

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

**THIRTY-THIRD DAY'S PROCEEDINGS**

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

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Monday, June 20, 2011

The House of Representatives was called to order at 9:00 A.M. by the Honorable Joel Robideaux, Speaker Pro Tempore of the House of Representatives.

**Morning Hour**

**ROLL CALL**

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

**PRESENT**

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

Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Total - 102		

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

**Prayer**

Prayer was offered by Dr. David Hankins, Executive Director of the Louisiana Baptist Convention.

**Pledge of Allegiance**

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

**Reading of the Journal**

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

On motion of Rep. Brossett, the Journal of June 19, 2011, was adopted.

**Petitions, Memorials, and  
Communications**

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

**Message from the Senate**

**HOUSE BILLS**

June 20, 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. 1  
Returned with amendments

House Bill No. 491  
Returned without amendments

House Bill No. 504  
Returned with amendments

House Bill No. 513  
Returned with amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 275: Reps. Bishop, Kleckley, and Franklin.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 291: Reps. Lambert, Dove, and Leger.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 459: Reps. Abramson, Dove, and Moreno.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 462: Reps. McVea, Kleckley, and Anders.

**Conference Committee Appointment**

The Speaker appointed the following conferees on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 553: Reps. Foil, Rosalind Jones, and Lorusso.

**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. 114—  
BY REPRESENTATIVE ARNOLD**

**A RESOLUTION**

To express the condolences of the House of Representatives upon the death of Odessa Mitchell Lewis Wheeler.

Read by title.

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

**House and House Concurrent Resolutions  
Lying Over**

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

**HOUSE CONCURRENT RESOLUTION NO. 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.

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

**Suspension of the Rules**

On motion of Rep. Moreno, 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. 250—**

BY REPRESENTATIVE MORRIS

**AN ACT**

To amend and reenact R.S. 36:501(C)(1), 502(A) and (B), 508(A), 508.1(A), (B), (E), and (F) and to repeal R.S. 36:508.3, relative to the Department of Transportation and Development; to rename the office of planning and programming within the Department of Transportation and Development; to eliminate the office of public works and intermodal transportation within the Department of Transportation and Development; to reassign duties of offices within the Department of Transportation and Development; 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 Broome to Engrossed House Bill No. 250 by Representative Morris

AMENDMENT NO. 1

On page 1, line 3, between "(F)" and "and" insert ", to enact R.S. 36:509(I) and Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, composed of R.S. 40:600.81,"

AMENDMENT NO. 2

On page 1, line 8, between "Development;" and "and" insert "to create and provide for the Housing and Transportation Planning and Coordinating Commission;"

AMENDMENT NO. 3

On page 1, line 11, between "reenacted" and "to" insert "and R.S. 36:509(I) is hereby enacted"

AMENDMENT NO. 4

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

"§509. Transfer of agencies to Department of Transportation and Development

\* \* \*

I. The Housing and Transportation Planning and Coordinating Commission (R.S. 40:600.81) is placed within the Department of Transportation and Development and shall perform and exercise its powers, duties, functions, and responsibilities in the manner provided for agencies transferred in accordance with the provisions of R.S. 36:801.

\* \* \*"

Section 2. Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950, consisting of R.S. 40:600.81, is hereby enacted to read as follows:

CHAPTER 3-G. HOUSING AND TRANSPORTATION  
PLANNING  
AND COORDINATING COMMISSION

§600.81. Housing and transportation coordination

A. The Housing and Transportation Planning and Coordination Commission is hereby established as an advisory committee within

the Department of Transportation and Development. The primary purpose of the commission shall be to advise the department and the office of community development in the division of administration in coordinating the integration of planning and spending by local governments, parish governing authorities, redevelopment authorities, and the department on housing and transportation needs. The commission shall recommend multiple modes of transportation and multiple types of housing developments to be planned so as to provide planned recreational growth, more fully integrated and livable communities, and effective spending of public funds for the betterment of life for Louisiana citizens.

B. The commission shall be comprised of the following members:

(1) The secretary of the Department of Transportation and Development, or his designee.

(2) The secretary of the Department of Children and Family Services, or her designee.

(3) The executive director of the office of community development, or his designee.

(4) One member appointed by the commissioner of administration to represent the office of facility planning and control.

(5) The president of the Louisiana Housing Alliance, or his designee.

(6) One member appointed by the National Association of Regional Councils from their Louisiana chapter.

(7) One member appointed by the Louisiana chapter of the Association of Metropolitan Planning Organizations.

(8) One member appointed by the National Association of Housing and Redevelopment Organization from their Louisiana Chapter.

(9) One member appointed by the Center for Planning Excellence.

(10) Two members of nonprofit housing development organizations appointed by the office of community development.

(11) One member appointed by the Louisiana Housing Council.

(12) One member appointed by the Policy Jury Association of Louisiana.

(13) One member appointed by the Louisiana Municipal Association.

(14) One member appointed by the Louisiana chapter of the American Planning Association.

C. Appointed members of the commission shall serve at the pleasure of the appointing authority.

D. A vacancy in the office of a member shall be filled in the same manner as the original appointment.

E. The commission shall elect a chairman and such other officers as it deems necessary from among its members.

F. Member of the commission shall not receive any salary or reimbursement of expenses for performing their duties as members other than compensation or reimbursement provided by their individual employers.

G. The commission shall create a statewide housing plan for state agencies and conduct a parish-by-parish assessment of housing. The assessment shall be conducted once every five years and the statewide housing plan shall be updated based on the most recent assessment. All parish governing authorities, local governments, and redevelopment authorities shall cooperate with the commission.

(1) The assessments shall document the overall supply of housing including single-family, multi-family, special needs, and institutional housing; conditions of the housing stock; housing cost burden in each parish; and access to transit and job centers in each parish or metropolitan planning area.

(2) As part of its assessment, the commission shall hold not fewer than three public hearings in each region of the state to provide for citizens participation in the development of the plan. In each region, each such hearing shall be held at a different time of day and on a different day of the week from the other meetings in that region in order to maximize the opportunity for citizen participation. Members of the commission shall be invited guests to the public hearings.

(3) The commission, at regular intervals and in public meetings, shall update the department and the office of community development on the progress of the development of the statewide housing plan and maintenance thereof or any updates thereto. The commission shall also submit the developed plan, or once the plan is developed any recommended updates to such plan, to the department and the office of community development for approval, approval with comments, or rejection at a schedule determined by the department or the office of community development. Any plan or update which is rejected by the department or the office of community development shall not be incorporated into the statewide housing plan.

H. The commission shall advise and provide recommendations to the department and the office of community development in the following areas:

(1) Planning and housing regions of the state.

(2) Public and alternative transportation needs. Such recommendation may include alternative modes of transportation including public transit, bus rapid transit, and rail and bicycle paths.

(3) Estimates on low and moderate income housing needs.

(4) Criteria and guidelines for parishes and municipalities to determine and address their local affordable housing needs, to promote consistency and uniformity in the information obtained and reported.

(5) Criteria and guidelines for parish, municipalities, and redevelopment authorities, and metropolitan planning organizations to coordinate and address local and regional transportation needs, to promote consistency and uniformity in the information obtained and reported.

(6) Schedule and establish criteria to review housing and transportation plans for parishes and municipalities, and provide technical assistance to those parishes and municipalities unable to develop plans consistent with the established criteria and guidelines to determine consistency with established criteria and guidelines to address local affordable housing and transportation needs.

I. The commission shall be staffed by the staff of the department and the office of community development."

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Fannin	McVea
Anders	Franklin	Monica
Arnold	Gallot	Montoucet
Badon, A.	Geymann	Moreno
Badon, B.	Gisclair	Morris
Baldone	Guillory	Norton
Barras	Guinn	Nowlin
Barrow	Harrison	Pearson
Billiot	Henry	Pope
Bishop	Hensgens	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burns, H.	Hoffmann	Ritchie
Burns, T.	Honore	Robideaux
Burrell	Howard	Seabaugh
Carmody	Huval	Simon
Champagne	Jackson, G.	Smith, G.
Chandler	Jones, R.	Smith, J.
Chaney	Katz	Smith, P.
Connick	Kleckley	St. Germain
Cortez	LaBruzzo	Stiaes
Cromer	LaFonta	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thierry
Dove	Ligi	White
Downs	Little	Williams
Ellington	Lorusso	Wooton
Total - 81		

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Hardy	Leger
Armes	Hazel	Lopinto
Aubert	Henderson	Ponti
Carter	Hutter	Roy
Danahay	Jackson, M.	Schroder
Edwards	Johnson	Smiley
Foil	Jones, S.	Thibaut
Greene	Lambert	Willmott
Total - 24		

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

**HOUSE BILL NO. 282—**

BY REPRESENTATIVE ELLINGTON AND SENATORS ALARIO, AMEDEE, LAFLEUR, LONG, MCPHERSON, MICHOT, RISER, SMITH, THOMPSON, AND WALSWORTH

**AN ACT**

To amend and reenact Section 3 of Act No. 345 of the 2005 Regular Session of the Legislature, relative to sales and use taxes; to provide relative to the state sales and use tax exclusion for certain alternative substances used as fuel by manufacturers; to extend the effectiveness of the exclusion; 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 Revenue and Fiscal Affairs to Engrossed House Bill No. 282 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 5, after "exclusion" insert "under certain conditions"

AMENDMENT NO. 2

On page 1, line 10, after "Section 3." insert "A."

AMENDMENT NO. 3

On page 1, line 11, after "2006," delete "and"

AMENDMENT NO. 4

On page 1, line 12, after "2015" delete the period "." and insert:

" but shall not continue to be effective if the secretary of the Department of Revenue does not receive the certification of revenue neutrality provided for in Subsection (B) of this Section before September 1, 2011.

B.(1) The provisions of R.S. 47:301(10)(z) and (18)(l) as enacted by this Act 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 exemptions provided for in this Act have achieved revenue neutrality.

(2) "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 benefit provided to taxpayers pursuant to the provisions of this Act are offset by the economic impact on the state because of the tax benefits provided by the exemptions."

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Adley to Engrossed House Bill No. 282 by Representative Ellington

AMENDMENT NO. 1

Delete Senate committee amendments Nos. 1 through 4, proposed by the Senate Committee on Revenue and Fiscal Affairs and adopted by the Senate on June 7, 2011.

**SENATE FLOOR AMENDMENTS**

Amendments proposed by Senator Alario to Engrossed House Bill No. 282 by Representative Ellington

AMENDMENT NO. 1

On page 1, line 3, after "Legislature" insert "and to enact R.S.47:305.66 and 337.9(D) (31)"

AMENDMENT NO. 2

On page 1, line 5, after "exclusion;" insert "to provide for an exemption from the sale and use tax of the state and its political subdivisions for sales of certain property to the Fore:Kids Foundation."

AMENDMENT NO. 3

On page 1, between lines 12 and 13, insert:

"Section 2. R.S. 47:305.66 and 337.9(D)(31) are hereby enacted to read as follows:

§305.66. Exemption; Fore!Kids Foundation

The sales and use tax imposed by the state of Louisiana or any political subdivisions shall not apply to the purchase, use, or rental of materials, services, property, and supplies, by the Fore!Kids Foundation, whose primary purpose is to fund children's service organizations from monies raised from golfing events.

\* \* \*

§337.9. Exemptions applicable to local tax in Chapters 2, 2-A, and 2-B; other exemptions applicable

\* \* \*

D.

\* \* \*

(31) R.S. 47:305.66, "keywords": Fore!Kids Foundation.

\* \* \*

AMENDMENT NO. 4

On page 1, line 13, change "Section 2." to "Section 3."

