The House of Representatives was called to order at 5:00 P.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 Ellington Lopinto
Abramson Fannin Lorusso
Anders Foil McVea
Armes Franklin Montoucet
Arnold Gallot Moreno
Aubert Geymann Morris
Badon, A. Gisclair Norton
Badon, B. Greene Nowlin
Baldone Guillory Pearson
Barras Guillory Ponti
Barrow Hardy Pope
Billiot Harrison Pugh
Bishop Henry Richard
Brossett Hensgens Richardson
Burford Hill Ritchie
Burns, H. Hoffmann Robideaux
Burns, T. Honore Roy
Burrell Howard Seabaugh
Carmody Huval Smiley
Carter Jackson, G. Smith, G.
Champagne Jackson, M. Smith, J.
Chandler Johnson Smith, P.
Chaney Jones, R. St. Germain
Connick Jones, S.
Cortez Katz Talbot
Cromer Kleckley Thibault
Danahey LaBruzzo Thierry
Dixon Landry White
Doerge LeBas Williams
Dove Leger Willmott

Total - 95

The Speaker announced that there were 95 members present and a quorum.

Prayer

Prayer was offered by Rep. Doerge.

Pledge of Allegiance

Rep. Foil 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.


Petitions, Memorials, and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

June 19, 2011

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

I am directed to inform your honorable body that the Senate has concurred in the following House Concurrent Resolutions:

House Concurrent Resolution No. 185
Returned without amendments

House Concurrent Resolution No. 186
Returned without amendments

House Concurrent Resolution No. 187
Returned without amendments

House Concurrent Resolution No. 188
Returned without amendments

House Concurrent Resolution No. 189
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

June 19, 2011

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

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:
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Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS**

June 19, 2011

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

I am directed to inform your honorable body that the Senate has adopted and asks your concurrence in the following Senate Concurrent Resolutions:

Senate Concurrent Resolution No. 87

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

**Suspension of the Rules**

On motion of Rep. Brossett, 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. 87—**

**BY SENATOR MURRAY**

A CONCURRENT RESOLUTION

To urge and request the State Board of Elementary and Secondary Education to develop a process by which to select a state superintendent of education that is open and accessible to the public and utilizes a committee composed of representatives of the general public, community organizations, and other education stakeholders to assist in the search and review process for potential candidates for the position of state superintendent of education.

Read by title.

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

**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. 111—
BY REPRESENTATIVE RICHARD
A RESOLUTION
To commend Michelle Morvant, a teacher at Thibodaux Elementary School, upon her receipt of a Presidential Award for Excellence in Mathematics and Science Teaching.

Read by title.

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

HOUSE RESOLUTION NO. 112—
BY REPRESENTATIVE TUCKER
A RESOLUTION
To commend Paige Falcon, a teacher at Terrytown Elementary School, upon her receipt of a Presidential Award for Excellence in Mathematics and Science Teaching.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 190—
BY REPRESENTATIVE ROSALIND JONES
A CONCURRENT RESOLUTION
To amend and readopt Joint Rule No. 1(E) and to adopt Joint Rule No. 1(F) of the Joint Rules of the Senate and House of Representatives, to provide relative to joint sessions of the legislature.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 191—
BY REPRESENTATIVES TUCKER AND FOIL
A CONCURRENT RESOLUTION
To commend Grace V. Foil upon her election as Speaker of the House at the Boys & Girls Club’s first Youth Legislature Hall of Fame Session.

Read by title.

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

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

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. 106—
BY REPRESENTATIVE CONNICK
A RESOLUTION
To authorize and request the legislative auditor to investigate the irregularities in the awarding, performance, and payment of certain contracts related to the Crescent City Connection Division, hereinafter, the “CCCD”, the justification and need for repairs to the CCC ferries and the use of CCC toll revenue in violation of the law.

Read by title.

On motion of Rep. Connick, and under a suspension of the rules, the resolution was ordered passed to its third reading.

HOUSE RESOLUTION NO. 108—
BY REPRESENTATIVE LEBAS
A RESOLUTION
To create the Legislative Workgroup on Electronic Prescribing to study and make recommendations concerning electronic prescribing.

Read by title.

On motion of Rep. LeBas, and under a suspension of the rules, the resolution was ordered passed to its third reading.

Senate Instruments on Second Reading Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned from the Legislative Bureau, were taken up and acted upon as follows:

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

Read by title.

Reported favorably by the Committee on Judiciary.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

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

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Engrossed Senate Bill No. 115 by Senator Walsworth

AMENDMENT NO. 1

On page 1, delete lines 2 through 6 in their entirety and insert "To amend and reenact R.S. 26:80(C)(3), (D) and (H) and R.S. 26:280(C)(2), (D) and (H), relative to alcohol beverage permits; to provide with respect to suitability; to provide for fingerprinting of certain applicants; to provide for rulemaking; to provide for the verification of suitability; and to provide for related matters."*

AMENDMENT NO. 2

On page 1, delete line 8 in its entirety and insert "Section 1. R.S. 26:80(C)(3), (D) and (H) and R.S. 26:280(C)(2), (D) and (H) are hereby amended and reenacted to read as"*

AMENDMENT NO. 3

On page 1, delete lines 10 through 17 in their entirety

AMENDMENT NO. 4

Delete pages 2, 3, and 4 in their entirety

AMENDMENT NO. 5

On page 5, delete lines 1 through 17 in their entirety and insert the following:

"§80. Qualifications of applicants for permits

C.

(3) Notwithstanding any other provisions of law to the contrary, the commissioner may accept from a publicly traded or other corporation or entity, other than any gaming entity regulated pursuant to the provisions of R.S. 27:20 et seq., R.S. 27:41 et seq., or R.S. 27:301 et seq., the necessary documentation of those persons described in Subsection D of this Section and three officers of the corporation in full satisfaction of the requirements of this Section.

D. If the applicant's business is to be conducted wholly or partly by one or more managers, agents, servants, employees, or other representatives, those persons shall also possess the qualifications required of the applicant and shall furnish their social security numbers and their correct home addresses verification of suitability in accordance with Paragraph (H)(6) of this Section; however, convicted felons may be employed by an applicant if, in the applicant's business, alcoholic beverages are not the principal commodities sold, handled, or given away.

* * *

H.(1) In order to determine the applicant's suitability for a permit, the applicant shall have been registered with the office of alcohol and tobacco control. In order to determine suitability, the applicant, members of a partnership recognized by Louisiana law, the officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such a corporation or company shall be fingerprinted. If no disqualifying record is identified at the state level, the fingerprints shall be forwarded by the Department of Public Safety and Corrections, Public Safety Department of state police, to the Federal Bureau of Investigation (F.B.I.) for a national criminal history record check.

(2) In order to determine the applicant's suitability for an alcoholic beverage permit, in order to determine the suitability of an applicant, the office of alcohol and tobacco control shall require members of a partnership recognized by Louisiana law, the officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such a corporation or company applying for an alcoholic beverage permit pursuant to this Chapter to be fingerprinted. Such fingerprints shall be available for use by the office of state police and for transmittal to the F.B.I. for a national criminal history record check.

(3) The office of alcohol and tobacco control shall require a background investigation by means of fingerprint checks by the office of state police and the F.B.I. of each applicant, members of a partnership, and directors of a corporation, the stockholders of a corporation, and members of a limited liability company applying for an alcoholic beverage permit by means of fingerprint checks by the office of state police and the F.B.I.

(4) In addition to the other requirements established by law, the submittal of fingerprints shall be a prerequisite to the issuance of a permanent alcoholic beverage permit by means of fingerprint checks by the office of state police and the F.B.I.

(5) The office of state police shall require each applicant, members of a partnership recognized by Louisiana law, officers and directors of a corporation, the stockholders of a corporation, and the members of a limited liability company owning more than five percent of such a corporation or company applying for an alcoholic beverage permit pursuant to this Chapter to be fingerprinted. Such fingerprints shall be available for use by the office of state police and for transmittal to the F.B.I. for a national criminal history record check. The information obtained from the national criminal history record check conducted pursuant to this Section may be used by the office of alcohol and tobacco control to determine the applicant's eligibility for an alcoholic beverage permit.

(6) In order to determine the suitability of the spouses of those persons required to submit fingerprints in accordance with this Section and all other persons required to possess the same qualifications required of the applicant, except for those persons otherwise provided for in this Section, the office of alcohol and tobacco control shall require such persons to provide verification of suitability in accordance with rules adopted by the commissioner pursuant to the Administrative Procedure Act. Fingerprints shall not be required unless the commissioner requests fingerprints based upon credible information that a person may not meet the qualifications of an applicant.
§280. Qualifications of applicants for permits

(4) In addition to the other requirements established by law, the submission of fingerprints shall be a prerequisite to the issuance of an a permanent alcoholic beverage permit by means of fingerprint checks by the office of state police and the F.B.I.

(5) The office of state police shall require each applicant, members of a partnership recognized by Louisiana law, officers and directors of a corporation, the stockholders of a corporation, and members of a limited liability company owning more than five percent of such corporations and companies person applying for an alcoholic beverage permit pursuant to this Chapter to be fingerprinted. Such fingerprints shall be available for use by the office of state police and for transmittal to the F.B.I. for a national criminal history record check. The information obtained from the national criminal history record check conducted pursuant to this Section may be used by the office of alcohol and tobacco control to determine the applicant's eligibility for an alcoholic beverage permit.

(6) In order to determine the suitability of the spouses of those persons required to submit fingerprints in accordance with this Section, and all other persons required to possess the same qualifications required of the applicant, except for those persons already provided for by this Section, the office of alcohol and tobacco control shall require such persons to provide verification of suitability in accordance with rules adopted by the commissioner pursuant to the Administrative Procedure Act. Fingerprints shall not be required unless the commissioner requests fingerprints based upon credible information that a person may not meet the qualifications of an applicant.

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

Reported without amendments by the Legislative Bureau.

On motion of Rep. Rosalind Jones, the amendments were adopted.

On motion of Rep. Rosalind Jones, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 161—

BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 13:621.21 and 1138, and Section 1 of Act No. 873 of the 2008 Regular Session of the Legislature, and to repeal R.S. 13:1139(A), relative to courts and judicial procedure; to provide relative to district courts and district court judges; to dedicate certain judgeships in certain judicial districts and provide for divisions with certain limited or specialized subject matter jurisdiction; to provide for compensation of such judges; to provide for elections and terms of office; to provide certain terms, conditions, procedures, and requirements; to provide certain effective dates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Judiciary to Reengrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1

On page 2, delete lines 11 through 29 in their entirety
AMENDMENT NO. 2
On page 3, delete lines 1 through 20 in their entirety and insert the following:

"A. The judges of the Civil District Court for the parish of Orleans who are in office on July 1, 1979 shall create the Domestic Relations Section of that court, by rule of court adopted on or before December 1, 1979, by the judges sitting en banc. The rule shall designate not less than two incumbent judges who shall be assigned to the Domestic Relations Section in accordance with the rules of the Civil District Court for the parish of Orleans. The Domestic Relations Section shall be assigned all cases involving domestic relations problems, including the following: as defined in this Section.

B.(1) The first two judgeships becoming vacant for any reason on or after August 15, 2011 shall be abolished and two new judgeships shall be created and limited, pursuant to the provisions of Article V, Section 13(A) of the Constitution of Louisiana, to family matters as provided by law, including the domestic relations matters provided for in Subsection C of this Section.

(2) The provisions of this Section shall not apply to Divisions B and E unless there is a vacancy in one or both of those divisions on or after February 1, 2012.

(3) Upon creation of the judgeships provided in Paragraph (2) of this Subsection, those judgeships shall be designated as Domestic Sections 1 and 2.

B.C.(1) Domestic relations matters shall include:

(a) Actions for divorce, annulment of marriage, establishment or disavowal of paternity of children, alimony, support of children, custody by habeas corpus or otherwise, visitation rights, and all matters incidental to any of the foregoing proceedings.

(b) The issuance, modification, or dissolution of conservatory writs for the protection of community property.

(c) The issuance of writs of fieri facias and garnishment under judgments for alimony, child support, attorney fees, partition proceedings following divorce judgments, and suits for separation of property.

