insert "9039.66(A)(1) and (J)"

AMENDMENT NO. 2

On page 1, line 7, after "of the" and before "advisory" insert "board of commissioners and the"

AMENDMENT NO. 3

On page 1, line 12, after "9039.65(3)," delete "9039.66(J)" and insert "9039.66(A)(1) and (J)"

AMENDMENT NO. 4

On page 2, between lines 22 and 23, insert the following:

"A.(1) The district shall be governed by a board of commissioners referred to in this Chapter as the "board" consisting of ~~thirteen~~ fifteen members comprised of the following:

(a) The president of the Louisiana State University System or his designee.

(b) The president of Tulane University or the president's designee.

(c) The president of Xavier University or the president's designee.

(d) The chancellor of Delgado Community College or the chancellor's designee.

(e) The mayor of the city of New Orleans or the mayor's designee.

(f) Three appointments by the mayor of the city of New Orleans from nominees submitted by Greater New Orleans, Inc., the New Orleans Chamber of Commerce, and the New Orleans Business Council.

(g) Four appointed by the governor, at least two of which shall be residents of Orleans Parish.

(h) The secretary of the Department of Economic Development or the secretary's designee.

(i) Two members who reside within the boundaries of the BioDistrict New Orleans, to be appointed by the mayor of the city of New Orleans from a list of nominees submitted by the representatives and senators for the districts that overlap the boundaries of the BioDistrict New Orleans.

* * *

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Anders, Arnold, Aubert, Badon, A., Badon, B., Baldone, Barrow, Billiot, Bishop, Brossett, Burford, Burns, T., Geymann, Gisclair, Greene, Guillory, Hardy, Hazel, Henderson, Henry, Hensgens, Hill, Honore, Howard, Montoucet, Moreno, Morris, Norton, Nowlin, Pearson, Ponti, Pope, Pugh, Richard, Richardson, Robideaux

Burrell
Carmody
Chandler
Cortez
Cromer
Danahay
Dixon
Doerge
Edwards
Fannin
Foil
Franklin
Gallot
Total - 75

Hutter
Huval
Jackson, G.
Johnson
Jones, S.
LaFonta
Lambert
Landry
Leger
Ligi
Lorusso
McVea
Monica

Roy
Seabaugh
Simon
Smith, J.
St. Germain
Stiaes
Talbot
Templet
Thierry
White
Williams
Willmott
Wooton

NAYS

Hines
Total - 1

ABSENT

Mr. Speaker
Abramson
Armes
Barras
Burns, H.
Carter
Champagne
Chaney
Connick
Dove
Total - 29

Downs
Ellington
Gunn
Harrison
Hoffmann
Jackson, M.
Jones, R.
Katz
Kleckley
LaBruzzo

LeBas
Little
Lopinto
Ritchie
Schroder
Smiley
Smith, G.
Smith, P.
Thibaut

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Leger 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. 594—
BY REPRESENTATIVE FANNIN
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2011-2012; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 608—
BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS
MICHOT AND CHAISSON
AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 619—

BY REPRESENTATIVE LEGER

AN ACT

To enact Subpart B-46 of Part IV of Chapter 1 of Title 33 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 33:130.841 through 130.848, relative to economic and community development in Orleans Parish; to create the Louisiana Sports and Entertainment District as a political subdivision of the state; to provide for the boundaries and governance of the district; to provide for the board of commissioners and its authority, powers, duties, and functions; to provide for the imposition of fees on the use or occupancy of properties in the district; to provide for the authority to create subdistricts within the district; to authorize the district to issue and sell bonds and other debt obligations and to finance debt by the pledge of tax increments; and to provide for related matters.

Read by title.