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	Ellington	Monica
Anders	Fannin	Moreno
Arnold	Franklin	Morris
Badon, A.	Gallot	Norton
Badon, B.	Gisclair	Nowlin
Baldone	Guillory	Pope
Barras	Guinn	Pugh
Barrow	Hardy	Richard
Billiot	Harrison	Richardson
Bishop	Henry	Ritchie
Brossett	Hensgens	Robideaux
Burford	Hill	Seabaugh
Burns, H.	Hines	Simon
Burns, T.	Hoffmann	Smiley
Burrell	Howard	Smith, G.
Carmody	Huval	Smith, J.
Champagne	Jackson, G.	Smith, P.
Chandler	Jackson, M.	St. Germain
Chaney	Jones, R.	Stiaes
Connick	LaBruzzo	Talbot
Cortez	LaFonta	Templet
Cromer	Landry	Thierry
Danahay	LeBas	White
Dixon	Ligi	Williams
Doerge	Little	Wooton
Dove	Lorusso	
Edwards	McVea	
Total - 79		

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Henderson	Lopinto
Armes	Honore	Montoucet

Aubert	Hutter	Pearson
Carter	Johnson	Ponti
Downs	Jones, S.	Roy
Foil	Katz	Schroder
Geymann	Kleckley	Thibaut
Greene	Lambert	Willmott
Hazel	Leger	
Total - 26		

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

**HOUSE BILL NO. 34—**

BY REPRESENTATIVE BROSSETT  
AN ACT

To enact R.S. 29:726.3, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to provide for the development, operation, and maintenance of a critical incident planning and mapping system; to provide for responsibilities of the Governor's Office of Homeland Security and Emergency Preparedness; to require that certain entities provide critical information to be included in the system; 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 FLOOR AMENDMENTS**

Amendments proposed by Senator Murray to Engrossed House Bill No. 34 by Representative Brossett

AMENDMENT NO. 1

On page 2, delete lines 6 through 8 and insert

"the superintendent of each local school district, and the Recovery School District, shall provide available information for public buildings located in this state to the Governor's Office of Homeland Security and Emergency Preparedness for inclusion in the system. The available information should include the following critical information for public buildings located in this state:"

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Franklin	McVea
Anders	Gallot	Monica
Arnold	Geymann	Montoucet
Badon, A.	Gisclair	Moreno
Badon, B.	Guillory	Norton
Baldone	Guinn	Nowlin
Barras	Hardy	Pearson
Barrow	Harrison	Pope
Billiot	Henry	Pugh
Bishop	Hensgens	Richard
Brossett	Hill	Richardson
Burford	Hines	Ritchie
Burns, H.	Hoffmann	Robideaux
Burns, T.	Honore	Schroder
Burrell	Howard	Seabaugh
Carmody	Huval	Simon

Champagne	Jackson, G.	Smiley
Chandler	Jackson, M.	Smith, G.
Chaney	Jones, R.	Smith, J.
Connick	Jones, S.	Smith, P.
Cortez	Kleckley	St. Germain
Cromer	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thierry
Dove	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Wooton
Fannin	Lorusso	
Total - 86		

NAYS

Total - 0

ABSENT

Mr. Speaker	Hazel	Morris
Armes	Henderson	Ponti
Aubert	Hutter	Roy
Carter	Johnson	Thibaut
Downs	Katz	Willmott
Foil	Lambert	
Greene	Lopinto	
Total - 19		

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

**Suspension of the Rules**

On motion of Rep. Edwards, 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, ALARIO, BROOME, CHEEK, CROWE, DONAHUE, JACKSON, LAFLEUR, 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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lorusso to Reengrossed Senate Bill No. 1 by Senator Adley

AMENDMENT NO. 1

Delete House Committee Amendments No. 1 through 5 proposed by the House Committee on Judiciary and adopted by the House of Representatives on June 7, 2011.

AMENDMENT NO. 2

On page 1, line 2, after "To" and before "enact" insert "amend and reenact R.S. 23:1211, to"

AMENDMENT NO. 3

On page 1, line 4, after the semicolon ";" delete the remainder of the line and delete lines 5 and 6 in their entirety and insert the following:

"to provide for death benefits; to provide for disability benefits; to provide definitions; to provide for eligibility of benefits; to provide for exceptions; to provide for rulemaking; and"

AMENDMENT NO. 4

On page 1, between lines 8 and 9, insert the following:

"Section 1. R.S. 23:1211 is hereby amended and reenacted to read as follows:

§1211. Special compensation benefits for injury or death of member of national guard

A. Except as provided by ~~R.S. 22:941~~ R.S. 29:26.1, every member of the national guard who is accidentally injured, or his dependents if he is accidentally killed, while on active duty during a state of emergency declared by the governor and for the duration of such emergency as declared by the governor, shall be compensated by the state in accordance with the workers' compensation law, including but not limited to such medical, surgical, and hospital services and medicines and such disability and death benefits as are authorized by the workers' compensation law.

B. Except as provided by ~~R.S. 22:941~~ R.S. 29:26.1, no compensation shall be paid unless the injury or death arose out of and in the course of service while on active duty during a state of emergency declared by the governor and only for the duration thereof and for no other kind of service whatsoever. Before any claim is certified for payment, proof that the applicant is entitled to payment shall be made in accordance with regulations prescribed by the adjutant general. The amount payable as compensation may be commuted to a lump-sum settlement by agreement of the parties. In computing the weekly benefit hereunder, either the weekly wages from the member's principal civilian employment or his weekly military wages, whichever is larger, will be used. Otherwise, the provisions of the workers' compensation law apply.

C. Except as provided in Subsection B of this Section and ~~R.S. 22:941~~ R.S. 29:26.1, the provisions of this Section and of no other law shall govern the compensation benefits payable to members of the national guard."

AMENDMENT NO. 5

On page 1, line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 1, delete lines 11 through 17 in their entirety

AMENDMENT NO. 7

On page 2, delete lines 1 through 29 in their entirety

AMENDMENT NO. 8

On page 3, delete lines 1 through 29 in their entirety

AMENDMENT NO. 9

On page 4, delete lines 1 through 29 in their entirety

AMENDMENT NO. 10

On page 5, delete lines 1 through 20 in their entirety and insert the following:

"A. For purposes of this Section, the following definitions shall apply:

(1) "Beneficiary" means the person designated by the guardsman on the DD Form 93 who receives the death benefit from the United States Department of Defense pursuant to 10 U.S.C. 1475, unless otherwise designated by the guardsman in a Death Benefit Beneficiary Designation form pursuant to administrative rule.

(2) "Federal active duty" means the period of time in which the president of the United States orders a guardsman to federal active duty pursuant to 10 U.S.C. 12301, 12302, or 12303 or 32 U.S.C. 502(f)(2)(A).

(3) "Guardsman" means an officer or enlisted member of the Louisiana National Guard.

(4) "Qualifying disability" means a one hundred percent permanent total disability rating, or a permanent and total unemployability disability rating as determined by the United States Department of Veterans Affairs and certified by the secretary of the Louisiana Department of Veterans Affairs, or his designee, in a final adjudication of the initial rating decision, or as determined or certified by the proper state entity that adjudicates such claims for guardsmen in accordance with worker's compensation laws of this state.

(5) "State active duty" means the period of time in which the governor of this state orders a guardsman to active duty pursuant to R.S. 29:7.

B.(1)(a) The beneficiary of a guardsman who is killed or has otherwise died in the line of duty while on state or federal active duty shall be entitled to benefits in the amount of two hundred fifty thousand dollars.

(b) A guardsman who has a qualifying disability due to injuries suffered in the line of duty while on state or federal active duty shall be entitled to benefits in the amount of one hundred thousand dollars.

(2) No guardsman shall be eligible to receive benefits pursuant to the provisions of this Section if any of the following occur:

(a) An investigation determines that a guardsman who is injured, killed, or has otherwise died was not in the line of duty at the time of death or injury.

(b) The guardsman is injured, killed, or has otherwise died while in any training status pursuant to Title 29 of the Louisiana Revised Statutes of 1950 or Title 32 of the United States Code, except training pursuant to 32 U.S.C. 502(f)(2)(A).

C. Claims for benefits pursuant to the provisions of this Section shall be submitted in accordance with procedures established by administrative rule.

D. Eligibility determinations pursuant to the provisions of this Section shall be made as follows:

(1) Eligibility for death benefits shall be determined by the adjutant general or his designee.

(2) Eligibility for disability benefits shall be determined by the secretary of the Louisiana Department of Veterans Affairs.

E. The Military Department shall adopt rules in accordance with the Administrative Procedure Act to implement to the provisions of this Section."

AMENDMENT NO. 11

On page 5, line 21, change "Section 2." to "Section 3."

AMENDMENT NO. 12

On page 5, line 23, change "Section 3." to "Section 4."

AMENDMENT NO. 13

On page 5, line 26, change "Section 4." to "Section 5." and after "repealed" and before the period "." insert "in its entirety"

AMENDMENT NO. 14

On page 5, line 27, change "Section 5." to "Section 6."

Rep. Lorusso moved the adoption of the amendments.

Rep. Edwards objected.

By a vote of 45 yeas and 48 nays, the amendments were rejected.

Rep. Edwards moved the final passage of the bill.

**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	Guillory	Norton
Badon, A.	Guinn	Nowlin
Badon, B.	Hardy	Pearson
Baldone	Harrison	Ponti
Barras	Hazel	Pope
Barrow	Henry	Pugh
Billiot	Hensgens	Richard
Bishop	Hill	Richardson
Brossett	Hoffmann	Ritchie
Burford	Honore	Robideaux
Burns, H.	Howard	Roy
Burns, T.	Hutter	Schroder
Burrell	Huval	Seabaugh
Carmody	Jackson, G.	Simon
Carter	Jackson, M.	Smiley
Champagne	Johnson	Smith, G.
Chandler	Jones, R.	Smith, J.
Chaney	Jones, S.	Smith, P.
Connick	Katz	St. Germain
Cortez	Kleckley	Stias
Cromer	LaBruzzo	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Thibaut
Doerge	Landry	Thierry
Dove	LeBas	White
Downs	Leger	Williams
Edwards	Ligi	Wooton
Ellington	Little	
Fannin	Lorusso	
Total - 100		

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33rd Day's Proceedings - June 20, 2011

NAYS

Total - 0

ABSENT

Greene                      Hines                      Willmott  
Henderson                  Lopinto

Total - 5

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.

**SENATE BILL NO. 113—**  
BY SENATORS CROWE, ADLEY, ALARIO, APPEL, BROOME, CLAITOR, DONAHUE, DORSEY, ERDEY, GAUTREAU, GUILLORY, HEITMEIER, JACKSON, LONG, MARTINY, MICHOT, MILLS, MOUNT, MURRAY, NEVERS, PERRY, QUINN, SHAW, SMITH, THOMPSON, WALSWORTH AND WILLARD-LEWIS

A JOINT RESOLUTION

Proposing to amend Article VII, Section 10(F)(2)(a) and (b) and to add Article VII, Section 10(F)(4)(g) of the Constitution of Louisiana, relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to prohibit the limited redirection and transfer of certain funds; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 113 by Senator Crowe

AMENDMENT NO. 1

On page 3, delete line 29 in its entirety and on page 4, delete lines 1 through 16 in their entirety and insert the following:

"To provide that when there is a decrease in recurring federal financial participation in state assistance expenditures for nondiscretionary state general fund expenditures, the legislature may make adjustments of up to five percent of appropriations or allocations from the state general fund and dedicated funds during a fiscal year, and may make adjustments in an amount not to exceed five percent of the monies appropriated or allocated from any funds, to be available for appropriation in the next fiscal year for purposes other than as specified by law or the constitution to avoid a budget deficit; to prohibit adjustments of allocations and appropriations from the Medicaid Trust Fund for the Elderly. (Amends Article VII, Section 10(F)(2)(a) and (b) and adds Article VII, Section 10(F)(4(g))"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Barrow                      Dixon                      Stiaes  
Burrell                      Hardy  
Cortez                      Ponti

Total - 7

NAYS

Mr. Speaker                  Gallot                      Little  
Abramson                      Geymann                  Lopinto  
Anders                      Gisclair                      Lorusso  
Armes                      Greene                      McVea  
Aubert                      Guillory                      Monica  
Badon, A.                      Guinn                      Montoucet  
Badon, B.                      Harrison                      Moreno  
Baldone                      Hazel                      Morris  
Barras                      Henry                      Norton  
Billiot                      Hensgens                  Nowlin  
Bishop                      Hill                      Pearson  
Brossett                      Hines                      Pope  
Burford                      Hoffmann                  Pugh  
Burns, H.                      Honore                      Richard  
Burns, T.                      Howard                      Richardson  
Carmody                      Hutter                      Ritchie  
Champagne                      Huval                      Robideaux  
Chandler                      Jackson, G.                  Seabaugh  
Chaney                      Jackson, M.                  Simon  
Connick                      Johnson                      Smiley  
Cromer                      Jones, R.                      Smith, G.  
Danahay                      Jones, S.                      Smith, J.  
Doerge                      Katz                      Smith, P.  
Dove                      Kleckley                      St. Germain  
Downs                      LaBruzzo                      Talbot  
Edwards                      Landry                      Templet  
Fannin                      LeBas                      Thibaut  
Foil                      Leger                      Wooton  
Franklin                      Ligi

Total - 86

ABSENT

Arnold                      LaFonta                      Thierry  
Carter                      Lambert                      White  
Ellington                      Roy                      Williams  
Henderson                      Schroder                      Willmott

Total - 12

The Chair declared the above bill failed to pass.