B. Domestic relations problems, as used herein, shall not include matters related to the transfer of facilities, resources, funds, obligations, and functions of the institution and related foundations; to provide for the transition responsibilities of the impacted institution and management boards and the division of administration; to provide for cooperative agreements; to provide relative to accreditation issues; to provide relative to funding; to provide for related matters.

D. The provisions of this Section shall apply to the Civil District Court for the parish of Orleans or to the Forty-First Judicial District Court, whichever is applicable, and shall supersede to the extent of conflict with any other provision of law."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 161 by Senator Quinn

AMENDMENT NO. 1
In House Committee Amendment No. 2 proposed by the House Committee on Judiciary to Reengrossed Senate Bill No. 161, on line 23, following "Paragraph" and before "of" change "(2)" to "(1)"

On motion of Rep. Rosalind Jones, the amendments were adopted.

On motion of Rep. Rosalind Jones, the bill, as amended, was ordered passed to its third reading.

Under the rules, placed on the regular calendar.

SENATE BILL NO. 266 (Substitute of Senate Bill No. 183 by Senator Appel) — BY SENATORS APPEL AND MURRAY
AN ACT
To amend and reenact R.S. 17:3217, to enact R.S. 17:3230, and to repeal R.S. 17:3215(2), relative to postsecondary education; to provide for the transfer of the University of New Orleans to the University of Louisiana System; to provide relative to the transfer of the facilities, resources, funds, obligations, and functions of the institution and related foundations; to provide for the transition responsibilities of the impacted institution and management boards and the division of administration; to provide for cooperative agreements; to provide relative to accreditation issues; to provide relative to funding; 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 Reengrossed Senate Bill No. 266 by Senator Appel

AMENDMENT NO. 1
On page 2, line 25, after "Supervisors" and before "the" change "of" to "for"

AMENDMENT NO. 2
On page 3, at the beginning of line 29, change "Supervisors of" to "Supervisors for"

AMENDMENT NO. 3
On page 4, line 17, after "institution" and before "In" delete "on the effective date of this Section." and insert in lieu thereof a period ";

AMENDMENT NO. 4
On page 4, line 22, after "institution" delete the remainder of the line and insert in lieu thereof a period ";

AMENDMENT NO. 5
On page 5, at the beginning of line 8, change "for" to "of"

AMENDMENT NO. 6
On page 5, at the beginning of line 9, change "Board" to "the Board"
AMENDMENT NO. 7
On page 5, line 21, after "Supervisors" and before "to fully" insert "of Louisiana State University and Agricultural and Mechanical College and the Board of Supervisors for the University of Louisiana System"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 269 (Substitute of Senate Bill No. 249 by Senator Riser) —
BY SENATORS RISER AND THOMPSON
AN ACT
To enact R.S. 40:600.4(E), 600.64(C), and Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:600.86 through 600.111 and R.S. 42:1124.2(A)(5), and to repeal R.S. 36:769(J) and Chapter 3-A of Title 40 of the Louisiana Revised Statutes of 1950, comprised of R.S. 40:600.1 through 600.25.1, relative to housing authorities; to create the Louisiana Housing Corporation and provide for its powers, functions, and duties; to provide for the abolishment of certain programs or agencies, the consolidation of housing programs, and the transfer of certain programs or agencies; to provide for the filing of certain financial disclosure statements relative to certain boards and commissions; to provide terms, conditions, definitions, procedures, and effects; to provide for an effective date; and to provide for related matters.

Read by title.

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

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules
On motion of Rep. Hoffmann, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 166—
BY REPRESENTATIVES HOFFMANN, ANDERS, BALDONE, HENRY BURNS, CARMODY, CHANEY, CONNICK, DOWNS, GISCLAIR, HARDY, HENDERSON, HENRY, HOWARD, ROSALIND JONES, KATZ, LAFONTAINE, LITTLE, LOPINTO, RICHARD, RICHARDSON, SEABAUGH, GARY SMITH, JANE SMITH, STIAES, THIERRY, AND WILLMOTT AND SENATOR WALSWORTH
AN ACT
To designate portions of Louisiana highways to honor public service of Louisiana citizens; to designate Louisiana Highway 34 from Louisiana Highway 546 to Kings Lake Road as the "Corporal J.R. Searcy Memorial Highway"; to designate the section of United States Highway 51 from the intersection of Louisiana Highway 38 to the Mississippi state line as the "Trooper Rudolph H. Miller Memorial Highway"; to designate the section of Louisiana Highway 118 from Florien to Kisatchie as the "Louisiana Maneuvers and Purple Heart Memorial Highway"; to designate the section of Louisiana Highway 749 from the intersection of West Martin Luther King Drive to the intersection of Louisiana Highway 167 as the "Griffin Pat Miller Memorial Highway"; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 166 by Representative Hoffmann

AMENDMENT NO. 1
On page 1, line 11, after "Highway"; insert "to designate the highway overpass on United States Highway 165 in Allen Parish in the town of Kinder, Louisiana, as the "Staff Sergeant William Francis 'Bill' Manuel Memorial Overpass;""

AMENDMENT NO. 2
On page 2, between lines 16 and 17, insert the following:

"Section 5. The highway overpass on United States Highway 165 in Allen Parish in the town of Kinder, Louisiana, shall hereinafter be known and designated as the "Staff Sergeant William Francis 'Bill' Manuel Memorial Overpass;""

AMENDMENT NO. 3
On page 2, between lines 16 and 17, insert the following:

"Section 5. The highway overpass on United States Highway 165 in Allen Parish in the town of Kinder, Louisiana, shall hereinafter be known and designated as the "Staff Sergeant William Francis 'Bill' Manuel Memorial Overpass;"

AMENDMENT NO. 5
On page 2, between lines 16 and 17, insert the following:

"Section 5. The highway overpass on United States Highway 165 in Allen Parish in the town of Kinder, Louisiana, shall hereinafter be known and designated as the "Staff Sergeant William Francis 'Bill' Manuel Memorial Overpass;"

AMENDMENT NO. 9
On page 2, between lines 16 and 17, insert the following:

"Section 5. The highway overpass on United States Highway 165 in Allen Parish in the town of Kinder, Louisiana, shall hereinafter be known and designated as the "Staff Sergeant William Francis 'Bill' Manuel Memorial Overpass;"

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker    Foil    McVea
Abramson    Franklin    Monica
Anders    Gallot    Montoucet
Arnold    Geismann    Moreno
Aubert    Gisclair    Morris
Badon, A.    Guillory    Norton
Badon, B.    Gunn    Nowlin
Baldone    Hardy    Pearson
Barbas    Harrison    Ponti
Barrow    Henry    Pope
Brossett    Hensgens    Richard
Burnford    Hill    Richardson
Burns, H.    Hoffmann    Ritchie
Burrell    Honore    Robideaux
Carmody    Howard    Roy
Carter    Huval    Schroder
Champagne    Jones, R.    Seabaugh
Chandler    Katz    Smith, G.
Chaney    Kleckley    Smith, J.
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 174—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To enact R.S. 32:408(B)(7), relative to commercial driver's licenses; to provide for a waiver of certain requirements for certain commercial drivers; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 174 by Representative Henry Burns

AMENDMENT NO. 1
On page 1, line 18, delete "dominant" and insert "best"

AMENDMENT NO. 2
On page 1, line 20, after "amber" and before "." insert "as demonstrated by isihara color plates or its equivalent"

AMENDMENT NO. 3
On page 2, line 8, delete "American Board of Optometry" and insert "Louisiana State Board of Optometry Examiners to treat diseases and disorders of the eye and its adnexa"

AMENDMENT NO. 4
On page 2, line 9, after "Ophthalmology," delete the remainder of line 9 and delete lines 10 and line 11 and insert "If the visual impairment is a progressive disorder, a medical evaluation completed by an optometrist certified by the Louisiana State Board of Optometry Examiners to treat diseases and disorders of the eye and its adnexa or an ophthalmology certified by the American Board of Ophthalmology as required in this item shall be supplied to the department every six months for the duration of the waiver."

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 174 by Representative Henry Burns

AMENDMENT NO. 1
In Senate Committee Amendment No. 1 proposed by the Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 174 and adopted by the Senate on June 7, 2011, on line 2, following "insert" change "best" to "better"

AMENDMENT NO. 2
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 174 and adopted by the Senate on June 7, 2011, on line 5, following "or" and before "equivalent" change "its" to "their"

AMENDMENT NO. 3
In Senate Committee Amendment No. 4 proposed by the Senate Committee on Transportation, Highways and Public Works to Reengrossed House Bill No. 174 and adopted by the Senate on June 7, 2011, on line 13, following "an" change "ophthalmology" to "ophthalmologist"

AMENDMENT NO. 4
On page 1, line 13, following "requirements" delete "."

AMENDMENT NO. 5
On page 1, line 18, following "eye" delete ",and" and insert ":"

Rep. Henry Burns moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Fannin Monica
Abramson Foil Montoucet
Anders Franklin Moreno
Armes Gallot Morris
Arnold Geymann Norton
Aubert Gisclair Nowlin
Badon, A. Greene Pearson
Badon, B. Guillory Ponti
Baldone Guinn Pope
Barras Hardy Richard
Barrow Harrison Richardson
Billiot Hensgens Ritchie
Brossett Hill Robideaux
Burford Hoffmann Roy
Burns, H. Honore Schroder
Burrell Howard Smiley
Carmody Huval Smith, G.
Carter Katz Smith, J.
Champagne Kleckley Smith, P.
Chandler Lafi Bruzzo Stiaes
Connick LaFonta Stiaes
Danahay LeBas Talbot
Dixon Ligi Thibaut
Doerge Little White
Dove Lopinto Williams
HOUSE BILL NO. 281—

BY REPRESENTATIVE ELLINGTON
AN ACT

To amend and reenact R.S. 47:1923(D)(1), relative to tax assessors; to require the payment by an assessor of premiums for group insurance for coverage of certain retirees of the office of the assessor in certain parishes; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 281 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 18, change "2010" to "latest"

Rep. Ellington moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson  Doerge  Monica
Anders  Dove  Montoucet
Armes  Ellington  Moreno
Arnold  Fannin  Morris
Aubert  Fiol  Norton
Badon, A.  Franklin  Nowlin
Badon, B.  Gisclair  Ponti
Baldone  Greene  Pope
Barras  Guillory  Richard
Billiot  Hardy  Richardson
Burford  Harrison  Ritchie
Burns, H.  Hensgens  Robideaux
Burrell  Hill  Smith, G.
Cambry  Hoffmann  Smith, P.
Carter  Honore  St. Germain
Champagne  Howard  Thibaut
Chandler  Huval  White

NAYS

Barrow  Katz  Schroder
Brossett  LaBruzso  Seabaugh
Connick  Landry  Smiley
Cortez  Leger  Stiaes
Henry  Lopinto  Talbot
Jones, R.  Pearson  Williams

ABSENT

Mr. Speaker  Hines  Pugh
Bishop  Hutter  Roy
Burns, T.  Jackson, G.  Simon
Downs  Jackson, M.  Smith, J.
Dixon  Johnson  Templet
Henderson  Jones, R.  Smith, D.

Total - 61

Total - 3

Total - 25

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 311—

BY REPRESENTATIVE LABRUZZO AND SENATOR QUINN
AN ACT

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Reengrossed House Bill No. 311 by Representative LaBruzso

AMENDMENT NO. 1

On page 1, at the beginning of line 17, change "B." to "B.(1)"

AMENDMENT NO. 2

On page 2, between lines 6 and 7, insert the following:

"(2) In addition, the school employee shall report the disposition of any legal proceedings related to any such arrest, which shall also be made a part of any related files or records."

AMENDMENT NO. 3

On page 2, delete lines 20 through 23, and insert the following:
"E. Not later than October 1, 2011, the State Board of Elementary and Secondary Education shall adopt rules, regulations, and procedures to be followed by the governing authority of each public elementary and secondary school to implement the provisions of this Section. Such rules, regulations, and procedures shall be uniform and consistent with the provisions of this Section.

F. Notwithstanding any provision of law to the contrary, unless criminal charges are instituted pursuant to an arrest which is required to be reported by this Section, all information, records, hearing materials, and final recommendations of the school pertaining to such reported arrest shall remain confidential and shall not be subject to a public records request."

AMENDMENT NO. 4

On page 2, at the beginning of line 24, change "F." to "G."