Rep. Leger moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Franklin	Montoucet
Arnold	Gallot	Moreno
Aubert	Gisclair	Morris
Badon, A.	Greene	Norton
Badon, B.	Hardy	Nowlin
Baldone	Harrison	Pearson
Barras	Hazel	Ponti
Barrow	Henderson	Pope
Billiot	Henry	Pugh
Bishop	Hill	Richard
Brossett	Hines	Richardson
Burford	Hoffmann	Robideaux
Burns, T.	Honore	Roy
Burrell	Howard	Seabaugh
Carmody	Hutter	Simon
Chandler	Huval	Smith, J.
Chaney	Jackson, G.	Smith, P.
Cortez	Jackson, M.	St. Germain
Danahay	Johnson	Stiaes
Dixon	Jones, S.	Talbot
Doerge	Lambert	Templet
Dove	Leger	Thierry
Downs	Ligi	White
Edwards	Lopinto	Williams
Fannin	Lorusso	Willmott
Foil	Monica	Wooton
Total - 78		

NAYS

Smiley
Total - 1

ABSENT

Mr. Speaker	Geymann	Landry
Abramson	Guillory	LeBas
Armes	Guinn	Little
Burns, H.	Hensgens	McVea
Carter	Jones, R.	Ritchie
Champagne	Katz	Schroder
Connick	Kleckley	Smith, G.
Cromer	LaBruzzo	Thibaut
Ellington	LaFonta	
Total - 26		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Leger 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. 621—

BY REPRESENTATIVE TALBOT

AN ACT

To enact R.S. 47:6038, relative to tax credits; to authorize a tax credit against any Louisiana income or corporation franchise tax for certain donations to certain school tuition organizations; to provide for definitions, requirements, and limitations; to provide for the amount, approval, and issuance of tax credits; to authorize the Department of Revenue to conduct audits; to authorize the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Doerge on behalf of the Legislative Bureau to Engrossed House Bill No. 621 by Representative Talbot

AMENDMENT NO. 1

On page 2, line 10, before "more" change "carryforward" to "carry forward"

AMENDMENT NO. 2

On page 5, line 15, following "shall" change "mean" to "include"

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

Suspension of the Rules

On motion of Rep. Greene, 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. Burrell moved to suspend the rules to grant more time for debate.

Rep. Greene objected.

By a vote of 30 yeas and 50 nays, the House refused to suspend the rules.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Sam Jones to Engrossed House Bill No. 621 by Representative Talbot

AMENDMENT NO. 1

On page 4, line 12, after "state" and before "which" insert a comma "," and "including the Louisiana School for Math, Science and the Arts,"

Rep. Sam Jones moved the adoption of the amendments.

Rep. Talbot objected.

By a vote of 70 yeas and 19 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Dixon to Engrossed House Bill No. 621 by Representative Talbot

AMENDMENT NO. 1

On page 6, between lines 17 and 18, insert the following:

"G. No later than January first of each year, the Legislature shall review the impact and effectiveness of the tax credits granted pursuant to the provisions of this Section.

H. No income or corporation franchise tax credits shall be granted pursuant to the provisions of this Section on or after January 1, 2015."

Rep. Dixon moved the adoption of the amendments.

Rep. Talbot objected.

Acting Speaker Arnold in the Chair

By a vote of 35 yeas and 49 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Sam Jones to Engrossed House Bill No. 621 by Representative Talbot

AMENDMENT NO. 1

On page 6, between lines 17 and 18, insert the following:

"G. The provisions of this Section shall not be used for the purposes of recruitment for any athletic program."

Rep. Sam Jones moved the adoption of the amendments.

Rep. Talbot objected.

By a vote of 49 yeas and 44 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patricia Smith to Engrossed House Bill No. 621 by Representative Talbot

AMENDMENT NO. 1

On page 1, line 2, after "47:6038" and before the comma "," insert "and 6039"

AMENDMENT NO. 2

On page 1, at the beginning of line 7, insert the following:

"to authorize a tax credit against any Louisiana income or corporation franchise tax for certain donations to certain public schools;"

AMENDMENT NO. 3

On page 1, line 9, after "R.S. 47:6038" delete "is" and insert "and 6039 are"

AMENDMENT NO. 4

On page 6, between lines 17 and 18, insert the following:

"§6039. Tax credits; contributions to public schools

A. There shall be allowed a credit against any Louisiana income or corporation franchise tax for donations a taxpayer makes during a taxable year to a public school. The amount of the credit shall be equal to the actual amount of the taxpayer's donation to the public school.