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

**SENATE BILL NO. 114—**  
BY SENATORS CROWE, ADLEY, ALARIO, APPEL, BROOME, CLAITOR, DONAHUE, DORSEY, ERDEY, GAUTREAU, GUILLORY, HEITMEIER, JACKSON, LONG, MARTINY, MICHOT, MILLS, MOUNT, MURRAY, NEVERS, PERRY, QUINN, SHAW, SMITH, THOMPSON, WALSWORTH AND WILLARD-LEWIS

AN ACT

To amend and reenact R.S. 39:2(11.1), the introductory paragraph of R.S. 39:75(C), and the introductory paragraph of 75(E) and to enact R.S. 39:2(40.1) and 75(F), relative to the expenditure of state funds; to authorize the limited redirection and transfer of funds supporting appropriations or allocations from the state general fund and dedicated funds, including those constitutionally protected or mandated, to be used for other nonmandatory purposes under certain circumstances; to define recurring federal financial participation for certain circumstances; to define projected deficit for certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.



**Motion**

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

**SENATE BILL NO. 142—**  
BY SENATOR QUINN

AN ACT

To amend and reenact R.S. 17:3983(A)(4)(d), relative to charter schools; to provide relative to the chartering process; to provide relative to the withdrawal, revision and resubmission of a charter proposal; and to provide for related matters.

Read by title.

Rep. Austin Badon moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Gallot	McVea
Anders	Geymann	Monica
Aubert	Gisclair	Montoucet
Badon, A.	Greene	Moreno
Badon, B.	Guillory	Morris
Baldone	Hardy	Norton
Barras	Hazel	Nowlin
Barrow	Henry	Pearson
Bishop	Hines	Ponti
Brossett	Hoffmann	Pugh
Burford	Honore	Richard
Burns, H.	Howard	Ritchie
Burns, T.	Hutter	Robideaux
Burrell	Huval	Roy
Carmody	Jackson, G.	Schroder
Carter	Jackson, M.	Seabaugh
Chandler	Johnson	Simon
Chaney	Jones, R.	Smiley
Connick	Jones, S.	Smith, G.
Cortez	Katz	Smith, J.
Cromer	Kleckley	Smith, P.
Danahay	LaBruzzo	St. Germain
Dixon	LaFonta	Stiaes
Dove	Landry	Talbot
Downs	LeBas	Templet
Edwards	Leger	Thibaut
Ellington	Ligi	White
Fannin	Little	Williams
Foil	Lopinto	Willmott
Franklin	Lorusso	Wooton
Total - 90		

NAYS

Champagne	Harrison	Pope
Doerge	Hensgens	Richardson
Guinn	Hill	
Total - 8		

ABSENT

Mr. Speaker	Billiot	Thierry
Armes	Henderson	
Arnold	Lambert	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Austin Badon 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. Tucker, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

**SENATE BILL NO. 170—**  
BY SENATOR CHAISSON

AN ACT

To enact R.S. 24:35 and to repeal R.S. 24:35.1, relative to legislative redistricting; to provide for the redistricting of the Senate of the Legislature of Louisiana; to provide for effective dates; and to provide for related matters.

Read by title.

Rep. Tucker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lopinto
Abramson	Geymann	Lorusso
Anders	Greene	McVea
Armes	Guillory	Monica
Badon, B.	Guinn	Montoucet
Barras	Harrison	Moreno
Billiot	Hazel	Morris
Burford	Henry	Nowlin
Burns, H.	Hensgens	Ponti
Burns, T.	Hill	Pope
Carmody	Hines	Pugh
Carter	Hoffmann	Richardson
Champagne	Howard	Ritchie
Chandler	Hutter	Robideaux
Chaney	Huval	Seabaugh
Connick	Johnson	Simon
Cortez	Jones, S.	Smiley
Cromer	Katz	Smith, G.
Danahay	Kleckley	Smith, J.
Doerge	LaBruzzo	St. Germain
Dove	Landry	Talbot
Downs	LeBas	Templet
Edwards	Leger	Thibaut
Ellington	Ligi	White
Fannin	Little	Willmott
Total - 75		

NAYS

Aubert	Franklin	Norton
Badon, A.	Gallot	Richard
Baldone	Hardy	Smith, P.
Barrow	Honore	Stiaes
Bishop	Jackson, G.	Williams
Brossett	Jackson, M.	Wooton
Burrell	Jones, R.	
Dixon	LaFonta	
Total - 22		

ABSENT

Arnold	Lambert	Schroder
Gisclair	Pearson	Thierry
Henderson	Roy	
Total - 8		

The Chair declared the above bill was finally passed.

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

**Consent to Correct a Vote Record**

Rep. Seabaugh requested the House consent to record his vote on final passage of Senate Bill No. 170 as yea, which consent was unanimously granted.

**SENATE BILL NO. 147—**

BY SENATOR CHAISSON

**A JOINT RESOLUTION**

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

Read by title.

Rep. Tucker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Lambert	Monica	Thierry
Total - 3		

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

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

**SENATE BILL NO. 171—**

BY SENATOR CHAISSON

**AN ACT**

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

Read by title.

Rep. Tucker moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Guinn	Lambert	Thierry
Total - 3		

The Chair declared the above bill was finally passed.

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

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

AN ACT

To enact Part XL-A of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.8.1 through 1300.8.2, relative to a scholarship or loan program for certain students who enroll in certain out-of-state medical education programs which are not offered in the state; to provide for the creation and uses of a medical and Allied Health Professional Education Scholarship and Loan Fund; to provide for administration of the fund; to provide for qualifications and requirements of the applicants for the scholarship or loan; to provide for rules and regulations; and to provide for related matters.

Read by title.

Rep. Katz moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

NAYS

Total - 0

ABSENT

Mr. Speaker	LaFonta	Richard
Geymann	Lambert	Roy

Hardy	LeBas	Thierry
Total - 9		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 181—**  
BY SENATOR THOMPSON

AN ACT

To enact R.S. 32:402(C)(4), relative to motor vehicles; to provide licensing exception to certain operators of a mobile command post vehicle; and to provide for related matters.

Read by title.

Rep. White moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Foil	Lorusso
Anders	Franklin	McVea
Armes	Gallot	Monica
Arnold	Geymann	Montoucet
Aubert	Gisclair	Moreno
Badon, A.	Guillory	Morris
Badon, B.	Guinn	Norton
Baldone	Hardy	Nowlin
Barras	Harrison	Pearson
Barrow	Hazel	Ponti
Billiot	Henderson	Pope
Bishop	Henry	Pugh
Brossett	Hensgens	Richard
Burford	Hill	Richardson
Burns, H.	Hines	Ritchie
Burns, T.	Hoffmann	Robideaux
Burrell	Honore	Roy
Carmody	Howard	Schroder
Carter	Hutter	Seabaugh
Champagne	Huval	Simon
Chandler	Jackson, G.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	Smith, P.
Cromer	Katz	St. Germain
Danahay	Kleckley	Stiaes
Dixon	LaBruzzo	Talbot
Doerge	LaFonta	Templet
Dove	Landry	Thibaut
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Total - 99		

NAYS

Total - 0

ABSENT

Mr. Speaker	Jackson, M.	LeBas
Greene	Lambert	Thierry
Total - 6		

The Chair declared the above bill was finally passed.

Rep. White 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. 195—**  
BY SENATOR JACKSON

AN ACT

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

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Total - 0

ABSENT

Mr. Speaker	Greene	Richard
Burford	Lambert	Thierry
Franklin	Nowlin	
Total - 8		

The Chair declared the above bill was finally passed.

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

**Consent to Correct a Vote Record**

Rep. Dixon requested the House consent to record his vote on final passage of Senate Bill No. 195 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Johnson requested the House consent to record his vote on final passage of Senate Bill No. 195 as yea, which consent was unanimously granted.

**SENATE BILL NO. 203—**

BY SENATORS PETERSON, DORSEY, ERDEY, JACKSON, MARIONNEAUX, MORRELL, RISER, SHAW AND WILLARD-LEWIS

AN ACT

To enact Subpart BB of Part I of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.96, relative to state individual income tax return checkoffs for certain donations; to provide for a method for individuals to donate a portion of any refund due to them to the Louisiana Food Bank Association; to provide for the disposition of such donated monies; to establish the Louisiana Food Bank Association Fund as a special escrow fund in the state treasury; to provide for the administration and use of monies in the fund; to authorize the treasurer to make certain deposits into the fund; to provide for an effective date; and to provide for related matters

Read by title.

**Motion**

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

**SENATE BILL NO. 207—**

BY SENATOR MOUNT

AN ACT

To enact Part XLII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.21 through 1300.23, relative to Medicaid; to require the Department of Health and Hospitals to submit an annual report to the legislature on the Coordinated Care Network Medicaid initiative; to provide for termination of legislative authority; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Katz to Reengrossed Senate Bill No. 207 by Senator Mount

AMENDMENT NO. 1

On page 5, line 16, after "40:1300.22," and before "the Joint Legislative" delete "either"

AMENDMENT NO. 2

On page 5, line 17, after "Budget" and before "the House" change "or" to "and"

AMENDMENT NO. 3

On page 5, line 21, after "adopted by" and before "a majority" delete "either"

AMENDMENT NO. 4

On page 5, line 22, after "Budget" and before "a majority" change "or" to "and"

Rep. Katz moved the adoption of the amendments.

Rep. Geymann objected.

By a vote of 37 yeas and 63 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Geymann to Reengrossed Senate Bill No. 207 by Senator Mount

AMENDMENT NO. 1

On page 5, delete lines 14 through 26 in their entirety and insert the following:

"§1300.23. Sunset

All authority for that portion of the Louisiana Medical Assistance Program which is administered by a coordinated care program, or meets the definition of managed care pursuant to federal law or regulation, excluding those portions which provide for behavioral health services, shall hereby terminate on December 31, 2014. After that date, the department shall administer the services encompassed by the portion terminated herein according to rules and regulations promulgated prior to the establishment of the coordinated care program within the Louisiana Medical Assistance Program."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gallot	Monica
Abramson	Geymann	Montoucet
Anders	Gisclair	Moreno
Arnold	Guillory	Morris
Aubert	Guinn	Norton
Badon, A.	Hardy	Nowlin
Badon, B.	Harrison	Pearson
Baldone	Hazel	Ponti
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hensgens	Richard
Bishop	Hill	Richardson
Brossett	Hines	Ritchie
Burford	Hoffmann	Robideaux
Burns, H.	Honore	Roy
Burns, T.	Howard	Schroder
Burrell	Hutter	Seabaugh
Carmody	Huval	Simon

Carter	Jackson, G.	Smiley
Champagne	Jackson, M.	Smith, G.
Chandler	Johnson	Smith, J.
Chaney	Jones, R.	Smith, P.
Connick	Jones, S.	St. Germain
Cortez	Kleckley	Stiaes
Danahay	LaBruzzo	Talbot
Dixon	LaFonta	Templet
Doerge	Landry	Thibaut
Dove	LeBas	Thierry
Downs	Leger	White
Edwards	Ligi	Williams
Ellington	Little	Willmott
Fannin	Lopinto	Wooton
Foil	Lorusso	
Franklin	McVea	
Total - 100		

NAYS

Total - 0

ABSENT

Armes	Greene	Lambert
Cromer	Katz	
Total - 5		

The Chair declared the above bill was finally passed.