Rep. LaBruzzo moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Dove Lorusso
Abramson Downs McVea
Anders Ellington Monica
Armes Fannin Montoucet
Arnold Foil Moreno
Aubert Fannin Morris
Badon, A. Geymann Nowlin
Badon, B. Gisclair Pearson
Baldone Greene Ponti
Barras Guillory Pope
Billiot Gunn Richard
Burford Hardy Richardson
Burns, H. Harrison Robideaux
Burrell Henry Roy
Carmody Hensgens Schroder
Carter Hill Seabaugh
Champagne Hofmann Smiley
Chandler Howard Smith, G.
Chaney Huval Smith, J.
Connick Katz St. Germain
Cortez LaBruzzo Talbot
Cromer Landry Thibaut
Danahay Ligi Willmott
Dixon Little Wooton
Doerge Lopinto
Total - 74

NAYS

Barrow Norton Smith, P.
Total - 3

ABSENT

Bishop Jackson, G. Pugh
Brossett Jackson, M. Ritchie
Burns, T. Johnson Simon
Edwards Jones, R. Stiaes
Gallot Jones, S. Templet
Hazel Kleckley Therri
Henderson LaFonta White
Hines Lambert Williams
Honore LeBas Leger
Hutter Lopinto
Total - 28

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 12—

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

AN ACT

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

Read by title.

Motion

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

Notice of Intention to Call


HOUSE BILL NO. 103—

BY REPRESENTATIVE ARMES

AN ACT

To amend and reenact R.S. 42:1119(B)(2)(a)(i), relative to the Code of Governmental Ethics; to except employment by a local school board of special education related services professionals from the nepotism prohibition of the code; to provide limitations, procedures, and penalties for certain violations; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Smith to Reengrossed House Bill No. 103 by Representative Armes

AMENDMENT NO. 1

On page 2, line 2, after "related services" and before the period "." insert the following:

"and such family member is the only applicant who meets the qualifications for the position set by the school board who has applied for the position after it has been advertised for at least thirty days in the official journal of the school board"

Rep. Armes moved that the amendments proposed by the Senate be concurred in.
ROLL CALL

The roll was called with the following result:

YEAS

Anders  Franklin  Monica
Armes  Gallot  Montoucet
Aubert  Geymann  Moreno
Baldone  Guilly  Pope
Barrow  Gallot  Richard
Billiot  Guinn  Richard
Brossett  Hensgens  Richard
Burford  Hill  Ritchie
Burrell  Hoffmann  Roy
Chandler  Honore  Smith, G.
Chaney  Howard  Smith, P.
Danahay  Huval  St. Germain
Dixon  Jones, R.  Stias
Doerge  Jones, S.  Thibaut
Downs  LaFonta  White
Edwards  LeBas  Williams
Ellington  Leger  Wooton
Fannin  McVea  
Total - 53

NAYS

Mr. Speaker  Dove  Lopinto
Abramson  Foil  Lorusso
Badon, B.  Greene  Norton
Barras  Hardy  Pearson
Burns, H.  Harrison  Ponti
Burns, T.  Henry  Schroder
Carmody  Katz  Seabaugh
Carter  Kleckley  Smiley
Champagne  LaBruzio  Smith, J.
Connick  Landry  Talbot
Cortez  Ligi  Willmott
Cromer  Little  
Total - 35

ABSENT

Arnold  Hutter  Pugh
Badon, A.  Jackson, G.  Robideaux
Bishop  Jackson, M.  Simon
Hazel  Johnson  Templet
Henderson  Lambt  Thierry
Hines  Morris  
Total - 17

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 106—
BY REPRESENTATIVES MORENO, LOPINTO, AND GARY SMITH
AN ACT
To amend and reenact Code of Criminal Procedure Article 894.2(A)(introductory paragraph) and (3), (B), (C), (E), (H), and (I), relative to criminal sentencing; to provide with respect to home incarceration; to provide for uniform data collection and reporting of home incarceration and electronic monitoring services; to provide for oversight; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 106 by Representative Moreno

AMENDMENT NO. 1

On page 2, line 11, after "incarceration" and before the comma ",", insert "and the number of defendants terminated and the reasons for termination"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peterson to Engrossed House Bill No. 106 by Representative Moreno

AMENDMENT NO. 1

On page 2, line 1, between "B." and "A" insert "(1)"

AMENDMENT NO. 2

On page 2, line 9, change "(1)" to "(a)"

AMENDMENT NO. 3

On page 2, line 12, change "(2)" to "(b)"

AMENDMENT NO. 4

On page 2, line 14, change "(3)" to "(2)"

Rep. Moreno moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Foil  Montoucet
Abramson  Gallot  Moreno
Anders  Geymann  Morris
Armes  Guilly  Norton
Arnold  Greene  Nowlin
Aubert  Guilly  Pearson
Badon, A.  Hardy  Ponti
Badon, B.  Harrison  Pope
Baldone  Henry  Pugh
Baras  Hensgens  Richard
Barrow  Hill  Richardson
Billiot  Hoffmann  Ritchie
Brossett  Honore  Roy
Burns, H.  Howard  Schroder
Burns, T.  Huval  Seabaugh
Carmody  Jones, R.  Smiley
Chamagne  Jones, S.  Smith, G.
Champagne  LaBruzio  Smith, J.
Chaney  LaFonta  St. Germain
Connick  Landry  Stias
Cortez  LeBas  Talbot
Danahay  Leger  Thibaut
Doerge  Ligi  White
Dove  Little  Williams
Downs  Lopinto  Willmott
Edwards  Lorusso  Wooton
Ellington  McVea  
Fannin  Monica  
Total - 85
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 133—
BY REPRESENTATIVE ANDERS
AN ACT
To enact Part I-B of Chapter 2 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:501, relative to warranty claims; to require claims to be approved or disapproved within thirty days; to require payment of approved claims within thirty days; to require notice of disapproval and the grounds for the disapproval; to provide for claims not disapproved within thirty days; to provide for claims submitted after the termination of a contract; to provide for compensation for work performed by a dealer; to provide for excluded expenses; to provide for compensation for parts; to provide for a supplier's right to adjust for errors; to authorize a dealer to accept a manufacturer's reimbursement terms; to define "dealer"; to provide for an effective date; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 133 by Representative Anders

AMENDMENT NO. 1
On page 2, after line 28, insert the following:

"I. The provisions of this Section shall apply only to warranty agreements executed after the effective date of this Act."

AMENDMENT NO. 2
On page 3, delete lines 1 through 5

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Martiny to Engrossed House Bill No. 133 by Representative Anders

AMENDMENT NO. 1
Delete all Senate Committee Amendments proposed by the Senate Committee on Commerce, Consumer and International Affairs and adopted by the Senate on June 9, 2011.

Rep. Anders moved that the amendments proposed by the Senate be concurred in.

House Bill No. 133 was concurred in by the House.

HOUSE BILL NO. 184—
BY REPRESENTATIVE HILL
AN ACT
To amend and reenact R.S. 3:4278.1(A), (B), (C), and (D), relative to timber theft; to provide for the recovery of treble damages by co-owners or co-heirs of timber; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 184 by Representative Hill
AMENDMENT NO. 1
On page 1, line 19, delete "the co-owner or co-heir" and insert "the other co-owners or co-heirs"

AMENDMENT NO. 2
On page 2, line 5, after "attorney fees" insert "and costs"

AMENDMENT NO. 3
On page 2, line 15, after "attorney fees" insert "and costs"

SENATE FLOOR AMENDMENTS
Amendments proposed by Senator Kostelka to Engrossed House Bill No. 184 by Representative Hill

AMENDMENT NO. 1
On page 1, at the end of line 20, insert "The provisions of this Paragraph shall not apply to the sale of an undivided timber interest pursuant to R.S. 3:4278.2."

Rep. Hill moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker
Abrahamson
Andres
Armes
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Billiot
Brossett
Burford
Burns, H.
Burns, T.
Burrell
Carmona
Carter
Champagne
Chandler
Chaney
Connick
Cortez
Crocker
Dunahay
Dixon
Doerge
Dove
Downs
Edwards

Ellington
Fannin
Foil
Franklin
Gallot
Geymann
Greene
Guilford
Guinn
Hardy
Harrison
Henry
Hensgens
Hill
Hoffmann
Honore
Howard
Huval
Jones, R.
Jones, S.
Kleckley
LaBranco
LaFonta
Landry
LeBas
Lege
Ligeti
Little
Lopinto
Lorusso
McVea
Monica
Montoucet
Moreno
Morris
Norton
Nowlin
Pearson
Ponti
Pugh
Richard
Richardson
Ritchie
Robideaux
Roy
Schrader
Seabaugh
Smiley
Smith, G.
Smith, J.
Smith, P.
St. Germain
Staes
Taibot
Thibaut
White
Williams
Wilmott
Wooton

Total - 93

NAYS

Total - 0

ABSENT

Bishop
Hazel

Hutter
Jackson, G.

Lambert
Simon

Hines
Jackson, M.
Temple
Thierry

The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 196—
BY REPRESENTATIVE ROSALIND JONES
AN ACT
To amend and reenact R.S. 26:71(A)(introductory paragraph), 76(A)(1), (6), and (7), 79, 88(A) and (B), 89, 271(A)(introductory paragraph), 276(A)(1), (6), and (7), 279, 285(A) and (B), 904, and 905(A) and (C), relative to alcohol permits for high and low alcoholic content and registration certificates and permits for tobacco products; to authorize the commissioner to issue a permit and a registration certificate for two years; to provide for rulemaking; to authorize certain persons to issue permits on a probationary basis; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 196 by Representative Rosalind Jones

AMENDMENT NO. 1
On page 3, delete lines 5 through 7 and insert the following:

"and officers or employees specifically so authorized by the commissioner and local authorities may issue the permits"

AMENDMENT NO. 2
On page 5, delete lines 19 through 21 and insert the following:

"commissioner and officers or employees specifically so authorized by the commissioner and local authorities may issue the"

Rep. Rosalind Jones moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker
Abrahamson
Andres
Armes
Arnold
Aubert
Badon, A.
Badon, B.
Baldone
Barras
Barrow
Billiot
Brossett
Burford
Burns, H.
Burrell

Ellington
Fannin
Foil
Franklin
Gallot
Geymann
Greene
Guilford
Guinn
Hardy
Harrison
Henry
Hensgens
Hill
Hoffmann
Honore
Howard
Huval
Jones, R.
Jones, S.
Kleckley
LaBranco
LaFonta
Landry
LeBas
Lege
Ligeti
Little
Lopinto
Lorusso
McVea
Monica
Montoucet
Moreno
Morris
Norton
Nowlin
Pearson
Ponti
Pope
Richard
Richardson

Total - 93

NAYS

Total - 0

ABSENT

Bishop
Hazel

Hutter
Jackson, G.

Lambert
Simon

Hines
Jackson, M.
Temple
Thierry

969
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 200—
BY REPRESENTATIVES MCVEA, BILLIOT, HENRY BURNS, DOERGE, DOWNS, FOIL, GISCLAIR, GUILLORY, HILL, HONORE, SAM JONES, MONTOUCET, NORTON, POPE, ST. GERMAIN, AND THIBAULT AND SENATOR RISER
AN ACT
To rename the John James Audubon bridge being constructed between West Feliciana and Pointe Coupee Parishes the "Generals John A. Lejeune-Robert H. Barrow Bridge"; to repeal Act No. 483 of the 1993 Regular Session of the Legislature; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 200 by Representative McVea

AMENDMENT NO. 1

On page 1, delete lines 2 thru 4 and insert the following:

"Section 1. The proposed bridge crossing the Mississippi River between the town of New Roads in Pointe Coupee Parish and the town of St. Francisville in West Feliciana Parish, which bridge shall be named the John James Audubon Bridge. The east approach to the bridge on Louisiana Highway 10 in West Feliciana Parish between its intersection with United States Highway 61 near the town of St. Francisville and the bridge shall be named the 'General Robert H. Barrow Memorial Approach'. The west approach to the bridge on Louisiana Highway 10 in Pointe Coupee Parish between its intersection with Louisiana Highway 981 and its intersection with Louisiana 1 Business and Louisiana 10 Business west of the city of New Roads shall be named the 'General John A. Lejeune Memorial Approach'."