B. The total amount of tax credits that shall be issued pursuant to the provisions of this Section shall not exceed five million dollars per calendar year; however, in any year in which the amount of tax credits awarded reaches ninety percent of the five million dollar annual cap, the annual cap for the next year shall be increased by twenty percent.

C. The Department of Revenue shall approve tax credits on a first-come, first-served basis until the maximum amount of tax credits have been issued; however, all tax credit requests received on the same business day shall be treated as received at the same time, and if the aggregate amount of tax credit requests received on a single business day exceed the total amount of available tax credits, tax credits shall be approved on a pro rata basis.

D. If the tax credit against Louisiana income tax or corporation franchise tax provided for by this Section exceeds the amount of a taxpayer's tax liability, then any unused credit may be carried forward as a credit against subsequent tax liability for a period not to exceed five years."

Rep. Patricia Smith moved the adoption of the amendments.

Rep. Talbot objected.

Point of Order

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

Ruling of the Chair

The Chair ruled that the above amendments were germane to the subject matter contained in the bill as introduced.

By a vote of 31 yeas and 60 nays, the amendments were rejected.

Speaker Pro Tempore Robideaux in the Chair

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

ROLL CALL

The roll was called with the following result:

YEAS

Arnold	Greene	Moreno
Aubert	Guillory	Morris
Badon, A.	Guinn	Nowlin
Barras	Hazel	Ponti
Billiot	Henry	Pugh
Burford	Hines	Richard
Burns, H.	Huval	Richardson
Burns, T.	Katz	Robideaux
Carmody	Kleckley	Roy
Champagne	LaBruzzo	Seabaugh
Chaney	Lambert	Smiley
Connick	LeBas	Smith, J.
Cortez	Ligi	Talbot
Danahay	Little	Templet
Dove	Lopinto	Thibaut
Ellington	Lorusso	White
Foil	McVea	
Geymann	Monica	
Total - 52		

NAYS

Anders	Gallot	LaFonta
Badon, B.	Gisclair	Leger
Baldone	Hardy	Montoucet
Barrow	Harrison	Norton
Bishop	Henderson	Pearson
Brossett	Hensgens	Pope
Burrell	Hill	Ritchie
Chandler	Hoffmann	Schroder
Cromer	Honore	Smith, P.
Dixon	Hutter	St. Germain
Doerge	Jackson, G.	Stiaes
Downs	Jackson, M.	Thierry
Edwards	Johnson	Willmott
Fannin	Jones, R.	Wooton
Franklin	Jones, S.	
Total - 44		

ABSENT

Mr. Speaker	Carter	Simon
Abramson	Howard	Smith, G.
Armes	Landry	Williams
Total - 9		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

Consent to Correct a Vote Record

Rep. Hoffmann requested the House consent to record his vote on final passage of House Bill No. 621 as nay, which consent was unanimously granted.

HOUSE BILL NO. 594—

BY REPRESENTATIVE FANNIN
AN ACT

To provide with respect to the Revenue Sharing Fund and the allocation and distribution thereof for Fiscal Year 2011-2012; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Geymann	Lopinto
Arnold	Gisclair	Lorusso
Aubert	Greene	McVea
Badon, A.	Guillory	Monica
Badon, B.	Guinn	Montoucet
Baldone	Hardy	Moreno
Barras	Harrison	Morris
Barrow	Hazel	Norton
Billiot	Henderson	Nowlin
Bishop	Henry	Pearson
Brossett	Hensgens	Ponti
Burford	Hill	Pope
Burns, H.	Hines	Pugh
Burns, T.	Hoffmann	Richard
Burrell	Honore	Richardson
Carmody	Hutter	Ritchie
Champagne	Huval	Robideaux
Chandler	Jackson, G.	Roy
Chaney	Jackson, M.	Schroder
Connick	Johnson	Seabaugh
Cortez	Jones, R.	Simon
Cromer	Jones, S.	Smiley
Danahay	Katz	Smith, J.
Dixon	Kleckley	Smith, P.
Doerge	LaBruzzo	St. Germain
Dove	LaFonta	Stiaes
Downs	Lambert	Templet
Edwards	Landry	Thibaut
Ellington	LeBas	Thierry
Fannin	Leger	White
Foil	Ligi	Willmott
Franklin	Little	Wooton
Total - 96		

NAYS

Total - 0

ABSENT

Mr. Speaker	Carter	Smith, G.
Abramson	Gallot	Talbot
Armes	Howard	Williams
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 608—

BY REPRESENTATIVES FANNIN AND TUCKER AND SENATORS MICHOT AND CHAISSON

AN ACT

To appropriate funds to defray the expenses of the Louisiana Judiciary, including the Supreme Court, Courts of Appeal, District Courts, Criminal District Court of Orleans Parish, and other courts; and to provide for related matters.