Rep. Geymann 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. 216—**

BY SENATOR MORRELL

AN ACT

To enact R.S. 17:1990(I), relative to the Recovery School District; to provide for the creation of a community outreach plan for schools within the district; to provide for the submission of such plan to the State Board of Elementary and Secondary Education and the appropriate legislative committees; and to provide for related matters.

Read by title.

Rep. Brossett moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Gallot	Lorusso
Anders	Gisclair	McVea
Arnold	Guillory	Monica
Aubert	Guinn	Montoucet
Badon, A.	Hardy	Moreno
Badon, B.	Harrison	Norton
Baldone	Hazel	Pearson
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hensgens	Pugh
Brossett	Hill	Richard
Burns, H.	Hines	Richardson
Burrell	Hoffmann	Robideaux
Carmody	Honore	Schroder
Carter	Howard	Seabaugh
Champagne	Hutter	Simon
Chandler	Huval	Smiley
Chaney	Jackson, G.	Smith, G.

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Connick	Jackson, M.	Smith, J.
Cortez	Johnson	Smith, P.
Danahay	Jones, R.	St. Germain
Dixon	Jones, S.	Stiaes
Doerge	Katz	Talbot
Dove	LaBruzzo	Templet
Downs	LaFonta	Thibaut
Edwards	Landry	Thierry
Ellington	LeBas	White
Fannin	Ligi	Williams
Foil	Little	Willmott
Franklin	Lopinto	Wooton
Total - 90		

NAYS

Total - 0

ABSENT

Mr. Speaker	Cromer	Leger
Armes	Geymann	Morris
Bishop	Greene	Nowlin
Burford	Kleckley	Ritchie
Burns, T.	Lambert	Roy
Total - 15		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 242—  
BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 14:141 and R.S. 39:126 and 1767, and R.S. 48:251.8, to enact R.S. 38:2192 and 2222 and R.S. 39:1557.1, and to repeal R.S. 38:2196.1, R.S. 39:200(N) and 1493.1, and Part X of Chapter 17 of Subtitle III of Title 39 of the Louisiana Revised Statutes of 1950, consisting of R.S. 39:1758, relative to public contracts; to provide for prohibited splitting of profits, fees, and commissions; to provide with respect to recordation of certain change orders, amendments, or other revisions to public contracts; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ligi to Engrossed Senate Bill No. 242 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, change "39:126 and 1767," to "39:1767"

AMENDMENT NO. 2

On page 3, line 22, change "39:126 and 1767 are" to "39:1767 is"

AMENDMENT NO. 3

On page 3, delete lines 24 through 29 in their entirety and on page 4, delete lines 1 through 14 in their entirety

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gallot	Moreno
Anders	Geymann	Norton
Arnold	Gisclair	Nowlin
Aubert	Guillory	Pearson
Badon, A.	Guinn	Ponti
Badon, B.	Hardy	Pope
Baldone	Harrison	Pugh
Barras	Henderson	Richard
Barrow	Henry	Richardson
Billiot	Hensgens	Ritchie
Brossett	Hill	Robideaux
Burford	Hines	Roy
Burns, T.	Hoffmann	Schroder
Burrell	Honore	Seabaugh
Carmody	Howard	Simon
Carter	Huval	Smiley
Champagne	Jackson, G.	Smith, G.
Chandler	Jackson, M.	Smith, J.
Chaney	Johnson	Smith, P.
Connick	Jones, S.	St. Germain
Cortez	Katz	Stiaes
Cromer	LaBruzzo	Talbot
Danahay	LaFonta	Templet
Dixon	Landry	Thibaut
Doerge	LeBas	Thierry
Dove	Ligi	White
Downs	Little	Williams
Ellington	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	McVea	
Franklin	Monica	
Total - 91		

NAYS

Total - 0

ABSENT

Mr. Speaker	Greene	Lambert
Armes	Hazel	Leger
Bishop	Hutter	Montoucet
Burns, H.	Jones, R.	Morris
Edwards	Kleckley	
Total - 14		

The Chair declared the above bill was finally passed.

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

Consent to Correct a Vote Record

Rep. Cortez requested the House consent to record his vote on final passage of Senate Bill No. 242 as yea, which consent was unanimously granted.

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

AN ACT

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

for the definition of the practice of mental health counseling; to provide for the definition of serious mental illness; to provide for the requirements of a licensed professional counselor; and to provide for related matters.

Read by title.

Rep. Abramson moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Gisclair	Montoucet
Anders	Guillory	Moreno
Armes	Guinn	Morris
Arnold	Hardy	Norton
Aubert	Hazel	Nowlin
Badon, A.	Henderson	Pearson
Badon, B.	Henry	Ponti
Baldone	Hensgens	Pope
Barras	Hill	Pugh
Barrow	Hines	Richard
Billiot	Hoffmann	Richardson
Brossett	Honore	Ritchie
Burford	Howard	Robideaux
Burns, T.	Hutter	Roy
Burrell	Huval	Schroder
Carmody	Jackson, G.	Seabaugh
Carter	Jackson, M.	Simon
Champagne	Johnson	Smiley
Chandler	Jones, R.	Smith, G.
Chaney	Jones, S.	Smith, J.
Connick	Katz	Smith, P.
Cortez	Kleckley	St. Germain
Danahay	LaBruzzo	Stiaes
Dixon	LaFonta	Talbot
Doerge	Landry	Templet
Dove	LeBas	Thibaut
Downs	Ligi	Thierry
Fannin	Little	White
Foil	Lopinto	Williams
Franklin	Lorusso	Willmott
Gallot	McVea	Wooton
Geymann	Monica	
Total - 95		

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Edwards	Lambert
Bishop	Ellington	Leger
Burns, H.	Greene	
Cromer	Harrison	
Total - 10		

The Chair declared the above bill was finally passed.

Rep. Abramson 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. 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.

Rep. Armes moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Gallot	Lorusso
Anders	Geymann	McVea
Armes	Gisclair	Monica
Arnold	Guillory	Moreno
Aubert	Guinn	Morris
Badon, A.	Hardy	Norton
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Ponti
Barrow	Henderson	Pope
Bishop	Hensgens	Pugh
Brossett	Hill	Richard
Burford	Hines	Richardson
Burrell	Hoffmann	Ritchie
Carmody	Honore	Robideaux
Carter	Howard	Seabaugh
Chandler	Hutter	Simon
Chaney	Huval	Smith, G.
Connick	Jackson, G.	Smith, P.
Cortez	Jackson, M.	St. Germain
Danahay	Johnson	Stiaes
Dixon	Jones, R.	Talbot
Doerge	Jones, S.	Templet
Dove	Katz	Thibaut
Downs	LaBruzzo	Thierry
Edwards	LaFonta	White
Ellington	LeBas	Williams
Fannin	Ligi	Willmott
Foil	Little	Wooton
Franklin	Lopinto	
Total - 86		

**NAYS**

Burns, T.	Pearson
Landry	Schroder
Total - 4	

**ABSENT**

Mr. Speaker	Cromer	Leger
Barras	Greene	Montoucet
Billiot	Henry	Roy
Burns, H.	Kleckley	Smiley
Champagne	Lambert	Smith, J.
Total - 15		

The Chair declared the above bill was finally passed.

Rep. Armes 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.

**Speaker Tucker in the Chair**

**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 fingerprints with the alcohol permit applicant's application; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed Senate Bill No. 115 by Senator Walsworth

AMENDMENT NO. 1

In Amendment No. 5 proposed by the House Committee on Judiciary and adopted by the House on June 19, 2011, on page 3, delete line 56 in its entirety and insert the following in lieu thereof:

"Section 2. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval."

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

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

- Ellington, Leger, Willmott, Fannin, Ligi, Total - 95

NAYS

- Katz, Roy, Wooton, Montoucet, Simon, Total - 5

ABSENT

- Bishop, Huval, Nowlin, Cromer, Lambert, Total - 5

The Chair declared the above bill was finally passed.

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

Consent to Correct a Vote Record

Rep. Ponti requested the House consent to record his vote on final passage fo Senate Bill No. 115 as yea, which consent was unanimously granted.

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.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson 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 and adopted by the House on June 19, 2011, on page 1, line 14, after "vacant" change "for any reason" to "by death, resignation, retirement, or removal"

AMENDMENT NO. 2

On page 1, line 2, change "Section 1" to "Section 19(A) of Act No. 621 of the 2006 Regular Session of the Legislature as amended and reenacted by Section 1"

AMENDMENT NO. 3

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

AMENDMENT NO. 4

On page 3, line 23, after "Section 2." and before "Section 1." insert "Section 19(A) of Act No. 621 of the 2006 Regular Session of the Legislature, as amended and reenacted by"



**AMENDMENT NO. 5**

On page 3, at the end of line 23, add a comma ","

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Bishop	Edwards	Norton
Cromer	Greene	Ponti
Danahay	Lambert	
Total - 8		

The Chair declared the above bill was finally passed.

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

**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.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Sam Jones to Engrossed Senate Bill No. 196 by Senator Marionneaux

**AMENDMENT NO. 1**

On page 1, at the end of line 14 after the period "." insert the following: "The manufacturer of steel rolled or steel pipe manufactured in this state submitting a bid within ten percent of the lowest bid must agree to sell at the same price as the lowest bid or forfeit his bid. In the case where there is more than one in-state bidder within ten percent of the lowest bid, the in-state bidder offering the lowest bid is entitled to accept the price of the lowest bid. If the lowest in-state bidder within ten percent of the lowest bid declines to accept the price of the lowest bid, the next lowest in-state bidder within ten percent shall have the option."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

**NAYS**

Total - 0

**ABSENT**

Barras	Fannin	Lambert
Cromer	Jones, R.	Smiley
Doerge	LaFonta	
Total - 8		

The Chair declared the above bill was finally passed.

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

**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.

Rep. Ellington moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Mr. Speaker	Hill	Lambert
Cromer	Jones, R.	Robideaux

Edwards	Katz	White
Guinn	LaFonta	
Total - 11		

The Chair declared the above bill was finally passed.

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

**Consent to Correct a Vote Record**

Rep. Billiot requested the House consent to record his vote on final passage of Senate Bill No. 265 as yea, which consent was unanimously granted.

**Speaker Pro Tempore Robideaux in the Chair**

**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 relative to employees; to provide for effectiveness; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tucker to Re-Reengrossed Senate Bill No. 266 by Senator Appel

AMENDMENT NO. 1

On page 1, line 2, change "17:3230" to "17:3230 and Part III-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3241"

AMENDMENT NO. 2

On page 1, line 12, change "17:3230 is" to "17:3230 and Part III-A of Chapter 26 of Title 17 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 17:3241, are"

AMENDMENT NO. 3

On page 3, line 15, after "System," delete the remainder of the line and delete lines 16-20 in their entirety.

AMENDMENT NO. 4

Delete Amendment Nos. 5 and 6 proposed by the House Committee on Education and adopted by the House on June 19, 2011.

AMENDMENT NO. 5

On page 5, line 6, after "System," delete the remainder of the line and delete lines 7 though 19 in their entirety and insert the following:

"Such funding and resources shall not impact the Board of Regents' formula for the equitable distribution of funds to institutions of postsecondary education.

G.(1) The University of New Orleans, pursuant to their agreement with the University of New Orleans Foundation, shall reimburse the state for the purchase of available insurance for indemnification and costs which may arise from the transfer; provided however, that the state of Louisiana shall indemnify and hold harmless the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College and the Board of Supervisors for the University of Louisiana System for any liability and costs which may result from the transfer of existing contracts, financing, or immovable property.

(2) Effective beginning with the 2011-2012 Fiscal Year, any and all funds previously paid by the University of New Orleans to the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College shall be paid instead to the Board of Supervisors for the University of Louisiana System; however, the total amount of such payments shall not be less than that paid during the 2010-2011 Fiscal Year."