AMENDMENT NO. 3

On page 1, line 13, after "change." insert "The Department of Transportation and Development shall erect informational historical monuments at appropriate sites within the vicinity of the east and west approaches to such bridge memorializing the achievements of General Robert H. Barrow and General John A. Lejeune, both commandants of the United States Marine Corps, and their respective relationship to the parishes of West Feliciana and Pointe Coupee."

AMENDMENT NO. 4

On page 1, delete lines 14 and 15.

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Engrossed House Bill No. 200 by Representative McVea

AMENDMENT NO. 1

In Senate Committee Amendment No. 2 proposed by the Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 200 and adopted by the Senate on June 7, 2011, between lines 10 and 11, insert "Section 1. Section 1 of Act No. 483 of the 1993 Regular Session of the Legislature is hereby amended and reenacted to read as follows:"

Rep. McVea moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker           Downs           Ligi
Abramson             Edwards          McVea
Anders               Fannin           Monica
Armes                Foil             Montoucet
Arnold               Franklin         Moreno
Aubert               Gallot           Morris
Badon, A.            Geymann          Norton
Badon, B.            Gisclair          Nowlin
Baldone              Guillory         Pearson
Barras               Guinn            Ponti
Billiot              Hardy            Pope
Brossett             Harrison         Pugh
Burford              Henry            Richardson
Burns, H.            Hensgens         Roy
Burns, T.            Hill             Schroder
Burrell              Hoffmann         Robideaux
Carmody              Honore          Roy
Carter               Howard           Roy
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 230—
BY REPRESENTATIVE MORENO
AN ACT
To amend and reenact Children's Code Article 876, relative to delinquency proceedings; to provide relative to motions to dismiss a petition; to delete provision which authorizes a dismissal for good cause; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 230 by Representative Moreno

AMENDMENT NO. 1

On page 1, line 2, after "Children's Code Article" insert "875 and"

AMENDMENT NO. 2

On page 1, line 3, after "petition;" delete the remainder of line and delete line 4 and insert "to provide relative to motions to dismiss a petition; and to provide for related matters."

AMENDMENT NO. 3

On page 1, line 6, after "Article" change "876 is" to "875 and 876 are"

AMENDMENT NO. 4

On page 1, between lines 7 and 8 insert the following:

"Art. 875. Motions to dismiss quash

A. All objections to the proceedings, including objections based on defects in the petition and defenses capable of determination as a matter of law, may be raised by motion to dismiss quash.

B. Upon a finding of grounds to quash the petition, the court shall order that the petition be quashed and shall render such other orders as provided by law for sustaining a motion to quash on the grounds proven."

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Engrossed House Bill No. 230 by Representative Moreno

AMENDMENT NO. 1

Delete Senate Committee Amendment No. 2 and No. 4 proposed by the Senate Committee on Judiciary B and adopted by the Senate on June 8, 2011.

AMENDMENT NO. 2

On page 1, delete lines 3 and 4 and insert "provide relative to motions to dismiss a petition; and to provide for related matters."

AMENDMENT NO. 3

On page 1, between lines 7 and 8 insert the following:

"Art. 875. Motions to dismiss

A. All objections to the proceedings, including objections based on defects in the petition and defenses capable of determination as a matter of law, may be raised by motion to dismiss.

B. Upon a finding of grounds to dismiss the petition as provided for in Paragraph A of this Article, the court shall order that the petition be dismissed."

Rep. Moreno moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Edwards McVea
Abramson Ellington Monica
Anders Fannin Montoucet
Armes Foil Moreno
Arnold Franklin Morris
Aubert Gallot Norton
Badon, A. Geymann Nowlin
Badon, B. Gisclair Pearson
Baldone Greene Ponti
Barras Guillory Pope
Barrow Gunn Pugh
Billiot Hardy Richard
Bishop Harrison Richardson
Brossett Henry Ritchie
Burford Hensgens Robideaux
Burns, H. Hill Roy
Burns, T. Hoffmann Schroder
Burrell Honore Seabaugh
Carmondy Howard Smiley
Carter Huval Smith, G.
Champagne Jones, S. Smith, J.
Chandler Katz St. Germain
Chaney Kleckley Stiaes
Connick LaBruzzo Talbot
Cortez LaFonta Thibaut
Cromer Landry White

NAYS

Barrow Lopinto Talbot
Cromer Lopinto Talbot
Ellington Lorusso Willmott
LaFonta Smith, P.

ABSENT

Bishop Hutter Smiley
Greene Jackson, G. Smith, P.,
Hazel Jackson, M. Templet
Henderson Johnson Thierry
Hines Lambert

Total - 80

Total - 80

Total - 11

Total - 14
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 272—
BY REPRESENTATIVES BISHOP, ARNOLD, AUSTIN BADON, BROSETT, HENDERSON, LEGER, AND STIAES AND SENATOR MORRELL
AN ACT
To amend and reenact Code of Criminal Procedure Articles 211, 211.1, and 211.2 and to repeal Code of Criminal Procedure Articles 211.3, 211.4, 211.5, and 211.6, relative to arrest; to provide relative to the issuance of a written summons in lieu of arrest for certain crimes; and to provide for related matters.

Read by title.

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

Notice of Intention to Call

HOUSE BILL NO. 358—
BY REPRESENTATIVES GREENE, ABRAMSON, AND LOPINTO AND SENATOR QUINN
AN ACT
To enact R.S. 9:2800.22, relative to limitations of liability; to provide a limitation of liability for schools who enter into recreational joint-use agreements; to require insurance; to provide definitions; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 358 by Representative Greene

AMENDMENT NO. 3
On page 2, delete lines 6 through 10 and insert
"written agreement between the governing authority of an elementary, secondary, or charter school and a public or private entity, authorizing such entity to access the premises of a school under the governing authority's jurisdiction for the purposes of conducting or engaging in recreational activity. E. The agreement shall set forth the conditions, terms, and requirements under which such authorization and use is granted, including that the entity shall indemnify and hold harmless the governing authority from any liability arising from such use, and that the governing authority may at any time and without cause revoke its authorization to use the premises and terminate the agreement."

Rep. Greene moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Edwards McVea
Abramson Ellington Monica
Anders Fannin Montoucet
Armes Foil Moreno
Arnold Franklin Morris
Aubert Gallot Norton
Badon, A. Geymann Nowlin
Badon, B. Gisclair Pearson
Baldone Greene Ponti
Barras Guilory Pope
Barrow Guinn Pugh
Billiot Harrison Richland
Bishop Henry Richardson
Brossett Hensgens Ritchie
Burford Hill Robideaux
Burns, H. Hoffmann Roy
Burns, T. Honore Schroeder
Burrell Howard Seabaugh
Carmody Huvail Smith, G.
Carter Jones, R. Smith, J.
Champagne Jones, S. Smith, P.
Chandler Katz St. Germain
Chaney Kleckley St. Germain
Connick LaBruzzo Stiaes
Cromer Landry Talbot
Danahay LeBas White
Dixon Ligi Williams
Doerge Little Wooton
Dove Lopinto Wooton
Downs Lorusso

Total - 92

NAYS

Total - 0

ABSENT

Hardy Jackson, G. Simon
Hazel Jackson, M. Templet
Henderson Johnson Thierry
Hines Lambert
Hutter Leger

Total - 13
The amendments proposed by the Senate were concurred in by the House.

HOUSE BILL NO. 381—
BY REPRESENTATIVE GREENE AND SENATOR MICHOT
AN ACT
To amend and reenact R.S. 51:2453(1) and (6), 2455(A), and 2457(A)(2)(a), (b), and (f), relative to tax rebates; to provide with respect to the Louisiana Quality Jobs Program; to provide for definitions; to specify that the value of health insurance benefits offered to employees shall be included in the consideration of the value of a new direct job; to provide for effectiveness; and to provide for related matters.

Read by title.

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

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

Read by title.

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

Notice of Intention to Call

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 445 by Representative Chaney

AMENDMENT NO. 2
On page 1, line 6, delete "R.S. 6:966.1(E)" and insert "R.S. 6:966(G)"

AMENDMENT NO. 3
On page 1, delete line 7 and insert "§966. Procedure"

AMENDMENT NO. 4
On page 1, line 9, change "E." to "G."

AMENDMENT NO. 5
On page 1, delete line 12 and insert "by Paragraph (A)(2) of this Section."

Rep. Chaney moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS
Mr. Speaker Edwards Lorusso
Abramson Fannin McVea
Anders Foil Monica
Arnes Montoucet
Arnold Moreno
Aubert Morris
Badon, A. Norton
Badon, B. Pearson
Baldone Pope
Burns, H. Pugh
Burns, T. Richard
Burrell Roy
Burrell Ritchie
Burford Robideaux
Burns, H. Roy
Burns, H. Schroeder
Burns, H. Seabaugh
Carmody Smiley
Carter Smith, G.
Champagne Smith, J.
Chandler Smith, P.
Chaney St. Germain
Connick Talbot
Cortez Thibaut
Cromer Thibaut
Danahay White
Doerge Williams
Dove Willmott
Dowes Wooton
Total - 86

NAYS
Total - 0

ABSENT
Barrow Ponti
Dixon Simon
Ellington Stiaes
Greene Templet
Hazel Thierry
Henderson Nowlin
Hines Total - 19
The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 456—**

**BY REPRESENTATIVE MORENO**

**AN ACT**

To enact R.S. 51:1783(10), (11), and (12) and 1787(C), relative to the Louisiana Enterprise Zone Act; to provide for definitions; to extend the Louisiana Enterprise Zone Act to include transit-oriented multifamily developments which meet certain criteria; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Revenue and Fiscal Affairs to Reengrossed House Bill No. 456 by Representative Moreno

**AMENDMENT NO. 1**

On page 1, line 2, change "and 1787(C)," to ", 1787(C), and 1792,"

**AMENDMENT NO. 2**

On page 1, line 4, after "criteria;" insert "to require a certification of revenue neutrality for the continued effectiveness of tax benefits provided for pursuant to the Act;"

**AMENDMENT NO. 3**

On page 1, line 7, change "and 1787(C)" to ", 1787(C), and 1792,"

**AMENDMENT NO. 4**

On page 2, between lines 15 and 16, insert:

"§1792. Requirement for certification of revenue neutrality

A. All of the tax credits, rebates, exemptions, or other tax benefits provided for in this Chapter shall cease to be effective if the secretary of the Department of Revenue does not receive written certification before September 1, 2011 from both the Division of Administration and the Legislative Fiscal Office that the tax credits, rebates, exemptions, or other tax benefits have achieved revenue neutrality.

B. "Revenue neutrality" means that both the Division of Administration and the Legislative Fiscal Office reasonably estimates that the cost to the state of the tax benefits provided to taxpayers pursuant to the provisions of this Chapter are likely to be offset by the economic impact on the state because of the tax benefits provided by this Chapter.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Chaisson to Reengrossed House Bill No. 456 by Representative Moreno

**AMENDMENT NO. 1**

Delete the Senate Committee Amendments proposed by the Senate Committee on Revenue & Fiscal Affairs and adopted by the Senate on June 7, 2011.

Rep. Moreno moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker Foil McVea
Abramson Franklin Monica
Anders Gallot Montoucet
Armes Geymann Moreno
Arnold Gisclair Morris
Aubert Greene Norton
Badon, A. Guillory Nowlin
Badon, B. Gunn Pearson
Baldone Hardy Pope
Barras Harrison Pugh
Barrow Hensgens Richard
Billiot Hill Richardson
Bishop Hoffmann Ritchie
Brossett Honore Robideaux
Burford Howard Roy
Burns, H. Huval Schroder
Burns, T. Johnson Seabaugh
Carmody Jones, R. Smiley
Carter Jones, S. Smith, G.
Champagne Katz Smith, J.
Chandler Kleckley Smith, P.
Chaney LaBrazzo St. Germain
Connick LaFonta Stiaes
Cromer Landry Talbott
Danahay LeBas Thibaut
Doerge Leger White
Dove Ligi Williams
Downs Little Willmott
Edwards Lopinto Wooton
Fannin Lorusso

Total - 89

**NAYS**

Total - 0

**ABSENT**

Burrell Henry Ponti
Cortez Hines Simon
Dixon Hutter Templet
Ellington Jackson, G. Thierry
Hazel Jackson, M.
Henderson Lambert

Total - 16

The amendments proposed by the Senate were concurred in by the House.