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. 608 by Representative Fannin

AMENDMENT NO. 1

On page 8, line 26, after "R.S. 13:694" insert "and R.S. 13:698, respectively"

AMENDMENT NO. 2

On page 10, line 11, after "R.S. 13:694" insert "and R.S. 13:698, respectively"

On motion of Rep. Fannin, 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

Anders	Geymann	Lorusso
Arnold	Gisclair	McVea
Aubert	Greene	Montoucet
Badon, A.	Guillory	Moreno
Badon, B.	Guinn	Morris
Baldone	Hardy	Norton
Barras	Harrison	Nowlin
Barrow	Hazel	Pearson
Billiot	Henderson	Ponti
Bishop	Henry	Pope
Brossett	Hensgens	Pugh
Burford	Hill	Richard
Burns, H.	Hines	Richardson
Burns, T.	Hoffmann	Ritchie
Burrell	Honore	Robideaux
Carmody	Hutter	Roy
Champagne	Huval	Schroder
Chandler	Jackson, G.	Seabaugh
Chaney	Jackson, M.	Smiley
Connick	Johnson	Smith, J.
Cortez	Jones, R.	Smith, P.
Cromer	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dixon	Kleckley	Talbot
Doerge	LaBruzzo	Templet
Dove	LaFonta	Thibaut
Downs	Lambert	Thierry
Edwards	Landry	White
Ellington	LeBas	Williams
Fannin	Leger	Willmott
Foil	Ligi	Wooton
Franklin	Little	
Gallot	Lopinto	
Total - 97		

NAYS

Total - 0

ABSENT

Mr. Speaker	Carter	Simon
Abramson	Howard	Smith, G.
Armes	Monica	
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.

HOUSE BILL NO. 631—
BY REPRESENTATIVE TUCKER
AN ACT

To appropriate funds for Fiscal Year 2011-2012 to defray the expenses of the Louisiana Legislature, including the expenses of the House of Representatives and the Senate, of legislative service agencies, and of the Louisiana State Law Institute; to provide for the salary, expenses and allowances of members, officers, staff and agencies of the Legislature; to provide with respect to the appropriations and allocations herein made; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative White to Engrossed House Bill No. 631 by Representative Tucker

AMENDMENT NO. 1

On page 8, at the end of line 22, insert "Notwithstanding any other provision of law to the contrary, the per diem rate and the monthly expense allowance, as provided in R.S. 24:31.1(E), for members of the House of Representatives during the 2011-2012 fiscal year shall be reduced to an amount that is seven percent less than the rate and allowance in effect on June 30, 2011 and the amount expended on travel by the House of Representatives during the 2011-2012 fiscal year shall be reduced to an amount that is ten percent less than the travel amount reportable in the annual audit of the House of Representatives for the 2010-2011 fiscal year."

Acting Speaker Johnson in the Chair

Speaker Pro Tempore Robideaux in the Chair

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

Rep. Tucker moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	McVea
Anders	Gisclair	Montoucet
Arnold	Guillory	Moreno
Badon, A.	Hardy	Morris
Badon, B.	Harrison	Norton
Baldone	Henderson	Nowlin
Barras	Hensgens	Ponti
Barrow	Hill	Pope
Billiot	Hoffmann	Pugh
Bishop	Honore	Richard
Brossett	Howard	Richardson
Chandler	Hutter	Ritchie
Chaney	Huval	Robideaux