AMENDMENT NO. 6

On page 5, at the beginning of line 20, change "G." to "H."

AMENDMENT NO. 7

On page 5, between lines 22 and 23, insert the following:

\* \* \*

PART III-A. POSTSECONDARY EDUCATION DELIVERY  
SYSTEM FOR  
THE NEW ORLEANS REGION

§3241. Legislative intent; goals

A. It is the intent of the legislature that a comprehensive, integrated regional delivery system be provided for the delivery of public postsecondary education services in the New Orleans region which system will:

(1) Provide a world class educational environment that will meet the academic needs and interests of every student, while providing each student with the support, assistance, and guidance necessary to attain his or her educational goals and aspirations.

(2) Ensure that students who are academically unprepared are provided the educational resources they need to have a reasonable chance for success in their academic pursuits.

(3) Raise the educational attainment of the population, improve the quality of life, and contribute to the economic well being of the New Orleans region.

(4) Make optimal use of facilities, faculties, and other academic and fiscal resources associated with the public postsecondary institutions in the region.

B. The legislature finds that these goals will best be accomplished through the following actions:

(1) The Board of Regents shall adopt by not later than February 1, 2012, a written plan of action including timelines, deadlines, requirements, and procedures for achieving the goals specified in Subsection A of this Section as such goals relate to the powers, duties, functions, and responsibilities of the board provided by Article VIII, Section 5, of the Constitution of Louisiana and other

applicable law. The board shall submit copies of the adopted action plan to the House Committee on Education and the Senate Committee on Education.

(2) The Board of Supervisors of Southern University and Agricultural and Mechanical College, the Board of Supervisors for the University of Louisiana System, and the Board of Supervisors of Community and Technical Colleges each shall adopt by not later than February 1, 2012, a written plan of action including timelines, deadlines, requirements, and procedures for achieving the goals specified in Subsection A of this Section as they relate to the powers, duties, functions, and responsibilities of the boards provided by Article VIII, Section 5(E), of the Constitution of Louisiana and other applicable law. Each board also shall submit copies of its adopted action plan to the House Committee on Education and the Senate Committee on Education."

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 101

NAYS

Total - 0

ABSENT

Cromer	Lambert
LaFonta	Roy
Total - 4	

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

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

**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.

**Motion**

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

**Speaker Tucker in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Seabaugh to Reengrossed Senate Bill No. 270 by Senator Willard-Lewis

AMENDMENT NO. 1

On page 2, on line 16, between "it was" and the period "." delete "stolen" and insert "not owned by the offender"

AMENDMENT NO. 2

On page 2, line 23, after "the" and before "vehicle," delete "stolen"

**Motion**

Rep. Lopinto moved the bill be indefinitely postponed.

Rep. St. Germain objected.

By a vote of 48 yeas and 47 nays, the House agreed to indefinitely postpone the bill.

**Consent to Correct a Vote Record**

Rep. Girod Jackson requested the House consent to correct his vote to indefinitely postpone Senate Bill No. 270 from yea to nay, which consent was unanimously granted.

**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.

Rep. Pope moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Franklin	Monica
Abramson	Gallot	Montoucet
Anders	Geymann	Moreno
Armes	Gisclair	Morris
Arnold	Greene	Norton
Aubert	Guillory	Nowlin
Badon, A.	Guinn	Pearson
Badon, B.	Hardy	Ponti
Baldone	Harrison	Pope
Barras	Hazel	Pugh
Barrow	Henderson	Richard
Billiot	Henry	Richardson
Bishop	Hensgens	Ritchie
Brossett	Hill	Robideaux
Burford	Hines	Roy
Burns, H.	Hoffmann	Schroder
Burns, T.	Honore	Seabaugh
Burrell	Howard	Simon
Carmody	Huval	Smiley
Carter	Johnson	Smith, G.
Champagne	Jones, R.	Smith, J.
Chandler	Jones, S.	Smith, P.
Chaney	Katz	St. Germain
Connick	Kleckley	Stiaes
Cortez	LaBruzzo	Talbot
Danahay	LaFonta	Templet
Dixon	Lambert	Thibaut
Doerge	Landry	Thierry
Dove	Leger	White
Downs	Ligi	Williams
Edwards	Little	Willmott
Ellington	Lopinto	Wooton
Fannin	Lorusso	
Foil	McVea	
Total - 100		

**NAYS**

Total - 0

**ABSENT**

Cromer	Jackson, G.	LeBas
Hutter	Jackson, M.	
Total - 5		

The Chair declared the above bill was finally passed.

Rep. Pope 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. 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.

Rep. Leger moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Carmody	Honore	Kleckley
Cromer	Hutter	Morris
Gallot	Jackson, M.	
Hardy	Jones, R.	

Total - 10

The Chair declared the above bill was finally passed.

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

**Suspension of the Rules**

Rep. Morris moved to suspend the rules to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments.

Rep. Barrow objected.

By a vote of 68 yeas and 23 nays, the rules were suspended.

**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:

**Motion**

Rep. Morris moved to reconsider the vote by which the amendments proposed by the Senate to House Bill No. 250 were concurred in.

Rep. Barrow objected.

By a vote of 82 yeas and 18 nays, the House agreed to reconsider the vote by which the amendments proposed by the Senate were concurred in.

**HOUSE BILL NO. 250—**  
BY REPRESENTATIVE MORRIS

AN ACT

To amend and reenact R.S. 36:501(C)(1), 502(A) and (B), 508(A), 508.1(A), (B), (E), and (F) and to repeal R.S. 36:508.3, relative to the Department of Transportation and Development; to rename the office of planning and programming within the Department of Transportation and Development; to eliminate the office of public works and intermodal transportation within the Department of Transportation and Development; to reassign duties of offices within the Department of Transportation and Development; and to provide for related matters.

Read by title.

**Motion**

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

**Suspension of the Rules**

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

**House and House Concurrent Resolutions Lying Over**

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

**Motion**

On motion of Rep. LaBruzzo, the Committee on Health and Welfare was discharged from further consideration of House Resolution No. 82.

**HOUSE RESOLUTION NO. 82—**  
BY REPRESENTATIVE LABRUZZO

A RESOLUTION

To urge and request the Louisiana Legislative Auditor to investigate the partnership between the Louisiana Department of Children and Family Services and the Louisiana Association of Child Care Resource and Referral Agencies in the implementation of accreditation, training, wage-setting, and incentivizing of benefits for the purpose of embedding a public union or partnership of child care providers within state government to be accomplished in conjunction with the National Women's Law Center, the National Association for the Education of Young Children, and the Service Employees International Union in Louisiana, a right-to-work state.

Read by title.

Rep. LaBruzzo moved to suspend the rules to pass the resolution to its third reading.

Rep. Rosalind Jones objected.

By a vote of 58 yeas and 34 nays, the House refused to suspend the rules.

**Recess**

On motion of Rep. Downs, the Speaker declared the House at recess until 1:30 P.M.

**After Recess**

Speaker Tucker called the House to order at 1:50 P.M.

**ROLL CALL**

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

**PRESENT**

Mr. Speaker	Foil	McVea
Abramson	Geymann	Monica
Anders	Gisclair	Montoucet
Armes	Guillory	Moreno
Arnold	Hardy	Morris
Badon, B.	Harrison	Norton
Barras	Henderson	Nowlin
Barrow	Henry	Pope
Bishop	Hensgens	Richard
Brossett	Hill	Richardson
Burford	Honore	Ritchie
Burns, H.	Howard	Roy
Burns, T.	Huval	Seabaugh
Burrell	Jackson, G.	Smiley
Carmody	Jackson, M.	Smith, G.
Carter	Jones, S.	Smith, J.
Champagne	Katz	Smith, P.
Chandler	Kleckley	St. Germain
Cornick	LaBruzzo	Stiaes
Danahay	LaFonta	Talbot
Dixon	Lambert	Templet
Doerge	Landry	Thibaut
Dove	LeBas	Thierry
Edwards	Little	White
Ellington	Lopinto	Williams
Fannin	Lorusso	Wooton
Total - 78		

The Speaker announced that there were 78 members present and a quorum.

**House Business Resumed**

**Suspension of the Rules**

On motion of Rep. Arnold, 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**

**Acting Speaker Arnold in the Chair**

**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.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 40:600.4(E)" delete the comma "," and delete "600.64(C)."

AMENDMENT NO. 2

On page 1, line 14, after "R.S. 40:600.4(E)" delete the comma "," and delete "600.64(C)."

AMENDMENT NO. 3

On page 2, delete lines 2 through 16, and insert in lieu thereof the following:

"E. The board of commissioners of the Louisiana Housing Finance Agency is hereby abolished at midnight on December 31, 2011. The powers, duties, functions, and responsibilities of the board of commissioners shall be assumed by the governing board of the Louisiana Housing Corporation created pursuant to Chapter 3-G of Title 40 of the Louisiana Revised Statutes of 1950. Effective January 1, 2012, the Louisiana Housing Finance Agency shall be a subsidiary

of the Louisiana Housing Corporation pursuant to R.S. 40:600.91(A)(25)(c), and shall terminate at midnight on June 30, 2012."

#### AMENDMENT NO. 4

On page 2, delete lines 18 through 29

#### AMENDMENT NO. 5

On page 3, line 8, change "§12130 et seq." to "§12131 et seq." and at the end of the line insert "the Fair Housing Act, 42 U.S.C.A. §3601 et seq., and Section 504 of the Rehabilitation Act, 29 U.S.C.A. §794."

#### AMENDMENT NO. 6

On page 3, line 18, change "§12130 et seq." to "§12131 et seq." and before "be" insert "the Fair Housing Act, 42 U.S.C.A. §3601 et seq., and Section 504 of the Rehabilitation Act, 29 U.S.C.A. §794."

#### AMENDMENT NO. 7

On page 5, delete lines 4 through 7 and insert in lieu thereof

"(2) "Bonds" shall have the same meaning as "Securities" in R.S. 39:1421(1)."

#### AMENDMENT NO. 8

On page 5, delete lines 27 through 29, and on page 6, delete lines 1 through 3, and insert in lieu thereof the following:

"(8) "Persons or families of low or moderate income" means the income of an individual or household as a percentage of the Area Median Income as established by the United States Department of Housing and Urban Development (HUD) as adjusted from time to time. HUD defines Low Income as any individual or household earning less than 50% of the Area Median Income. HUD defines moderate income as any individual or household earning between 50% and 80% of the Area Median Income."

#### AMENDMENT NO. 9

On page 6, line 7, change "§12130 et seq." to "§12131 et seq."

#### AMENDMENT NO. 10

On page 6, delete line 20, and insert "referred to in this Chapter as the "corporation", shall be an"

#### AMENDMENT NO. 11

On page 6, line 26, after "(2)", change "Eight" to "Six".

#### AMENDMENT NO. 12

On page 7, at the beginning of line 2, after "(i)" and before "or", delete "Commercial banking" and insert "Banking"

#### AMENDMENT NO. 13

On page 7, delete lines 9 through 11 and insert in lieu thereof

"(c) Not more than one member appointed pursuant to this Paragraph shall be a resident of a single congressional district."

#### AMENDMENT NO. 14

On page 7, line 14, after "The" and before "members" change "eight" to "six"

#### AMENDMENT NO. 15

On page 7, line 17, after "(3)", change "Two" to "Four"

#### AMENDMENT NO. 16

On page 7, delete lines 18 through 20 and insert the following:

"(a) Two persons appointed by the president of the Senate, one of whom shall be appointed from a parish having a population of less than seventy-five thousand persons according to the latest federal decennial census or a municipality having a population less than fifteen thousand persons according to the latest federal decennial census. The two members appointed pursuant to this Subparagraph shall serve at the pleasure of the president of the Senate.

(b) Two persons appointed by the speaker of the House of Representatives, one of whom shall be appointed from a parish having a population of less than seventy-five thousand persons according to the latest federal decennial census or a municipality having a population less than fifteen thousand persons according to the latest federal decennial census. The two members appointed pursuant to this Subparagraph shall serve at the pleasure of the speaker of the House of Representatives."