**Consent to Correct a Vote Record**

Rep. Billiot requested the House consent to record his vote on concurring in the Senate Amendments to House Bill No. 456 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 462—**

**BY REPRESENTATIVE MCVEA**

**AN ACT**

To amend and reenact R.S. 22:1000(A)(1)(a)(vi) and (2), 1003(A) and (C), and 1003.1(A)(1) and (C), relative to health insurance; to provide with respect to coverage of dependent children and grandchildren; to provide relative to conditions for such coverage for certain benefits; to provide with respect to rating of such dependents; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.
SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 462 by Representative McVea

AMENDMENT NO. 1
On page 1, at the beginning of line 3, change "and (C)," to "and (C) and 1111(K)"

AMENDMENT NO. 2
On page 1, at the beginning of line 6, insert "to provide for methods of payment of certain premiums;"

AMENDMENT NO. 3
On page 2, line 18, delete "short-term medical policies" and in lieu thereof insert:
"short-term, limited duration insurance as defined pursuant to 45 CFR 144.103"

AMENDMENT NO. 4
On page 2, line 20, delete "short-term medical policies," and in lieu thereof insert:
"short-term, limited duration insurance as defined pursuant to 45 CFR 144.103,"

AMENDMENT NO. 5
On page 2, line 26, change "Such" to "This"

AMENDMENT NO. 6
On page 2, line 28, change "Such a" to "A"

AMENDMENT NO. 7
On page 4, lines 2 and 3, delete "short-term medical policies" and in lieu thereof insert:
"short-term, limited duration insurance as defined pursuant to 45 CFR 144.103"

AMENDMENT NO. 8
On page 4, line 5, delete "short-term medical policies," and in lieu thereof insert:
"short-term, limited duration insurance as defined pursuant to 45 CFR 144.103,"

AMENDMENT NO. 9
On page 4, line 11, change "Such" to "This"

AMENDMENT NO. 10
On page 4, line 13, change "Such a" to "A"

AMENDMENT NO. 11
On page 5, lines 9 and 10, delete "short-term medical policies" and in lieu thereof insert:
"short-term, limited duration insurance as defined pursuant to 45 CFR 144.103"

AMENDMENT NO. 12
On page 5, line 12, delete "short-term medical policies," and in lieu thereof insert:
"short-term, limited duration insurance as defined pursuant to 45 CFR 144.103,"

AMENDMENT NO. 13
On page 5, line 18, change "Such" to "This"

AMENDMENT NO. 14
On page 5, line 20, "Such a" to "A"

AMENDMENT NO. 15
On page 6, line 10, after "provisions" insert ", in reference to age requirements;"

AMENDMENT NO. 16
On page 6, line 11, delete "short-term medical policies," and in lieu thereof insert:
"short-term, limited duration insurance as defined pursuant to 45 CFR 144.103,"

AMENDMENT NO. 17
On page 6, line 19, after "grandchild" insert the period "." and delete the remainder of the line.

AMENDMENT NO. 18
On page 6, delete lines 20 and 21 in their entirety.

AMENDMENT NO. 19
On page 6, line 22, delete "rates according to the specific risk represented by such dependent;"

AMENDMENT NO. 20
On page 7, line 3, after "provisions" insert ", in reference to age requirements;"

AMENDMENT NO. 21
On page 7, line 4, change "short-term medical policies" to "short-term, limited duration insurance as defined pursuant to 45 CFR 144.103,"

AMENDMENT NO. 22
On page 7, between lines 4 and 5, insert the following:

"Section 2. R.S. 22:1111(K) is hereby amended and reenacted to read as follows:
§1111. Medicare supplement minimum standards
  * * *

  K. Payment for premiums for Medicare supplement policies shall only be made as follows:
  (1) By check, money order, credit or debit card, or bank draft made payable to the insurer, or
(2) By cash, provided that an insurer's receipt which binds the insurer for receipt of such premium shall be issued to the insured.

** * **

**AMENDMENT NO. 23**

On page 7, line 5, change "Section 2." to "Section 3."

**LEGISLATIVE BUREAU AMENDMENTS**

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 462 by Representative McVea

**AMENDMENT NO. 1**

In Senate Committee Amendment No. 22 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 462 and adopted by the Senate on June 9, 2011, on page 2, line 28, following "shall" and before "as" change "only be made" to "be made only"

**AMENDMENT NO. 2**

In Senate Committee Amendment No. 22 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 462 and adopted by the Senate on June 9, 2011, on page 2, line 30, following "insurer" change ';' to '.' and delete line 31

**AMENDMENT NO. 3**

On page 1, line 2, after "and (C)," and before "1003.1(A)(1)" delete "and"

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Morrish to Reengrossed House Bill No. 462 by Representative McVea

**AMENDMENT NO. 1**

Delete Senate Committee Amendments No. 2, 17, 18, and 19 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 462 and adopted by the Senate on June 9, 2011.

**AMENDMENT NO. 2**

On page 6, line 12, delete "premiums;"

**AMENDMENT NO. 3**

On page 6, delete lines 14 through 21 in their entirety

**AMENDMENT NO. 4**

On page 6, line 22, delete "rates according to the specific risk represented by such dependent"

**AMENDMENT NO. 5**

On page 6, line 22, before "The health", insert "(1)"

Rep. McVea moved that the amendments proposed by the Senate be rejected.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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<tr>
<th>Mr. Speaker</th>
<th>Foil</th>
<th>McVea</th>
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<tbody>
<tr>
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<th>Armes</th>
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<td>Total - 91</td>
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</tbody>
</table>

| Total - 0 | |

| NAYS | |

| Total - 14 | |

| ABSENT | |

| Badon, B. | Henderson | Ponti |
| Dixon | Hines | Simon |
| Ellington | Hutter | Templet |
| Greene | Jackson, G. | Thierry |
| Hazel | Lambert | |
| Total - 14 | | |

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

**HOUSE BILL NO. 469—**

**BY REPRESENTATIVE ANDERS**

**AN ACT**

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

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Insurance to Reengrossed House Bill No. 469 by Representative Anders

**AMENDMENT NO. 1**

On page 5, line 6, after "states." add the following:
"Upon execution of a Nonadmitted Insurance Multi-State Agreement or other cooperative compact or agreement with another state pursuant to this Act, the commissioner shall notify the Louisiana State Law Institute as to the execution of the agreement or compact and its effective date in order that the Louisiana State Law Institute can direct the appropriate entities as to the effective date of the statutory provisions contained in this Act."

Rep. Anders moved that the amendments proposed by the Senate be concurred in.

**ROLL CALL**

The roll was called with the following result:

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<th>YEAS</th>
<th>NAYS</th>
<th>ABSENT</th>
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<tbody>
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The amendments proposed by the Senate were concurred in by the House.

**HOUSE BILL NO. 470—**

BY REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 32:429.2(B) and to enact R.S. 32:707.2(C)(4), 707.6, and 728(10) and (11), relative to motor vehicle titles; to establish an expedited motor vehicle title receipt procedure; to provide for fees charged for receipt of an expedited motor vehicle title; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

**SENATE COMMITTEE AMENDMENTS**

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 470 by Representative Henry Burns

**AMENDMENT NO. 1**

On page 1, line 2, after "32:429.2(B)" insert "and 713"

**AMENDMENT NO. 2**

On page 1, line 7, after "32:429.2(B)" delete "is" and insert "and 713 are"

**AMENDMENT NO. 3**

On page 3, between lines 10 and 11, insert the following:

"§713. Lost or destroyed certificate

In the event of a lost or destroyed certificate of title, application shall be made to the commissioner by the owner of said vehicle in whose name the original title was issued or by the perfected lienholder holding said title for collateral for a certified copy of same upon a prescribed form duly sworn to by the owner or perfected lienholder and accompanied by a fee prescribed by this Chapter. Thereupon the commissioner shall issue a certified copy of said certificate of title to the person or perfected lienholder entitled to receive the certificate of title under the provisions of this Chapter. Said certified copy and all subsequent certificates of title issued in the chain of title originated by said certified copy shall be plainly marked across their face "duplicate copy", and any subsequent purchaser of said vehicle in the chain of title originating through such certified copy shall acquire only such rights in such vehicle as the original holder of said certified copy himself had. Any purchaser of such vehicle may at the time of such purchase require the seller of same to indemnify him and all subsequent purchasers of said vehicle against any loss which he or they may suffer by reason of any claim or claims presented upon the original certificate. In the event of the recovery of the original certificate of title by said owner or perfected lienholder, the party shall forthwith surrender same to the commissioner for cancellation or a statement of destruction from the perfected lienholder stating the original title has been destroyed."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Erdey to Engrossed House Bill No. 470 by Representative Henry Burns

**AMENDMENT NO. 1**

On page 1, line 2, after "R.S. 32:429.2(B)" insert ", 707(I)(1), 707.3(A),"

**AMENDMENT NO. 2**

On page 1, line 5, after "title;" insert "to provide relative to issuance of a salvage title to an insurance company; to provide relative to issuance of a certificate of destruction to an insurance company;"
AMENDMENT NO. 3
On page 1, line 7, after "R.S. 32:429.2(B)" delete "is" and insert ", 707(I)(1), and 707.3(A) are"

AMENDMENT NO. 4
On page 2, between lines 5 and 6, insert the following:
"§707. Application for certificates of title; exception; salvage title; antique vehicles; reconstructed title

I.(1)(a) When, as the result of an insurance settlement, a motor vehicle is declared to be a "total loss", as defined in R.S. 32:702, the insurance company, its authorized agent, or the vehicle owner shall, within thirty days from the settlement of the property damage claim, send the certificate of title, properly endorsed, to the office of motor vehicles along with an application for a salvage title in the name of the insurance company, or its authorized agent, or the vehicle owner.

(b) If an insurance company or its authorized agent is unable to obtain the certificate of title from the owner(s) or lienholder within thirty days from the settlement of the property damage claim, the insurance company or its authorized agent may submit an application for a salvage title and signed under penalty of perjury, which application shall be accompanied by all of the following:

(i) Evidence acceptable to the office of motor vehicles that the insurance company has made payment of a property damage claim, to obtain the certificate of title, properly endorsed, to the office of motor vehicles by certified mail, return receipt requested, or by use of a delivery service with a tracking system, to obtain the endorsed certificate of title.

(ii) Evidence acceptable to the office of motor vehicles that the insurance company or its authorized agent may submit an application for a certificate of destruction for such water damaged vehicle signed under penalty of perjury. Such application shall be accompanied by evidence acceptable to the office of motor vehicles that the insurance company or its authorized agent may submit an application for a salvage title and signed under penalty of perjury, which application shall be accompanied by all of the following:

(iii) The fee applicable to the issuance of a salvage title.

(iv) A release of lien executed by each current holder of a security interest in the motor vehicle.

(c) Upon receipt of an application for a salvage title pursuant to Subparagraph (I)(1)(a) or(b) of this Section, the office of motor vehicles shall issue a salvage title for the vehicle.

(d) The office of motor vehicles may promulgate rules and regulations for the administration of this Subsection pursuant to the Administrative Procedure Act provided that such rules and regulations shall not require any additional documentation from the insurance company other than provided in Subparagraph (I)(1)(b) of this Section.

(e) The insurance company or agent shall notify the office of motor vehicles within thirty days of settlement of the property damage claim and the owner retained salvage value, when the owner of the vehicle is allowed to retain the salvage after the vehicle has been declared a total loss.

(f) Upon receipt of the salvage title, the insurance company, its authorized agent, or the vehicle owner may proceed to dismantle the vehicle, sell it, or rebuild and restore it to operation. A rebuild of a salvaged title motor vehicle may upon completion of rebuilding the vehicle demonstrate the rebuilt motor vehicle to a prospective purchaser without applying for a reconstructed vehicle title. Except for the purposes of this demonstration, no rebuilt and restored vehicle shall be operated upon any public street, roadway, or highway until it is registered with the office of motor vehicles, and a reconstructed vehicle title is issued.