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Cortez	Jackson, G.	Simon
Cromer	Jackson, M.	Smith, P.
Danahay	Johnson	St. Germain
Dixon	Jones, R.	Talbot
Doerge	Katz	Thibaut
Dove	Lambert	Thierry
Downs	Landry	Williams
Edwards	LeBas	Willmott
Ellington	Leger	Wooton
Fannin	Little	
Franklin	Lorusso	
Total - 70		

NAYS

Aubert	Greene	Roy
Burford	Hazel	Schroder
Burns, H.	Henry	Seabaugh
Burns, T.	Hines	Smiley
Burrell	Jones, S.	Smith, J.
Carmody	LaBruzzo	Stiaes
Champagne	LaFonta	Templet
Connick	Ligi	White
Foil	Lopinto	
Gallot	Pearson	
Total - 28		

ABSENT

Abramson	Guinn	Smith, G.
Armes	Kleckley	
Carter	Monica	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Aubert requested the House consent to correct his vote on final passage of House Bill No. 631 from yea to nay, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Talbot requested the House consent to correct his vote on final passage of House Bill No. 631 from nay to yea, which consent was unanimously granted.

HOUSE BILL NO. 517—
BY REPRESENTATIVE LEBAS

AN ACT

To amend and reenact R.S. 25:652(E) and to enact R.S. 25:652(F), relative to the Council for the Development of French in Louisiana; to provide relative to compensation of council members; to authorize members to receive a per diem and certain expense reimbursements; to provide for membership; to authorize certain elected officials to serve as nonvoting council members; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. LeBas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Gisclair	Little
Arnold	Greene	Lorusso
Aubert	Guillory	McVea
Badon, A.	Guinn	Montoucet
Badon, B.	Harrison	Moreno
Baldone	Hazel	Norton
Barras	Henderson	Nowlin
Barrow	Henry	Pearson
Billiot	Hensgens	Ponti
Bishop	Hill	Pope
Brossett	Hines	Pugh
Burford	Hoffmann	Richard
Burns, H.	Honore	Richardson
Burrell	Hutter	Ritchie
Carmody	Huval	Robideaux
Champagne	Jackson, M.	Roy
Chandler	Johnson	Simon
Connick	Jones, R.	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	Leger	Willmott
Fannin	Ligi	Wooton
Total - 84		

NAYS

Chaney	Seabaugh
Lopinto	Smiley
Total - 4	

ABSENT

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Morris
Armes	Geymann	Schroder
Burns, T.	Hardy	Smith, G.
Carter	Howard	Williams
Foil	Jackson, G.	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. LeBas 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. 522—
BY REPRESENTATIVE ROSALIND JONES
AN ACT

To amend and reenact R.S. 13:62(A)(2) and (B) and to enact R.S. 13:62(C), relative to the Judicial Council of the Supreme Court of Louisiana; to provide deadlines for submission of proposals regarding new or increased court costs to the council; to provide deadlines for the council to provide recommendations to the legislature; to provide for applicability; to provide for definitions; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Rosalind Jones moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Abramson	Franklin	Roy
Armes	Howard	Smiley
Carter	Monica	Smith, G.
Foil	Pugh	Williams

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 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.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Engrossed House Bill No. 557 by Representative Huval

AMENDMENT NO. 1

On page 1, delete line 2, and insert in lieu thereof "To amend and reenact R.S. 56:30.3(B) and to enact R.S. 41:1217.2,"

AMENDMENT NO. 2

On page 1, delete lines 6 through 20 in their entirety and delete page 2 in its entirety and on page 3, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"Section 1. R.S. 41:1217.2 is hereby enacted to read as follows:

§1217.2. Leases transferred from another party

The provisions of this Chapter shall apply to any lease on property which was donated to the state through the Department of Wildlife and Fisheries prior to June 1, 2011, with the condition that leases in existence at the time of the donation would be transferred to the state. In addition, prior to the renewal of any such lease, the rental payment for said lease shall be increased by an amount equal to the Consumer Price Index increase for the ten-year period from 2001 to 2010."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Geymann	Lorusso
Arnold	Gisclair	McVea
Aubert	Guillory	Montoucet
Badon, A.	Guinn	Moreno
Badon, B.	Hardy	Morris
Baldone	Harrison	Norton
Barras	Hazel	Nowlin
Barrow	Henderson	Pearson
Billiot	Henry	Ponti
Bishop	Hensgens	Pope
Brossett	Hill	Pugh
Burford	Hines	Richard
Burns, H.	Hoffmann	Richardson
Burns, T.	Honore	Ritchie
Burrell	Howard	Robideaux
Carmody	Hutter	Schroder
Champagne	Huval	Seabaugh
Chandler	Jackson, G.	Simon
Chaney	Johnson	Smiley
Connick	Jones, R.	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	Leger	Williams
Fannin	Ligi	Willmott
Franklin	Little	Wooton
Gallot	Lopinto	