#### AMENDMENT NO. 17

On page 7, line 22, after "directors," and before "a replacement" insert "by death, resignation, removal, or otherwise,"

#### AMENDMENT NO. 18

On page 7, line 23, after "and" insert a comma "," and "if appointed by the governor,"

#### AMENDMENT NO. 19

On page 7, line 25, between "Each" and "member" insert "appointed"

#### AMENDMENT NO. 20

On page 7, at the end of line 25, delete "until the" and on line 26, delete "member resigns or is removed from office or"

#### AMENDMENT NO. 21

On page 7, line 28, after "(2)" and before "Any" insert "(a)"

#### AMENDMENT NO. 22

On page 7, between lines 28 and 29, insert the following:

"(b) Notwithstanding the provisions of Subparagraph (a) of this Paragraph, no member appointed by the governor shall serve more than three consecutive terms. Any such member who serves three consecutive terms shall be eligible for reappointment no earlier than one year after leaving office."

#### AMENDMENT NO. 23

On page 8, line 8, after "Board members" and before "shall" insert "appointed by the governor"

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## AMENDMENT NO. 24

On page 8, line 9, after "Section." and before "shall" change "Four" to "Two"

## AMENDMENT NO. 25

On page 8, line 9, after "each." and before "shall" change "four" to "two"

## AMENDMENT NO. 26

On page 8, line 10, after "each, and" and before "shall", change "three" to "two"

## AMENDMENT NO. 27

On page 8, delete lines 16 and 17 in their entirety and insert in lieu thereof the following:

"D. (1) Each member of the board of directors shall file financial disclosure statements pursuant to R.S. 42:1124.2.1.

(2) The executive director shall file financial disclosure statements pursuant to R.S. 42:1124.2.

(3) If the state treasurer does not appoint a designee but serves as a member, he shall not file the disclosure statement required by this Subsection but rather shall file disclosure statements as otherwise required by law for the state treasurer."

## AMENDMENT NO. 28

On page 8, delete lines 21 through 26 in their entirety and insert in lieu thereof the following:

"(a) The board of directors of the corporation shall appoint an executive director of the corporation subject to confirmation by the Senate. Any person appointed shall meet all the requirements for being a member of the board of directors except for the requirement of R.S. 40:600.89(A)(2)(a)."

## AMENDMENT NO. 29

On page 8, delete line 29 and on page 9, delete line 1

## AMENDMENT NO. 30

On page 9, line 18, after "directors" delete the remainder of the line and insert a period "."

## AMENDMENT NO. 31

On page 9, line 20, after "business" and before "for the exercise" delete "and" and insert a comma "," and "and the presence of a quorum shall be required"

## AMENDMENT NO. 32

On page 9, at the end of line 27, delete the period "." and insert "as provided in Paragraph (5) of this Subsection."

## AMENDMENT NO. 33

On page 10, at the end of line 12, insert: "Except to the extent in conflict with this Chapter, the corporation and its board shall be subject to the laws relative to meetings of public bodies, public records, and the Code of Governmental Ethics."

## AMENDMENT NO. 34

On page 11, line 13, after "subject to" and before "of the board" delete "approval by a two-thirds vote" and insert in lieu thereof "the favorable vote of two-thirds of the current membership"

## AMENDMENT NO. 35

On page 13, line 24, change "to" to "may"

## AMENDMENT NO. 36

On page 13, line 25, change "to" to "may"

## AMENDMENT NO. 37

On page 13, line 26, change "to" to "may"

## AMENDMENT NO. 38

On page 14, line 5, change "to" to "may"

## AMENDMENT NO. 39

On page 14, line 6, delete "and to engage in research" and at the beginning of line 7, delete "to" and insert in lieu thereof "may engage in research, and may"

## AMENDMENT NO. 40

On page 14, at the beginning of line 27, change "to" to "may"

## AMENDMENT NO. 41

On page 14, line 27, change "and to" to "and may"

## AMENDMENT NO. 42

On page 15, line 18, change "insure" to "ensure"

## AMENDMENT NO. 43

On page 16, line 28, change "partnership" to "partner"

## AMENDMENT NO. 44

On page 17, at the beginning of line 4, after "of" and before "low" delete "very"

## AMENDMENT NO. 45

On page 17, line 10, after "Chapter" delete the remainder of line 10 and delete lines 11 and 12 in their entirety and insert a period "."

## AMENDMENT NO. 46

On page 17, line 17, after "Chapter" delete the remainder of the line and delete line 18 in its entirety and insert a period "."

## AMENDMENT NO. 47

On page 17, line 22, after "Community Development Block Grants" and before "as" insert "and the Supplemental Appropriations Act of 2008 (P.L. 110-252)"

## AMENDMENT NO. 48

On page 17, between lines 27 and 28, insert the following:

"(c) Notwithstanding any provisions of law to the contrary, the Homelessness Prevention and Rapid Re-housing program in the



Department of Children and Family Services shall be transferred to the corporation."

AMENDMENT NO. 49

On page 18, line 7, between "parish" and "governing" insert "and municipal"

AMENDMENT NO. 50

On page 19, line 2, change "Organization" to "Officials"

AMENDMENT NO. 51

On page 19, at the beginning of line 22, change "(v) Member" to "(v) Members"

AMENDMENT NO. 52

On page 21, line 4, change "parish," to "parishes,"

AMENDMENT NO. 53

On page 21, delete lines 15 and 16 in their entirety and insert in lieu thereof the following:

"(29) The corporation shall have all the powers and duties of a housing authority created pursuant to the Louisiana Housing Authorities Law, R.S. 40:381 et seq., necessary to administer the Permanent Supportive Housing program."

AMENDMENT NO. 54

On page 21, line 17, between "or" and "other" delete "such"

AMENDMENT NO. 55

On page 27, and the end of line 14, delete "from" and delete lines 15 through 17 and insert "bonds from time to time, whether the"

AMENDMENT NO. 56

On page 28, line 15, after "state" delete the comma "," and delete the remainder of the line and insert in lieu thereof "or of any"

AMENDMENT NO. 57

On page 28, line 17, after "state" and before "political subdivision" delete the comma "," and delete "any municipality, or any other" and insert in lieu thereof "or of any"

AMENDMENT NO. 58

On page 28, line 19, after "state" and before "political subdivision" delete the comma "," and delete "any municipality or any other" and insert in lieu thereof "or of any"

AMENDMENT NO. 59

On page 31, line 28, change "or" to "nor"

AMENDMENT NO. 60

On page 34, line 14, after "All bonds" delete the comma "," and delete the remainder of the line and delete lines 15 and 16 and insert "authorized to be"

AMENDMENT NO. 61

On page 36, line 7, after "corporation" delete the comma "," and "together" and on line 8, delete "with" and insert a period "." and "It

also shall submit to them"

AMENDMENT NO. 62

On page 37, line 10, change "for approval to" to "to and subject to approval of"

AMENDMENT NO. 63

On page 38, line 19, after "(5)" and before "executive director" delete "Each member of the board of directors and the" and insert "The"

AMENDMENT NO. 64

On page 38, delete lines 25 through 29, and on page 39, delete lines 1 through 9 in their entirety and insert the following:

"Section 4. The Louisiana Housing Finance Agency board of commissioners is hereby abolished at midnight on December 31, 2011. At midnight on December 31, 2011, the activities, authority, power, duties, functions, programs, obligations, operations and responsibilities and any pending or unfinished business of the Louisiana Housing Finance Agency, hereinafter referred to as the "Agency", shall be assumed and completed by the governing authority of the Louisiana Housing Corporation, hereinafter referred to as the "Corporation", with the same power and authority as the Agency. The Corporation shall be the successor in every way to the Agency and every act done by the Corporation in the exercise of its functions shall be deemed to have the same force and effect under any provisions of the constitution and laws in effect as if done by the Agency. The Agency shall operate as a subsidiary of the Corporation until midnight on June 30, 2012."

AMENDMENT NO. 65

On page 39, line 10, after "Section 5.(A)" and before "reference" delete "Each" and insert "After midnight on June 30, 2012, each"

AMENDMENT NO. 66

On page 39, line 11, after "or other document of" delete the remainder of the line and insert "the "

AMENDMENT NO. 67

On page 39, line 15, after ""Louisiana Housing Finance Agency"" delete the comma "," and delete the remainder of the line and at the beginning of line 16, delete "Land Trust""

AMENDMENT NO. 68

On page 40, delete lines 1 through 29 and on page 41, delete lines 1 through 25 in their entirety and insert the following:

"their effectiveness and shall be continued in the name of the Agency. All further legal proceedings and documents in the continuation, disposition, and enforcement of the legal proceeding shall be in the name of the Agency, and the Louisiana Housing Corporation shall be substituted for the Agency without necessity for amendment of any document to substitute the name of the Agency or the name or title of any office, official, employee, or other agent or representative of the Agency. Any legal proceeding, and all documents involved in or affected by the legal proceeding which has been continued in the name of the Agency after midnight on December 31, 2012, shall retain their effectiveness, and those provisions of this Section requiring that the continuation, disposition, and enforcement of a legal proceeding and documents related thereto shall be in the name of the Agency shall not apply to or affect the validity of such legal proceeding."

Section 7.(A) The legislature hereby specifically states that this Act is in no way and to no extent intended to nor shall it be construed in any manner which will impair the contractual or other obligations of the Agency or of the state of Louisiana. It is hereby specifically provided that all obligations of the Agency hereafter shall be deemed to be the obligations of the Corporation. In like manner, and in order to prevent any violation of the provisions, terms, or conditions of any gift, donation, deed, will, trust, or other instrument or disposition by which property of any kind has been vested in the Agency, or diversion from the purposes for which the property was thus vested in the Agency, it is hereby specifically provided that each such instrument or disposition hereafter shall be deemed to have been vested in the Corporation to the same extent as if originally so done.

(B) The Corporation shall be the successor in every way to the Agency, including all the obligations and debts of the Agency. All funds heretofore dedicated by or under authority of the constitution and laws of this state or any of its subdivisions to the payment of any bonds issued for construction or improvements for any institution or facility under the control of the Agency shall continue to be collected and dedicated to the payment of those bonds, unless under the constitution and laws the bonds are now being paid out of moneys in the Bond Security and Redemption Fund. In like manner, all other dedications and allocations of revenues and sources of revenues heretofore made, which are constitutional under the Louisiana Constitution of 1974, shall continue, until otherwise hereafter provided by the constitution, in the same manner, to the same extent, and for the same purposes as were provided prior to the enactment of this Act.

(C) This Act shall not be construed or applied in any way which will prevent full compliance by the state, or any department, office, or agency thereof, with the requirements of any Act of the Congress of the United States or any regulation made thereunder by which federal aid or other federal assistance has been or hereafter is made available to this state, or any department, office, agency, or subdivision thereof, anything contained in this Act to the contrary notwithstanding, and such compliance hereafter shall be accomplished by the Corporation insofar as compliance affects the Agency.

Section 8. All books, papers, records, money, actions, and other property of every kind, movable and immovable, real and personal, heretofore possessed, controlled, or used by the Agency are transferred to the Corporation.

Section 9. All employees heretofore engaged in the performance of duties in the Agency shall remain under the control and direction of the Agency until termination of the Agency effective June 30, 2012. Subsequent to the assumption of control of the Agency by the Corporation, the Corporation to the extent the Corporation deems necessary to carry out the functions of the Corporation and/or the Agency, shall transfer employees to the Corporation and they shall, insofar as practicable and necessary, continue to perform the duties heretofore performed, subject to applicable state civil service laws, rules, and regulations."