(AMENDMENT NO. 5
On page 2, between lines 20 and 21, insert the following:
"§707.3. Certificates of destruction; application requirements; restrictions on sale; disassembly requirement; department rules; penalties

A. When, as a result of an insurance settlement, a motor vehicle is determined to be water damaged, as defined in this Chapter, the insurance company that acquires ownership of the vehicle shall, within thirty days from the settlement of the property damages claim, send the certificate of title to the office of motor vehicles along with an application for a certificate of destruction. This period may be extended by rule or regulation promulgated by the Department of Public Safety and Corrections pursuant to the Administrative Procedure Act. If the insurance company or its authorized agent is unable to obtain the certificate of title from the owner(s) or lienholder within thirty days from the settlement of such property damage claim, the insurance company or its authorized agent may submit an application for a certificate of destruction for such water damaged vehicle signed under penalty of perjury. Such application shall be accompanied by evidence acceptable to the office of motor vehicles that the insurance company has made payment of a property damage claim involving such motor vehicle, and a release of lien executed by each current holder of a security interest in the motor vehicle.

* * * *

Rep. Henry Burns moved that the amendments proposed by the Senate be rejected.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker      Edwards      Lorusso
Abrams            Ellington     McVe
Anders           Fannin       Monica
Armes            Foil         Montoucet
Arnold           Franklin     Moreno
Aubert           Gallot       Morris
Badon, A.        Gymmann       Norton
Badon, B.        Gisclair      Nowlin
Baldone          Greene       Pearson
Barras           Guillory     Ponti
Bayou            Hauflage     Prie
Billiot          Harrison     Pugh
Bishop           Henry        Richard
Brossett         Hensgens     Richardson
Burford          Hill         Ritchie
Burns, H.        Hoffmann     Robideaux
Burns, T.        Honore       Roy
Burrell          Howard       Schroder
Cambody          Huval        Seabaugh
Carter           Jackson, M.  Smiley
Champagne        Johnson      Smith, G.
Chandler         Jones, R.     Smith, J.
Chaney           Jones, S.     Smith, P.
Connick          Katz         St. Germain
Cortezz          LaBruzio    Stiaes
Cromer           LaFonta       Talbot
Danahay          Landry       Thibaut

* * *
The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 481—
BY REPRESENTATIVE BARRAS
AN ACT
To amend and reenact R.S. 11:1402(6)(c) and (8), 1404(A),
1411(D), 1444(C) and (D), 1451, 1457(C), 1458(B)(1), (2)(a), (b),
and (d), (3)(caption), and (4) and (E)(2) and (5)(c), to enact R.S.
11:1402(6)(d), 1444(E)(3), 1445(G), 1455(C), and 1458(A)(3),
and to repeal R.S. 11:241 through 248, as provided in R.S.
11:241 through 248.

AMENDMENT NO. 1
On page 3, line 8, after "adjustments" insert "as provided in R.S.
11:241 through 248."

AMENDMENT NO. 2
On page 3, at the beginning of line 10 insert "and any"
and at the end of line 10 delete the comma

AMENDMENT NO. 3
On page 3, delete line 11 and at the beginning of line 12 delete
"functioning of the fund"

Rep. Barras moved that the amendments proposed by the Senate
be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Dixon</td>
<td>White</td>
</tr>
<tr>
<td>LeBas</td>
<td></td>
</tr>
<tr>
<td>Lopinto</td>
<td>Wootton</td>
</tr>
</tbody>
</table>

NAYS

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total - 93</td>
<td></td>
</tr>
</tbody>
</table>

ABSENT

<table>
<thead>
<tr>
<th>Name</th>
<th>Party</th>
</tr>
</thead>
<tbody>
<tr>
<td>Total - 12</td>
<td></td>
</tr>
</tbody>
</table>

The amendments proposed by the Senate were concurred in by
the House.

HOUSE BILL NO. 536—
BY REPRESENTATIVE SIMON
AN ACT
To amend and reenact the heading of Part V of Chapter 8 of Title 40
of the Louisiana Revised Statutes of 1950, R.S. 40:1731,
1732(2), (3), (4), (7), and (9), 1733 through 1736, 1737(A),
1738(A) and (B), 1740, 1741, 1742(A)(1) and 1742.1, and
1742.2(A)(1) and to repeal R.S. 40:1739, relative to building
codes; to provide for the purpose; to provide for definitions; to
require ADA standards accessibility in public and private
buildings; to provide with respect to the use of parking spaces;
and to provide for related matters.

Motion

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

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Pugh gave notice of
Rep. Simon's intention to call House Bill No. 536 from the calendar
on Monday, June 20, 2011.

HOUSE BILL NO. 635 (SUBSTITUTE FOR HOUSE BILL NO. 168 BY
REPRESENTATIVE THIBAUT) —
BY REPRESENTATIVE THIBAUT
AN ACT
To amend and reenact R.S. 32:861(A)(3), 863(A)(3)(a) and (B), and
863.2(A)(6), (E)(1), and (2) and to enact R.S. 22:885(E),
relative to the cancellation of automobile insurance by the
insured; to provide for notification by the office of motor
vehicles to insureds relative to cancellation fees; to provide for
the surrender of a vehicle's license plates upon cancellation of liability coverage; to limit the circumstances under which a vehicle owner will not be charged a fee upon cancellation of automobile liability coverage; and to provide for related matters.

Read by title.

The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS
Amendments proposed by Senate Committee on Insurance to Engrossed House Bill No. 635 by Representative Thibaut

AMENDMENT NO. 1
On page 1, line 2, after "863.2" delete the remainder of the line and in lieu thereof insert the following:
"(A)(1), (2), and (6), (B), (E)(1) and"

AMENDMENT NO. 2
On page 2, line 2, after "863.2" delete the remainder of the line and in lieu thereof insert the following:
"(A)(1), (2), and (6), (B), (E)(1) and"

AMENDMENT NO. 3
On page 4, delete line 20 and in lieu thereof insert the following:
"A.(1) All entities providing security in compliance with R.S. 32:861 et seq., hereinafter referred to as "security providers", whether admitted or nonadmitted (surplus line underwriter) insurance companies providing automobile liability policies, or sales representatives or agents of surety companies issuing motor vehicle liability bonds, or the state treasurer holding deposits, shall notify the secretary of the effective dates of each liability policy, liability bond, deposit, or other security within fifteen business days from the date notice of such policy, bond, deposit, or other security was issued by the security provider. or made.

(2) Except as otherwise provided for motor carriers in R.S. 32:900(M), in addition, all such security providers shall notify the secretary when any policy, bond, deposit, or other item of security is terminated, withdrawn, canceled, lapsing, or otherwise made ineffective within fifteen business days of from the date notice of the security became becoming ineffective was issued by the security provider.

* * *

AMENDMENT NO. 4
On page 4, delete line 27, and in lieu thereof insert the following:
"B. Upon failure of a security provider to provide the secretary with the information required by this Section within the time limits set forth in this Section, the insurance company, sales representative or agent, state treasurer, or other provider shall pay a late fee of not more than fifty dollars per policy, bond, or deposit, or other security item concerning which information is not supplied. All fees collected under this Subsection shall be deposited in the Bond Security and Redemption Fund as provided in R.S. 32:853(B)(2)."

* * *

LEGISLATIVE BUREAU AMENDMENTS
Amendments proposed by Legislative Bureau to Engrossed House Bill No. 635 by Representative Thibaut

AMENDMENT NO. 1
In Senate Committee Amendment No. 2 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 635 and adopted by the Senate on June 9, 2011, on line 8, following "and" and before """" insert "(2)"

AMENDMENT NO. 2
In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 635 and adopted by the Senate on June 9, 2011, on line 10, change "line 20" to "lines 19 and 20"

AMENDMENT NO. 3
In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 635 and adopted by the Senate on June 9, 2011, on line 17, following "date" and before "notice" insert "that"

AMENDMENT NO. 4
In Senate Committee Amendment No. 3 proposed by the Senate Committee on Insurance to Reengrossed House Bill No. 635 and adopted by the Senate on June 9, 2011, on line 22, following "date" and before "notice" insert "that"

Rep. Thibaut moved that the amendments proposed by the Senate be concurred in.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Edwards Lopinto
Abramson Ellington Lorusso
Anders Fannin McVea
Armes Foil Monica
Arnold Franklin Montoucet
Aubert Gallot Moreno
Badon, A. Guerin Morris
Badon, B. Greene Norton
Baldone Guillory Nowlin
Barras Gunn Pearson
Barrow Hardy Ponti
Billiot Harrison Pope
Bishop Henry Pugh
Brossett Hensgens Richard
Burford Hill Richardson
Burns, T. Hoffmann Ritchie
Burns, T. Honore Robideaux
Burrell Howard Roy
Carmody Huval Schroeder
Carter Jackson, M. Seabaugh
Champagne Johnson Smiley
Chandler Jones, R. Smith, J.
Chaney Jones, S. Smith, P.
Connick Katz St. Germain
Cortez LaBranco Stiaes
Cromer LaFonta Talbot

* * *

980
The above bill was taken up with the amendments proposed by the Senate.

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 381 by Representative Greene

AMENDMENT NO. 1

On page 1, line 18, after "Subparagraph" and before the period "." insert the following:

"," provided that at least fifty percent of the employees holding new direct jobs accept the health care benefits offered"

AMENDMENT NO. 2

On page 2, line 4, after "six percent" and before the period "." insert the following:

"," provided that at least fifty percent of the employees holding new direct jobs accept the health care benefits offered"

AMENDMENT NO. 3

On page 2, line 15, after "offered" and before the period "." insert the following:

"," provided that at least fifty percent of the employees holding new direct jobs accept the health care benefits offered"

AMENDMENT NO. 4

On page 3, between lines 22 and 23, insert the following:

"(iii) That at least fifty percent of the employees holding new direct jobs have accepted the health care benefits offered."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 381 by Representative Greene

AMENDMENT NO. 1

On page 3, line 23, following "shall" and before "to" change "only be applicable" to "be applicable only"

Rep. Greene moved that the amendments proposed by the Senate be concurred in.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Ellington Lorusso
Abramson Fannin McVea
Anders Foil Monica
Armes Franklin Montoucet
Arnold Geymann Moreno
Aubert Geymann Morris
Badon, A. Gisclair Norton
Badon, B. Greene Nowlin
Barras Guillory Pearson
Barras Gunn Ponti
Barrow Hardy Pope
Billiot Harrison Pugh
The amendments proposed by the Senate were concurred in by the House.

**Suspension of the Rules**

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

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

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

**Regular Calendar**

**SENATE BILL NO. 1—**

BY SENATORS ADLEY, ALARO, BROOME, CHEEK, CROWE, DONAHUE, JACKSON, LAFEUR, LONG, MARIONNEAUX, MICHOT, MURRAY, THOMPSON AND WALSWORTH

AN ACT

To enact R.S. 29:26.1 and to repeal R.S. 22:941(A)(5), relative to death and disability benefits for Louisiana National Guardsmen activated by the governor or the president; to remove authority for certain lump sum payments of death and permanent disability benefits for Louisiana National Guardsmen activated by the governor or the President of the United States; to provide for an effective date; and to provide for related matters.

Read by title.

**Suspension of the Rules**

On motion of Rep. Lorusso, and under a suspension of the rules, consideration of the above bill was deferred at this time.
SENATE BILL NO. 52—
BY SENATORS ALARIO, AMEDEE AND THOMPSON
AN ACT
To amend and reenact R.S. 39:981(A)(3), (B), (C), and (D) and 98.3(A), all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; to provide for the uses of monies in the fund; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call


SENATE BILL NO. 53—
BY SENATORS ALARIO, AMEDEE AND THOMPSON
A JOINT RESOLUTION
Proposing to amend Article VII, Section 10.8(A)(1)(c), (A)(2), (3), and (4), and (C)(1) of the Constitution of Louisiana, all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

Motion

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

Notice of Intention to Call


SENATE BILL NO. 67—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 17:416(A)(1)(iii) and (v), (2)(a) and (b), (3)(a)(i), (vii) and (xvi), and (C)(1), and to enact R.S. 17:416(A)(1)(c)(viii), relative to the discipline of students; to provide for certain disciplinary actions; to provide for the discipline of public school students upon removal from a classroom; to provide for implementation of certain disciplinary measures; to provide for the adoption of certain guidelines for the use of in-school and out-of-school suspensions; to require city, parish and other local public school boards to adopt certain rules relative to suspensions; to provide relative to in-school and out-of-school suspensions for certain violations; to provide relative to expulsion hearings; to provide for definitions; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Austin Badon gave notice of his intention to call Senate Bill No. 67 from the calendar on Monday, June 20, 2011.