Total - 95

NAYS

Total - 0

ABSENT

Mr. Speaker	Foil	Roy
Abramson	Greene	Smith, G.
Armes	Jackson, M.	
Carter	Monica	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Huval 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. Huval, 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

June 2, 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. 28
Returned without amendments

House Concurrent Resolution No. 50
Returned with amendments

House Concurrent Resolution No. 77
Returned without amendments

House Concurrent Resolution No. 81
Returned without amendments

House Concurrent Resolution No. 96
Returned without amendments

House Concurrent Resolution No. 97
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 2, 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. 144
Returned without amendments

House Bill No. 193
Returned without amendments

House Bill No. 217
Returned without amendments

House Bill No. 221
Returned without amendments

House Bill No. 256
Returned without amendments

House Bill No. 362
Returned without amendments

House Bill No. 383
Returned without amendments

House Bill No. 492
Returned with amendments

House Bill No. 591
Returned without amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

June 2, 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. 111 and 181

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. 111—
BY SENATOR NEVERS

AN ACT

To amend and reenact R.S. 17:22(7), relative to elementary and secondary education; to provide with respect to the condition, progress, and needs of public elementary and secondary schools; to provide with respect to the annual report the superintendent is required to submit to specified entities; to provide for a submission date for such report; and to provide for related matters.

Read by title.

SENATE BILL NO. 181—
BY SENATOR THOMPSON

AN ACT

To enact R.S. 32:402(C)(4), relative to motor vehicles; to provide licensing exception to certain operators of a mobile command post vehicle; 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. 60—
BY REPRESENTATIVE KATZ

A RESOLUTION

To commend the efforts of the organizers of the Louisiana Hugh O'Brian Youth Leadership seminars and to recognize June 3, 2011, as Hugh O'Brian Youth Leadership Day in the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 61—
BY REPRESENTATIVE MORENO

A RESOLUTION

To commend the troops of Girl Scouts Louisiana East and to recognize Monday, June 6, 2011, as Girl Scouts Louisiana East Day at the Louisiana State Capitol.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE SCHRODER

A CONCURRENT RESOLUTION

To urge and request the state treasurer and the Office of Financial Institutions to jointly study the feasibility of creating a state-owned bank and report any findings or recommendations to the legislature prior to the start of the 2012 Regular Session of the Legislature of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE TIM BURNS

A CONCURRENT RESOLUTION

To urge and request all members of city, parish, and other local public school boards to voluntarily substitute teach in a public elementary or secondary school located in their respective school systems.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 146—
BY REPRESENTATIVES CHAMPAGNE AND HENSGENS

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development and the Office of Coastal Protection and Restoration to study the feasibility of creating a regional levee district to encompass Vermilion and Iberia Parishes.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 147—
BY REPRESENTATIVE HOFFMANN

A CONCURRENT RESOLUTION

To commend the Louisiana State University School of Veterinary Medicine on its accomplishments and contributions and to request that it continue to increase the percentage of Louisiana resident students in each class, especially Louisiana residents interested in large animal studies, and that it report to the House Committee on Education and the Senate Committee on Education by October first each year regarding its progress in implementing this policy.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Civil Law and Procedure**

June 2, 2011

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 1, 2011, I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Concurrent Resolution No. 126, by Willmott
Reported favorably. (9-0)

House Concurrent Resolution No. 127, by Willmott
Reported favorably. (12-0)

House Bill No. 389, by Connick
Reported with amendments. (12-0-1) (Regular)

House Bill No. 391, by Tucker (Joint Resolution)
Reported with amendments. (11-0) (Regular)