AMENDMENT NO. 69

On page 41, delete lines 26 through 29 and on page 42, delete lines 1 through 4

AMENDMENT NO. 70

On page 42, at the beginning of line 5, change "(B)" to "Section 10.(A)"

AMENDMENT NO. 71

On page 42, line 6, after "designee," and before "the speaker" insert "and"

AMENDMENT NO. 72

On page 42, at the beginning of line 7, after "his designee" delete the comma "," and delete the remainder of the line and delete lines 8 and 9 in their entirety and insert in lieu thereof "shall comprise"

AMENDMENT NO. 73

On page 42, at the beginning of line 11, change "(C)" to "(B)"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Edwards to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 10, line 13, after "shall be" delete the remainder of the line and on line 14, delete "any liability whatsoever" and insert "civilly liable"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Burrell to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 7, line 15, after "as near as practicable," insert "including with respect to ethnicity,"

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Tucker to Reengrossed Senate Bill No. 269 by Senator Riser

AMENDMENT NO. 1

On page 12, between lines 25 and 26 insert the following:

"(ix) Funding for the Louisiana Land Trust."

AMENDMENT NO. 2

On page 42, at the end of line 10, insert the following:

"An employee of the Louisiana Housing Finance Agency shall serve as a nonvoting member of the transition committee. Such employee shall be selected by the chairman of the board of the Louisiana Housing Finance Agency, subject to the approval of the three voting members of the transition committee."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 99

**NAYS**

Total - 0

**ABSENT**

Anders	Geymann	Morris
Cromer	Hutter	Pugh

Total - 6

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 9—**  
BY SENATOR GAUTREAU

**AN ACT**

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

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Pearson to Engrossed Senate Bill No. 9 by Senator Gautreaux

AMENDMENT NO. 1

Delete the set of House Floor Amendments proposed by Representative Downs and adopted by the House on June 16, 2011.

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 98

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Lambert	Templet
Cromer	Morris	
Geymann	Roy	

Total - 7

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

Rep. Pearson 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. 28—**  
BY SENATORS NEVERS AND MARIONNEAUX  
AN ACT

To amend and reenact R.S. 47:6033(A) and (B)(1), relative to tax credits; to extend the applicability of the apprenticeship tax credit; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Ritchie moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Gallot	Lopinto
Anders	Gisclair	Lorusso
Armes	Greene	McVea
Arnold	Guillory	Monica
Aubert	Guinn	Montoucet
Badon, A.	Hardy	Moreno
Badon, B.	Harrison	Norton
Baldone	Hazel	Nowlin
Barras	Henderson	Pearson
Barrow	Henry	Ponti
Billiot	Hensgens	Pope
Bishop	Hill	Pugh
Brossett	Hines	Richardson
Burns, H.	Hoffmann	Ritchie
Burns, T.	Honore	Robideaux
Burrell	Howard	Roy
Carmody	Hutter	Schroder
Carter	Huval	Seabaugh
Champagne	Jackson, G.	Simon
Chandler	Jackson, M.	Smiley
Chaney	Johnson	Smith, G.
Connick	Jones, R.	Smith, J.
Cortez	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dixon	Kleckley	Talbot
Doerge	LaBruzzo	Templet
Dove	LaFonta	Thibaut
Downs	Lambert	Thierry
Edwards	Landry	White
Ellington	LeBas	Williams
Fannin	Leger	Willmott
Foil	Ligi	Wooton
Franklin	Little	
Total - 98		

**NAYS**

Total - 0

**ABSENT**

Mr. Speaker	Geymann	Smith, P.
Burford	Morris	
Cromer	Richard	
Total - 7		

The Chair declared the above bill was finally passed.

Rep. Ritchie 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. 199—**  
BY SENATOR CLAITOR AND REPRESENTATIVE GREENE  
AN ACT

To enact R.S. 33:9097.12, relative to crime prevention districts; to create the Jefferson Place/Bocage Crime Prevention and Improvement District in East Baton Rouge Parish; to provide for the powers and duties of the district and its board of commissioners; to provide for a parcel fee; to provide with respect to termination of the district; and to provide for related matters.

Called from the calendar.

Read by title.

**Motion**

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

**Acting Speaker Huval in the Chair**

**SENATE BILL NO. 210—**  
BY SENATOR MORRELL  
AN ACT

To amend and reenact R.S. 47:854, relative to the intent and purposes of the tax on tobacco; to exempt certain tobacco products sampled at convention facilities during certain conventions from the purposes of such tax; to provide for the taxable periods in which the exemption applies; and to provide for related matters.

Called from the calendar.

Read by title.

**Acting Speaker Arnold in the Chair**

Rep. Leger moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Ellington	Leger
Abramson	Foil	Little
Anders	Franklin	Lopinto
Armes	Gallot	Lorusso
Arnold	Greene	Montoucet
Aubert	Guillory	Moreno
Badon, B.	Guinn	Norton
Baldone	Henderson	Nowlin
Barrow	Henry	Robideaux
Billiot	Hensgens	Schroder
Bishop	Howard	Smith, J.
Brossett	Huval	St. Germain
Burns, H.	Jackson, G.	Stiaes
Burns, T.	Jones, R.	Talbot
Burrell	Katz	Templet
Carter	LaBruzzo	Thibaut
Cortez	LaFonta	Thierry
Danahay	Landry	Williams
Dixon	LeBas	Wooton
Total - 57		

NAYS

Badon, A.	Harrison	Monica
Burford	Hazel	Pope
Carmody	Hill	Pugh
Chandler	Hines	Richard
Chaney	Hoffmann	Richardson
Connick	Honore	Ritchie
Doerge	Johnson	Seabaugh
Edwards	Kleckley	Simon
Fannin	Lambert	Smiley
Gisclair	Ligi	
Hardy	McVea	
Total - 31		

ABSENT

Barras	Hutter	Roy
Champagne	Jackson, M.	Smith, G.
Cromer	Jones, S.	Smith, P.
Dove	Morris	White
Downs	Pearson	Willmott
Geymann	Ponti	
Total - 17		

The Chair declared the above bill was finally passed.

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

**SENATE BILL NO. 253—**

BY SENATORS JACKSON AND MURRAY  
AN ACT

To amend and reenact R.S. 9:2347(A)(1), (H), and (M), and R.S. 39:1403(A), relative to the issuance of bonds by public trusts; to provide for the publication of the notice of intention to issue bonds, notes, or other evidences of indebtedness by a public trust; to provide for the sale of bonds, notes and other evidences of indebtedness by a public trust; to provide that property owned by certain public trusts authorized to issue bonds to finance projects, is public and used for a public purpose; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Leger moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Gallot	McVea
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory	Moreno
Aubert	Guinn	Morris
Badon, A.	Hardy	Norton
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Pearson
Barras	Henderson	Ponti
Barrow	Henry	Pope
Billiot	Hensgens	Pugh
Bishop	Hill	Richardson
Brossett	Hines	Ritchie
Burford	Hoffmann	Robideaux
Burns, H.	Honore	Roy

Burns, T.	Howard	Schroder
Burrell	Hutter	Seabaugh
Carmody	Huval	Simon
Carter	Jackson, G.	Smith, G.
Champagne	Johnson	Smith, J.
Chandler	Jones, R.	Smith, P.
Chaney	Jones, S.	St. Germain
Connick	Katz	Stiaes
Danahay	Kleckley	Talbot
Dixon	LaBruzzo	Templet
Doerge	LaFonta	Thibaut
Dove	Lambert	Thierry
Downs	LeBas	White
Edwards	Leger	Williams
Ellington	Ligi	Willmott
Fannin	Little	Wooton
Foil	Lopinto	
Franklin	Lorusso	
Total - 97		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Richard
Cortez	Jackson, M.	Smiley
Cromer	Landry	
Total - 8		

The Chair declared the above bill was finally passed.

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

**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.

Called from the calendar.

Read by title.

**Acting Speaker Henderson in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Harrison to Reengrossed Senate Bill No. 53 by Senator Alario

AMENDMENT NO. 1

On page 1, line 2, change "(C)(1)" to "(C)(1) and (4)"

AMENDMENT NO. 2

On page 1, line 9, after "Fund;" and before "and to" insert "to provide relative to the use of state dollars from the TOPS Fund and other sources to pay award amounts pursuant to the Taylor Opportunity Program for Student, including to provide relative to repayment to the state by program award recipients of certain amounts under specified conditions;"

AMENDMENT NO. 3

On page 1, line 14, change "(C)(1)" to "(C)(1) and (4)"

AMENDMENT NO. 4

On page 5, between lines 16 and 17, insert the following:

"(4)(a) Appropriations from the TOPS Fund shall be restricted to support of state programs for financial assistance for students attending Louisiana institutions of postsecondary education.

(b) In addition to any other eligibility requirement provided by law or rule of the administering agency relative to an award pursuant to the Taylor Opportunity Program for Students, for a student to be eligible to have an award payment made on his behalf by the state using monies from the TOPS Fund or other state sources, the student shall agree to and be required to repay to the state such award amount when ever the student fails to meet program requirements relative to the student making steady academic progress or maintaining full-time enrollment status, all as provided by law."

AMENDMENT NO. 5

On page 6, at the end of line 2, change the period "." to a semicolon ";" and add "and to provide relative to repayment to the state by a TOPS award recipient of certain amounts paid by the state on his behalf."

**Acting Speaker Arnold in the Chair**

Rep. Harrison moved the adoption of the amendments.

Rep. Jane Smith objected.

By a vote of 29 yeas and 58 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ritchie to Reengrossed Senate Bill No. 53 by Senator Alario

AMENDMENT NO. 1

On page 1, line 3, after "Louisiana," and before "all relative" insert "and to amend and reenact Section 4 of Act No. 32 of the 2000 Regular Session of the Legislature, as amended and reenacted by Act No. 21 of the 2002 Regular Session of the Legislature,"

AMENDMENT NO. 2

On page 1, line 9, after "Fund;" and before "and to" insert "to provide for the deposit, transfer, or credit of a portion of the state tax on cigarettes to the Health Excellence Fund;"

AMENDMENT NO. 3

On page 3, between lines 7 and 8, insert the following:

"(c) After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer shall deposit in and credit to the Health Excellence Fund the revenues derived from the tax imposed by R.S. 47:841(B)(3)."

AMENDMENT NO. 4

On page 6, at the end of line 2, change the period "." to a semicolon ";" and insert the following:

"to provide for the deposit and credit of the proceeds of 4/20 of one cent per cigarette tax into the Health Excellence Fund."

AMENDMENT NO. 5

On page 6, after line 3, add the following:

"Section 4. Section 4 of Act No. 32 of the 2000 Regular Session of the Legislature, as amended and reenacted by Act No. 21 of the 2002 Regular Session of the Legislature, is hereby amended and reenacted to read as follows:

Section 4. The increase in the cigarette tax levied by Section 1 of this Act shall be effective for the period beginning on July 1, 2000 and ending on June 30, 2012."

**Point of Order**

Rep. White asked for a ruling from the Chair as to the constitutionality of the amendments proposed to the bill.

**Ruling of the Chair**

The Chair informed the body that the decision on the point of order raised by Rep. White was a request to opine on the constitutionality of the bill, as amended, and therefore, such a ruling is beyond the authority granted the Chair to rule upon parliamentary procedure.

**Motion**

Rep. Lopinto moved to end consideration of amendments.

Rep. Leger objected.

By a vote of 25 yeas and 70 nays, the House refused to end consideration of amendments.

Rep. Ritchie moved the adoption of the amendments.

Rep. Jane Smith objected.

By a vote of 59 yeas and 40 nays, the amendments were adopted.

**Consent to Correct a Vote Record**

Rep. Bishop requested the House consent to record his vote on the amendment proposed by Rep. Ritchie to Senate Bill No. 53 as yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Hoffmann requested the House consent to correct his vote on the amendments proposed by Rep. Ritchie to Senate Bill No. 3 from nay to yea, which consent was unanimously granted.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Patricia Smith to Reengrossed Senate Bill No. 53 by Senator Alario

**AMENDMENT NO. 1**

On page 1, line 2, change "(C)(1)" to "(C)1" and to add Article VII, Section 10.8(C)(2)(d)"

**AMENDMENT NO. 2**

On page 1, line 9, after "Fund;" and before "and to" insert "to provide for the uses of a portion of the monies in the Health Excellence Fund and the TOPS Fund;"

**AMENDMENT NO. 3**

On page 1, delete lines 14 and 15 and insert the following:

"Section 10.8(A)(1)(c), (A)(2), (3), (4), and (C)(1) and to add Article VII, Section 10.8(C)(2)(d) of the Constitution of Louisiana, to read as follows:"

**AMENDMENT NO. 4**

On page 3, delete lines 3 through 7 and insert the following:

"(b) Beginning Fiscal Year 2011-2012, and each fiscal year thereafter, the treasurer shall credit to the Health Excellence Fund fifty percent of the Settlement Agreement proceeds deposited into the Millennium Trust, and one-third of all investment earnings on the investment of the Millennium Trust. The treasurer shall report annually to the legislature as to the amount of Millennium Trust Settlement Agreement proceeds and investment earnings credited to the Health Excellence Fund.