SENATE BILL NO. 69—
BY SENATOR NEVERS
AN ACT
To amend and reenact R.S. 17:3217.1(A) and to enact R.S. 17:3230, relative to establishing a monetary incentive program to promote purchases of Louisiana agricultural products; to authorize the development and establishment of the Louisiana Buy Local Purchase Incentive Program Fund within the state treasury; to authorize an incentive payment for certain purchases of Louisiana agricultural products by certain restaurant establishments; to provide for the administration of the incentive payment; to provide with respect to financing; to provide for definitions; to provide for certain requirements and termination of the program and fund; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Edwards gave notice of his intention to call Senate Bill No. 69 from the calendar on Monday, June 20, 2011.

SENATE BILL NO. 81—
BY SENATORS MILLIS, ALARIO, CHEEK, LAFLEUR, LONG, MICHOT, MURRAY AND NEVERS
AN ACT
To enact R.S. 3:266(23) and 284, relative to establishing a monetary incentive program to promote purchases of Louisiana agricultural products; to authorize the development and establishment of the Louisiana Buy Local Purchase Incentive Program Fund within the state treasury; to authorize an incentive payment for certain purchases of Louisiana agricultural products by certain restaurant establishments; to provide for the administration of the incentive payment; to provide with respect to financing; to provide for definitions; to provide for certain requirements and termination of the program and fund; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS
Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 81 by Senator Mills
AMENDMENT NO. 1
On page 4, line 17, change "four" to "ten"

Rep. Abramson moved the adoption of the amendments.

By a vote of 20 yeas and 72 nays, the amendments were rejected.


ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Foil McVea
Abramson Franklin Monica
Anders Gallot Montoucet
Arnold Guigmann Moreno
Aubert Greene Norton
Badon, A. Guindon
Badon, B. Guinn Pearson
Barras Hardy Ponti
Barrow Harrison Pope
Billiot Henry Pugh
Bishop Hensgens Richardson
Brossett Hill Ritchie
Burford Hoffmann Robert
Burns, H. Honore Robideaux
Burns, T. Howard Roy
Burrell Huval Schroder
Carmondy Jackson, M. Seabaugh
Carter Johnson Smiley
Champagne Jones, R. Smith, G.
Chandler Jones, S. Smith, J.
Chaney Katz St. Germain
Connick Kleckley Stiaes
Cortez LaBrutto Talbot
Cromer LaFonta Thibaut
Danahay LeBas White
Dixon Leger Williams
Downs Ligi Wilmott
Edwards Little Wooton
Ellington Lopinto
Fannin Lorusso
Total - 94

NAYS

Total - 0

ABSENT

Baldone Hines Simon
Dove Hutter Templet
Hazel Jackson, G. Thierry
Henderson Lambert
Total - 11

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 83—
BY SENATOR DONAHUE

AN ACT
To amend and reenact R.S. 39:1554(E) and to enact Part IV-A of Chapter 10 of Title 38 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 38:2271, and Subpart B-1 of Part III of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:1598.1, and R.S. 39:1661(D) and 1671(H), relative to purchasing by certain public entities; to authorize the use of reverse auctions by certain public entities for the purchase of certain materials, supplies, services, products, or equipment; to provide for public notice; to provide for an effective date; and to provide for related matters.

Read by title.

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

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Harrison gave notice of his intention to call Senate Bill No. 83 from the calendar on Monday, June 20, 2011.

SENATE BILL NO. 90—
BY SENATOR THOMPSON

AN ACT
To amend and reenact R.S. 3:1615(A)(3) and (B)(1) and to enact R.S. 3:1615(A)(4), relative to the Boll Weevil Eradication Fund; to provide relative to monies received from assessments; to transfer unexpended monies received from assessments to the Louisiana Agricultural Finance Authority; to provide relative to expenses of the program; and to provide for related matters.

Read by title.

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

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Ellington gave notice of his intention to call Senate Bill No. 90 from the calendar on Monday, June 20, 2011.

Notice of Intention to Call
Pursuant to House Rule No. 8.26(A), Rep. Greene gave notice of his intention to call Senate Bill No. 259 from the calendar on Monday, June 20, 2011.

SENATE BILL NO. 104—
BY SENATOR LAFLEUR

AN ACT
To enact R.S. 17:273.2, relative to the teaching of foreign languages in elementary and secondary schools; to provide with respect to a process to certify foreign language immersion education programs; to provide for minimum criteria; to provide for rules; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Montoucet moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

YEAS

Mr. Speaker Edwards Lopinto
Abramson Ellington Lorusso

Total - 94

ABSENT

Baldone Hines Simon
Dove Hutter Templet
Hazel Jackson, G. Thierry
Henderson Lambert
Total - 11
Anders Fannin McVea
Armes Foil Monica
Arnold Franklin Montoucet
Aubert Guilylori Ponti
Badon, A. Gisclair Moreno
Badon, B. Greene Norton
Baldone Geymann Nowlin
Barras Barras Hard
Barrow Barrow Harrison
Billiot Billiot Henry Richard
Bishop Bishop Hensgens Hill
Brossett Brossett Hensgens
Burford Burford Hill
Burns, H. Hoffmann Robideaux
Burns, T. Honore Schroder
Burrell Burrell Howard
Carmody Carmody Hual
Carter Carter Johnson
Champagne Champagner John
Chandler Chandler Jones, S.
Chaney Chaney Katz
Connick Connick Keckley
Cortez Cortez LaBruzoo
Cromer Cromer LaFonta
Danahay Danahay Landry
Dixon Dixon LeBas
Doerge Doerge Leger
Dove Dove Ligi
Downs Downs Little

Total - 92

YEAS
Mr. Speaker Ellington Little
Abramson Fannin Lopinto
Anders Foil Lorusso

Total - 93

NAYS
Armes Franklin McVea
Arnold Gallot McVea
Aubert Geymann Monica
Badon, A. Glisclair Norton
Badon, B. Greene Norton
Baldone Guilylori Nowlin
Barras Barras Ponti
Barrow Barrow Pope
Billiot Billiot Pugh
Bishop Bishop Hensgens
Brossett Brossett Richard
Burford Burford Hoffmann
Burns, H. Burns, T. Honore
Burns, T. Burns, T. Huval
Burrell Burrell Jackson, M.
Carmody Carmody Johnson
Carter Carter Johnson
Champagne Champagner John
Chaney Chaney Jones, S.
Connick Connick Keckley
Cortez Cortez LaBruzoo
Cromer Cromer LaFonta
Danahay Danahay Landry
Dixon Dixon LeBas
Doerge Doerge Leger
Dove Dove Ligi
Downs Downs Little

Total - 0

ABSENT
Guinn Jackson, G. Simon
Hazel Jackson, M. Templet
Henderson Lambert Thierry
Hines Pearson
Hutter Roy

Total - 13

The Chair declared the above bill was finally passed.

Rep. Montoucet 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.

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.

Rep. Edwards moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS
Mr. Speaker Ellington Little
Abramson Fannin Lopinto
Anders Foil Lorusso

Total - 92

NAYS
Armes Franklin McVea
Arnold Gallot McVea
Aubert Geymann Monica
Badon, A. Glisclair Norton
Badon, B. Greene Norton
Baldone Guilylori Nowlin
Barras Barras Ponti
Barrow Barrow Pope
Billiot Billiot Pugh
Bishop Bishop Hensgens
Brossett Brossett Richard
Burford Burford Hoffmann
Burns, H. Burns, T. Huval
Burns, T. Burns, T. Jackson, M.
Burrell Burrell Johnson
Carmody Carmody Johnson
Carter Carter Johnson
Champagne Champagner John
Chaney Chaney Jones, S.
Connick Connick Keckley
Cortez Cortez LaBruzoo
Cromer Cromer LaFonta
Danahay Danahay Landry
Dixon Dixon LeBas
Doerge Doerge Leger
Dove Dove Ligi
Downs Downs Little

Total - 0

ABSENT
Guinn Jackson, G. Simon
Hazel Jackson, M. Templet
Henderson Lambert Thierry
Hines Pearson
Hutter Roy

Total - 12

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Message from the Senate

HOUSE BILLS

June 19, 2011

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

I am directed to inform your honorable body that the Senate has finally passed the following House Bills:
House Bill No. 160
Returned without amendments

House Bill No. 207
Returned without amendments

House Bill No. 271
Returned with amendments

House Bill No. 342
Returned with amendments

House Bill No. 419
Returned with amendments

House Bill No. 449
Returned with amendments

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

Message from the Senate
SIGNED SENATE CONCURRENT RESOLUTIONS
June 19, 2011
To the Honorable Speaker and Members of the House of Representatives:

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

Senate Concurrent Resolution Nos. 76, 77, 78, 80, 81, 82, 83, 84, 85, and 86

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

Respectfully submitted,
GLENN A. KOEPP
Secretary of the Senate

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

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 113—
BY REPRESENTATIVE HARRISON
A RESOLUTION
To urge and request the State Board of Elementary and Secondary Education to study the feasibility and advisability of providing a salary supplement to certain public school educational diagnosticians who have acquired certification by the National Certification for Educational Diagnosticians Board.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice
June 19, 2011
To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Administration of Criminal Justice to submit the following report:

Senate Bill No. 271, by Marionneaux
Reported with amendments. (11-0) (Regular)

Senate Bill No. 272, by Morrell
Reported favorably. (10-1) (Regular)

ERNEST D. WOOTON
Chairman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau.

Privileged Report of the Legislative Bureau
June 19, 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. 196
Reported without amendments.

Senate Bill No. 265
Reported without amendments.

Senate Bill No. 270
Reported without amendments.

Senate Bill No. 271
Reported without amendments.
Senate Bill No. 272
Reported without amendments.

Respectfully submitted,
JEAN DOERGE
Chairman

Suspension of the Rules
On motion of Rep. Wooton, the rules were suspended in order
to take up and consider bills contained in the Bureau Report at this
time.

Senate Instruments on Second Reading
Returned from the Legislative Bureau

The following Senate Instruments on second reading, returned
from the Legislative Bureau, were taken up and acted upon as
follows:

SENATE BILL NO. 196—
BY SENATOR MARIONNEAUX
AN ACT
To amend and reenact R.S. 38:2251.2, relative to public contracts; to
provide a preference for steel pipe manufactured in this state; and
to provide for related matters.
Read by title.
Reported favorably by the Committee on Ways and Means.
Reported without amendments by the Legislative Bureau.
On motion of Rep. Greene, the bill was ordered passed to its
third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 265—
BY SENATOR RISER
AN ACT
To enact R.S. 22:832.1 and Chapter 55 of Title 51 of the Louisiana
Revised Statutes of 1950, to be comprised of R.S. 51: 3121
through 3133, relative to the Louisiana Entrepreneurial
Assistance and Development program (LEAD); to create the
program; to provide for a tax reduction for investors who make
investments of eligible capital under the program; to provide for
approval of LEAD funds by the department of economic
development and to establish criteria for such approval; to
provide for the recovery of certain administrative costs; to
provide criteria for issuers in which investments will be made; and
to provide for related matters.
Read by title.
Reported favorably by the Committee on Ways and Means.
Reported without amendments by the Legislative Bureau.
On motion of Rep. Greene, the bill was ordered passed to its
third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 270 (Substitute of Senate Bill No. 247 by
Senator Willard-Lewis)
—
BY SENATOR WILLARD-LEWIS
AN ACT
To amend and reenact R.S. 30:2531.1 (D), relative to offenses
affecting the public safety; to provide for statewide litter
reduction; to provide for criminal penalties; to provide for
exceptions; and to provide for related matters.
Read by title.
Reported favorably by the Committee on Natural Resources and
Environment.
Reported without amendments by the Legislative Bureau.
On motion of Rep. St. Germain, the bill was ordered passed to its
third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 271 (Substitute of Senate Bill No. 229 by
Senator Marionneaux) —
BY SENATORS MARIONNEAUX, ALARIO, CHEEK, DONAHUE, ERDEY,
JACKSON, LAFLEUR, LONG, MICHOT, MURRAY AND WALSWORTH
AN ACT
To enact R.S. 33:2201(B)(20), relative to law enforcement; to
include state employees engaged in an investigation, serving a
subpoena, or collecting evidence of a possible violation of state
law as law enforcement officers for whom certain benefits are
provided to surviving spouses and children in certain cases; 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 Engrossed Senate Bill No. 271 by Senator Marionneaux

AMENDMENT NO. 1
On page 1, line 3, change "a subpoena" to "an order of the court"

AMENDMENT NO. 2
On page 1, line 16, after "subpoenas," and before "or" insert
"warrants, pleadings, or other orders of the court,"
Reported without amendments by the Legislative Bureau.