TIMOTHY G. "TIM" BURNS
Chairman

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

June 2, 2011

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on June 1, 2011, I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 35, by Stiaes
Reported with amendments. (15-0) (Regular)

House Bill No. 247, by Henry
Reported with amendments. (14-0) (Regular)

House Bill No. 248, by Henry
Reported with amendments. (10-0) (Regular)

House Bill No. 319, by Simon
Reported with amendments. (13-0) (Regular)

House Bill No. 348, by Leger
Reported favorably. (15-0) (Regular)

House Bill No. 349, by Leger
Reported favorably. (15-0) (Regular)

House Bill No. 371, by Tucker
Reported favorably. (10-0) (Regular)

House Bill No. 441, by Carter
Reported with amendments. (15-0) (Regular)

House Bill No. 467, by Carter
Reported with amendments. (14-0) (Regular)

House Bill No. 508, by Landry
Reported with amendments. (16-0) (Regular)

House Bill No. 593, by Smith, Jane
Reported favorably. (13-0) (Regular)

House Bill No. 597, by Jackson, Michael
Reported with amendments. (16-0) (Regular)

House Bill No. 606, by Robideaux
Reported with amendments. (11-0) (Regular)

House Bill No. 632, by Henry
Reported with amendments. (10-0) (Regular)

HUNTER V. GREENE
Chairman

Privileged Report of the Legislative Bureau

June 2, 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. 26
Reported without amendments.

Senate Bill No. 48
Reported with amendments.

Senate Bill No. 91
Reported without amendments.

Senate Bill No. 93
Reported without amendments.

Senate Bill No. 145
Reported without amendments.

Senate Bill No. 156
Reported without amendments.

Senate Bill No. 188
Reported without amendments.

Senate Bill No. 223
Reported without amendments.

Respectfully submitted,

JEAN DOERGE
Chairman

Privileged Report of the Committee on Enrollment

June 2, 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. 57—
BY REPRESENTATIVE KATZ
A RESOLUTION

Recognizes Thursday, June 2, 2011, as March of Dimes Day at the La. State Capitol

HOUSE RESOLUTION NO. 58—
BY REPRESENTATIVE KLECKLEY
A RESOLUTION

To commend Allen Robert Frugé of Lake Charles upon the momentous occasion of his ninetieth birthday.

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

June 2, 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. 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.

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.

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

June 2, 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. 591—
BY REPRESENTATIVES RITCHIE, ARNOLD, AUBERT, AUSTIN BADON, BOBBY BADON, BISHOP, BROSSETT, BURRELL, DIXON, DOWNS, EDWARDS, FRANKLIN, HARDY, HENDERSON, HINES, HOFFMANN, HONORE, MICHAEL JACKSON, ROSALIND JONES, LAFONTA, LEGER, MONToucET, MORENO, PATRICIA SMITH, ST. GERMAIN, STIAES, AND WOOTON AND SENATORS DORSEY AND HEITMEIER
AN ACT

To amend and reenact R.S. 47:841(B)(2) and Section 4 of Act No. 32 of the 2000 Regular Session of the Legislature, as amended and reenacted by Act No. 21 of the 2002 Regular Session of the Legislature, and to enact R.S. 47:841(G), relative to the tobacco tax; to remove termination of the applicability of a certain portion of the tax levied on cigarettes; to provide for the use of the avails of the tax; to provide for an effective date; 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.

Suspension of the Rules

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

House Bill Nos. 136, 143, and 644

Suspension of the Rules

On motion of Rep. Arnold, the rules were suspended to permit the Committee on Commerce to meet at 10:30 A.M. on Monday, June 6, 2011.

Suspension of the Rules

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

House Concurrent Resolution No. 131

Senate Bill Nos. 164 and 252

Leave of Absence

Rep. Carter - 1 day

Adjournment

On motion of Rep. Billiot, at 2:35 P.M., the House agreed to adjourn until Monday, June 6, 2011, at 1:00 P.M.

The Speaker Pro Tempore of the House declared the House adjourned until 1:00 P.M., Monday, June 6, 2011.

ALFRED W. SPEER
Clerk of the House