On motion of Rep. Wooton, the amendments were adopted.
On motion of Rep. Wooton, the bill, as amended, was ordered
passed to its third reading.
Under the rules, placed on the regular calendar.

SENATE BILL NO. 272 (Substitute of Senate Bill No. 117 by
Senator Morrell) —
BY SENATOR MORRELL
AN ACT
To enact Children's Code Art. 884(D) relative to the delinquency of
a juvenile; to provide for adjudication orders, and to provide for
related matters.
Read by title.
Reported favorably by the Committee on Administration of
Criminal Justice.
Reported without amendments by the Legislative Bureau.
On motion of Rep. Wooton, the bill was ordered passed to its
third reading.
Under the rules, placed on the regular calendar.

Privileged Report of the Committee on Enrollment
June 19, 2011

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

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

The following House Resolutions have been properly enrolled:

HOUSE RESOLUTION NO. 104—
BY REPRESENTATIVE BARROW
A RESOLUTION
To commend the Louisiana Chapters of the Blue Star Mothers of America and American Gold Star Mothers for their sacrifice and continuous efforts to provide love and support to Louisiana soldiers and their families.

HOUSE RESOLUTION NO. 105—
BY REPRESENTATIVE BARROW
A RESOLUTION
To recognize June 14, 2011, as National Flag Day and June 14 through 20, 2011, as National Flag Week and to commend Louisiana citizens for their military service.

HOUSE RESOLUTION NO. 107—
BY REPRESENTATIVE GALLOT
A RESOLUTION
To commend Sherri McConnell for her tireless service to the state of Louisiana and for her dedicated and productive service with the Louisiana Department of Economic Development, office of entertainment.

HOUSE RESOLUTION NO. 109—
BY REPRESENTATIVE JOHNSON
A RESOLUTION
To commend the First Evening Star Baptist Church on its one hundred fiftieth anniversary.

HOUSE RESOLUTION NO. 110—
BY REPRESENTATIVES KATZ AND JOHNSON
A RESOLUTION
To urge and request the Department of Health and Hospitals to study the provisions of LAC 51:XXIII and any other rules or regulations, promulgated pursuant to R.S. 40:4(A)(1) as such provisions pertain to the preparation, packaging, and retail sale of cane syrup made by traditional cane syrup makers whose total annual sales do not exceed five thousand dollars and to report its findings to the House Committee on Health and Welfare.

Respectfully submitted,
JEAN DOERGE
Chair

The above House Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate 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 19, 2011

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 185—
BY REPRESENTATIVE ARNOLD
A CONCURRENT RESOLUTION
To commend the Society of Louisiana Certified Public Accountants upon its one hundredth anniversary.

HOUSE CONCURRENT RESOLUTION NO. 186—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To commend Anne Dale for her commitment to celebrating the natural resources of Louisiana.

HOUSE CONCURRENT RESOLUTION NO. 187—
BY REPRESENTATIVE TIM BURNS
A CONCURRENT RESOLUTION
To commend Kathryn James of Mandeville High School upon her selection as a representative of Louisiana at the Hugh O’Brian World Leadership Congress in Chicago, Illinois.

HOUSE CONCURRENT RESOLUTION NO. 188—
BY REPRESENTATIVE FOIL
A CONCURRENT RESOLUTION
To commend IBM upon its centennial anniversary celebration.

HOUSE CONCURRENT RESOLUTION NO. 189—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION
To commend the 2011 International Legislative Drafting Institute participants and to welcome them to the Louisiana State Capitol.

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 19, 2011

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

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

The following Joint Resolutions have been properly enrolled:

HOUSE BILL NO. 341—
BY REPRESENTATIVE HAZEL
A JOINT RESOLUTION
Proposing to add Article XII, Section 16 of the Constitution of Louisiana, relative to the Patient’s Compensation Fund; to authorize the legislature to create a private custodial fund; to provide relative to the assets and property of the fund; to provide for exemption from a guaranty fund; to provide for the
payment of legal obligations; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Respectfully submitted,
JEAN DOERGE
Chair

The above Joint Resolutions 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 Secretary of State in accordance with the rules of the House.

Privileged Report of the Committee on Enrollment
June 19, 2011
To the honorable Speaker and Members of the House of Representatives:

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

The following House Bills have been properly enrolled:

**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.

**HOUSE BILL NO. 110**
BY REPRESENTATIVE WOOTON
AN ACT
To enact R.S. 15:574.45, relative to probation and parole; to provide relative to the Interstate Compact for Adult Offender Supervision; to provide for fees; to provide for the use of the fees; to provide for rulemaking; and to provide for related matters.

**HOUSE BILL NO. 116**
BY REPRESENTATIVE STAES AND SENATOR GUILLORY
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 certain 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.

**HOUSE BILL NO. 122**
BY REPRESENTATIVE WOOTON
AN ACT
To enact Code of Criminal Procedure Article 875(A)(4), relative to sentencing; to provide relative to presentence investigations; to provide for fees; to provide for the use of the fees; and to provide for related matters.

**HOUSE BILL NO. 158**
BY REPRESENTATIVE ARNOLD
AN ACT
To enact R.S. 11:3363(H), relative to the Firefighters' Pension and Relief Fund in the city of New Orleans; to provide with respect to compliance of benefit payments with the Internal Revenue Code; and to provide for related matters.

**HOUSE BILL NO. 170**
BY REPRESENTATIVE GARY SMITH AND SENATOR WALSWORTH
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.

**HOUSE BILL NO. 205**
BY REPRESENTATIVE CROMER AND SENATOR CROWE
AN ACT
To amend and reenact Code of Civil Procedure Article 4847(A)(6), relative to certain limitations on city court jurisdiction; to provide with respect to jurisdiction over cases in which the state or a parish, municipal, or other political corporation is a defendant; to authorize the City Court of Slidell to have jurisdiction over certain petitions for nullity; and to provide for related matters.

**HOUSE BILL NO. 206**
BY REPRESENTATIVE CROMER
AN ACT
To amend and reenact R.S. 9:2792.8(A)(1), relative to limitations of liability; to provide relative to certain nonprofit organizations supervising or coordinating community service programs; to provide a limitation of liability for community service nonprofit organizations designated by city or municipal courts; and to provide for related matters.

**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.

**HOUSE BILL NO. 219**
BY REPRESENTATIVES SAM JONES, BARRAS, CHAMPAGNE, CORTEZ, GUILLORY, HARRISON, HAZEL, LAMBERT, LEBAS, LEGER, MCVEA, GARY SMITH, ST. GERMAIN, AND WILLIAMS AND SENATOR MILLS
AN ACT
To amend and reenact R.S. 30:2000.12(C), relative to the Atchafalaya Basin Conservation Fund; to provide for funds to purchase, from willing sellers, land in the Atchafalaya Basin; and to provide for related matters.

**HOUSE BILL NO. 255**
BY REPRESENTATIVE BURRELL AND SENATOR JACKSON
AN ACT
To amend and reenact R.S. 46:2138 and Children's Code Article 1566, relative to domestic abuse assistance; to provide for petitions for protective orders; to authorize clerical assistance by domestic violence advocates; to provide for definitions; and to provide for related matters.

**HOUSE BILL NO. 263**
BY REPRESENTATIVE CHANDLER
AN ACT
To amend and reenact R.S. 37:2554(B)(2), relative to shorthand reporters; to extend the date for compliance with certain certification requirements; to remove certain parish courts from the certification exemption; and to provide for related matters.

**HOUSE BILL NO. 287**
BY REPRESENTATIVE HAZEL
AN ACT
To amend and reenact R.S. 40:1299.44(A)(1), relative to the Patient's Compensation Fund; to provide for a private custodial fund; to provide for the classification of assets; to exempt participation in certain funds; and to provide for related matters.
HOUSE BILL NO. 304—
BY REPRESENTATIVES PEARSON, TIM BURNS, AND SCHRODER AND SENATORS CROWE, DONAHUE, AND NEVERS
AN ACT
To enact R.S. 15:1093.2, 1093.3, and 1093.4, relative to regional juvenile facilities; to provide relative to financial audits of regional juvenile facility districts; to require regional juvenile facility districts to provide annual sworn financial statements; to provide relative to reporting by the legislative auditor; to provide relative to the composition of the board of commissioners and board of directors of regional juvenile districts; to provide for training; and to provide for related matters.

HOUSE BILL NO. 352—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 11:2258(B)(2)(d), relative to the time parole supervision date; and to provide for related matters.

HOUSE BILL NO. 401—
BY REPRESENTATIVES HUTTER, DOERGE, ROSALIND JONES, AND PATRICIA SMITH AND SENATORS BROOME, DORSEY, GUILLODY, MILLS, AND PERRY
AN ACT
To amend and reenact R.S. 14:35.3(C), (D)(introductory paragraph) and (1), and (K), relative to domestic abuse battery; to increase penalties for first and second offenses of domestic abuse battery; and to provide for related matters.

HOUSE BILL NO. 414—
BY REPRESENTATIVES LOPINTO AND MORENO AND SENATOR JACKSON
AN ACT
To amend and reenact Code of Criminal Procedure Articles 880 and 892(B)(1)(introductory paragraph) and (c) and R.S. 15:571.3(A)(1), (B)(1)(a), (2), and (3), and (C), 571.4, 571.5(A), 574.9(E), 828(B), and 833.1(E), to enact R.S. 15:571.3(B)(4), and to repeal Code of Criminal Procedure Article 890.1 and R.S. 15:571.6 and 571.8, relative to diminution of sentence and parole eligibility; to provide for the receipt of credit for prior custody; to provide for inclusion of the Uniform Sentencing Commitment Order in documents accompanying post-sentence sheriff's statement; to provide with respect to the earning of diminution of sentence for certain offenses; to provide for the reorganization of certain provisions of law regarding diminution of sentence; to provide for applicability; to authorize diminution of sentence for certain offenses; to provide for the forfeiture of earned credits toward the reduction of the projected good time parole supervision date; to provide for the forfeiture of credit for time served in actual custody; to provide for the earning of additional credits toward the reduction of the projected good time parole supervision date; and to provide for related matters.

HOUSE BILL NO. 435—
BY REPRESENTATIVE PEARSON AND SENATOR GAUTREAUX
AN ACT
To amend and reenact R.S. 40:1299.28 and to enact R.S. 40:1299.27.1, relative to lead-free pipes, fittings, fixtures, solder, or flux; to provide for the use, introduction into commerce, and sale of certain pipes, fittings, fixtures, solder, or flux; to require for exclusions; to provide for labeling; to provide for definitions; to provide for the authority of the Department of Health and Hospitals; to provide for enforcement; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 495—
BY REPRESENTATIVE PEARSON AND SENATOR GAUTREAUX
AN ACT
To amend and reenact R.S. 11:102(B)(1) and to enact R.S. 11:102(D), relative to certain state retirement systems; to provide relative to employer contributions; to provide for direct appropriation of certain amortization payments; to provide for an effective date; and to provide for related matters.

HOUSE BILL NO. 497—
BY REPRESENTATIVE WOOTON
AN ACT
To amend and reenact R.S. 14:66, relative to the crime of extortion; and to provide for related matters.

HOUSE BILL NO. 573—
BY REPRESENTATIVES WILLMOTT, ABRAMSON, BALDONE, BILLIOT, CHANEY, GUINN, HARDY, HINES, LABRIZOZU, LOPINTO, LORUSSO, GARY SMITH, AND TEMPLET
AN ACT
To enact R.S. 39:1595.7, relative to procurement; to provide for a preference for the purchase of items manufactured in the United States; 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.

Leave of Absence
Rep. Lambert - 1 day

Adjournment
On motion of Rep. Billiot, at 7:50 P.M., the House agreed to adjourn until Monday, June 20, 2011, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Monday, June 20, 2011.

ALFRED W. SPEER
Clerk of the House