(c) Upon the effective date of this Subsubparagraph, the state treasurer shall deposit, transfer, or otherwise credit funds in an amount equal to fifty percent of such Settlement Agreement proceeds received by the state between April 1, 2011 and the effective date of this Subsubparagraph to the Health Excellence Fund."

**AMENDMENT NO. 5**

On page 3, line 28, change "one hundred" to "fifty"

**AMENDMENT NO. 6**

On page 4, at the end of line 6, after "equal to" and before "such" insert "fifty percent of"

**AMENDMENT NO. 7**

On page 5, between lines 15 and 16, insert the following:

"(2) Appropriations from the Health Excellence Fund shall be restricted to the following purposes:

\* \* \*

(d)(i) For Fiscal Year 2011-2012, the Settlement Agreement proceeds credited to and deposited into the Health Excellence Fund as provided by Subsubparagraphs (A)(2)(b) and (c) of this Section shall be appropriated for additional funding of the Children's Health Insurance Program, also known as LaCHIP. No amount appropriated as required herein shall displace, replace, or supplant appropriations from the general fund for the purposes specified. This Subsubparagraph shall mean that no appropriation for any fiscal year from the Health Excellence Fund shall be made for such purpose for

which a general fund appropriation was made in the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceeds general fund appropriations of the previous year.

(ii) For Fiscal Year 2012-2013 and each fiscal year thereafter, the Settlement Agreement proceeds credited to and deposited into the Health Excellence Fund as provided by Subsubparagraph (A)(2)(b) of this Section shall be appropriated for additional funding of the Children's Health Insurance Program, also known as LaCHIP. No amount appropriated as required herein shall displace, replace, or supplant appropriations from the general fund for the purposes specified. This Subsubparagraph shall mean that no appropriation for any fiscal year from the Health Excellence Fund shall be made for such purpose for which a general fund appropriation was made in the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceeds general fund appropriations of the previous year."

**AMENDMENT NO. 8**

On page 5, delete lines 27 through 29 and on page 6, delete lines 1 and 2 and insert the following:

"hundred eighty million dollars, fifty percent of the annual Settlement Agreement proceeds shall be allocated to the TOPS Fund to support state programs of financial assistance for students attending Louisiana postsecondary institutions and fifty percent shall be allocated to the Health Excellence Fund for additional funding of LaCHIP and shall not displace, replace, or supplant appropriations from the state general fund for such purposes; to provide for the deposit, transfer, or credit of certain monies in the Millennium Trust to the TOPS Fund and the Health Excellence Fund for such purposes."

**AMENDMENT NO. 9**

On page 6, at the end of line 3, change "(C)(1)" to "(C)1" and add Article VII, Section 10.8(C)(2)(d)"

Rep. Patricia Smith moved the adoption of the amendments.

Rep. Tucker objected.

By a vote of 30 yeas and 65 nays, the amendments were rejected.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 53 by Senator Alario

**AMENDMENT NO. 1**

On page 1, line 2, after "Section" delete the remainder of the line and insert the following:

"10.8(A)(1)(c) and (d), (2), (3) and (4) and (C)(1) and (3)(a), (d)(introductory paragraph), (e), (g) and (h), and (4) and to enact Article VII, Section 10.8(C)(5) and (6) of the"

**AMENDMENT NO. 2**

On page 1, at the beginning of line 9, after "Fund;" and before "and" insert the following:

"to establish and provide with respect to the use of certain accounts within the Education Excellence Fund; to provide for the deposit of state gaming revenues into certain accounts;"

AMENDMENT NO. 3

On page 1, at the beginning of line 14, after "after "Section" delete "10.8(A)(1)(c),(A)(2),(3), (4), and (C)(1)" and insert the following:

"10.8(A)(1)(c) and (d), (2), (3), and (4), and (C)(1) and (3)(a), (d)(introductory paragraph), (e), (g) and (h), and (4) and to enact Article VII, Section 10.8(C)(5) and (6) "

AMENDMENT NO. 4

On page 2, delete line 24 in its entirety and insert the following:

"(d) For Fiscal Year 2000-2001, Fiscal Year 2001-2002, and Fiscal Year 2002-2003, ten percent of the total monies received in each of those years for credit to the Education Excellence Fund-Permanent Account which, notwithstanding the provisions of Subparagraph (C)(1) of this Section, shall be appropriated for the purposes provided in Subsubparagraph (d) of Subparagraph (3) of Paragraph (C) of this Section."

AMENDMENT NO. 5

On page 3, at the beginning of line 8, change "(3)(a)" to "(3)"

AMENDMENT NO. 6

On page 3, line 9, after "Trust," delete the remainder of the line and from the beginning of line 10, delete "Fund" and insert the following:

"The fund shall be comprised of three accounts, the Permanent Account, the Casino Support Services Account, and the Early Childhood Development Account.

(a)(i) The Education Excellence Fund-Permanent Account shall be established as an account within the Education Excellence Fund. The treasurer shall credit to the Permanent Account"

AMENDMENT NO. 7

On page 3, line 14, after "to the" delete the remainder of the line and insert "Permanent Account."

AMENDMENT NO. 8

On page 3, at the beginning of line 15, change "(b)" to "(ii)"

AMENDMENT NO. 9

On page 3, line 16, after "to the" and before "one-third" delete "Education Excellence Fund" and insert "Permanent Account"

AMENDMENT NO. 10

On page 3, delete line 20 and insert "Permanent Account."

AMENDMENT NO. 11

On page 3, between lines 20 and 21, insert the following:

"(b) The Education Excellence Fund-Casino Support Services Account shall be established as an account within the Education Excellence Fund. After satisfying the requirements of Article VII, Section 9(B) of this constitution, the state treasurer shall deposit in and credit to this account the monies received by the state under the contract to operate the official gaming establishment located in Orleans Parish. Notwithstanding the provisions of Paragraph B of this Section, monies in the account shall be invested in the same manner as the state general fund and any earnings on such investment shall be deposited into the account. Any unexpended and unencumbered

monies remaining in the account at the end of the fiscal year shall remain to the credit of the account.

(c) The Education Excellence Fund-Early Childhood Development Account shall be established as an account within the Education Excellence Fund. The source of monies to be deposited into the account shall be those monies transferred from the Education Excellence Fund-Casino Support Services Account as provided in Subparagraph (4) of Paragraph (C) of this Section. Notwithstanding the provisions of Paragraph B of this Section, monies in the account shall be invested in the same manner as the state general fund and any earnings on such investment shall be deposited into the account. Any unexpended and unencumbered monies remaining in the account at the end of the fiscal year shall remain to the credit of the account."

AMENDMENT NO. 12

On page 4, line 11, after "Appropriations." and before "Appropriations" change "(1)(a)" to "(1)"

AMENDMENT NO. 13

On page 4, line 12, after "Excellence" delete "Fund," and insert "Fund-Permanent Account"

AMENDMENT NO. 14

On page 4, between lines 21 and 22, insert the following:

\* \* \*

(3) Appropriations from the Education Excellence Fund-Permanent Account shall be limited as follows:

(a) Fifteen percent of monies available for appropriation in any fiscal year from the Education Excellence Fund Permanent Account shall be appropriated to the state superintendent of education for distribution on behalf of all children attending private elementary and secondary schools that have been approved by the State Board of Elementary and Secondary Education, both academically and as required for such school to receive money from the state.

\* \* \*

(d) Beginning Fiscal Year 2000-2001 and for each fiscal year through the end of Fiscal Year 2006-2007, of the monies available for appropriation from the Permanent Account, after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, the following appropriations shall be made to the state superintendent of education for distribution as follows:

\* \* \*

(e) Beginning Fiscal Year 2007-2008 and for each fiscal year thereafter, of the monies available for appropriation from the Permanent Account, after providing for the purposes enumerated in Subsubparagraphs (a), (b), and (c) of this Subparagraph, one hundred percent of the monies available for appropriation in any fiscal year shall be appropriated for each city, parish, and other local school system on a pro rata basis which is based on the ratio of the student population of that school or school system to that of the total state student population as contained in the most recent Minimum Foundation Program.

\* \* \*

(g) Each recipient school or school system shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it expects to receive in the coming year from the Education Excellence



Fund Permanent Account. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Subparagraph and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to any school or school system until its plan has received both legislative and departmental approval as provided by law.

(h) No amount appropriated as required in this Paragraph shall displace, replace, or supplant appropriations from the general fund for elementary and secondary education, including implementing the Minimum Foundation Program. This Subsubparagraph shall mean that no appropriation for any fiscal year from the Education Excellence Fund Permanent Account shall be made for any purpose for which a general fund appropriation was made in the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceed general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Paragraph displace, replace, or supplant locally generated revenue, which means that no allocation to any city or parish school board from the investment earnings attributable to the Education Excellence Fund Permanent Account shall be expended for any purpose for which a local revenue source was expended for that purpose for the previous year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous fiscal year.

\* \* \*

(4) The disposition and appropriation of monies from the Education Excellence Fund-Casino Support Services Account shall be made in accordance with the provisions of this Subparagraph. Of the total monies deposited into the account each fiscal year:

(a) An amount equal to the revenues received by the state in Fiscal Year 2010-2011 under the contract to operate the official gaming establishment located in Orleans Parish shall be available for appropriation for the following purposes:

(i) First, monies may be appropriated in an amount sufficient to satisfy any state obligation which may be required pursuant to a casino support services contract for purposes of the official gaming establishment located in Orleans Parish as may be provided by law.

(ii) Of the monies remaining thereafter, up to one percent may be appropriated for services related to compulsive and problem gaming as may be provided by law.

(iii) Of the monies remaining thereafter, appropriations may be made for the support of salaries of public pre-kindergarten through twelfth grade certificated personnel and public post-secondary education faculty as may be provided by law.

(b) Any amounts in excess of the amount set forth in Subsubparagraph (a) of this Subparagraph shall be deposited in and credited to the Education Excellence Fund-Early Childhood Development Account.

(c) Changes to the purposes for and limitations on appropriations and the transfer of money from the Casino Support Services Account as provided for in this Subparagraph may be authorized for a specific fiscal year by a favorable vote of two-thirds of the elected members of each house. Any such change shall be approved by passage of a specific instrument which clearly states the intent to change a purpose or limitation on an appropriation or the transfer of money, and the instrument shall only be considered in the fiscal year preceding the fiscal year for which the change is proposed.

(5) Appropriations from the Education Excellence Fund-Early Childhood Development Account shall be restricted to the support of early childhood development and education services as may be provided by law.

(6)(a) Appropriations from the TOPS Fund shall be restricted to support of state programs for financial assistance for students attending Louisiana institutions of post-secondary education."

#### AMENDMENT NO. 15

On page 6, at the end of line 2, after "purpose" and before the period ".", insert the following:

"to provide for the establishment of accounts within the Educational Excellence Fund and to provide for the deposit and use of monies in the accounts."

#### AMENDMENT NO. 16

On page 6, delete line 3 in its entirety and insert the following:

"(Amends Article VII, Sec. 10.8(A)(1)(c) and (d), (2), (3) and (4), and (C)(1) and (3)(a),(d)(introductory paragraph), (e), (g) and (h), and (4); Adds Art. VII, Sec. 10.8(C)(5) and (6))

#### **Point of Order**

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

#### **Ruling of the Chair**

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

Rep. Abramson moved the adoption of the amendments.

Rep. Jane Smith objected.

By a vote of 50 yeas and 50 nays, the amendments were rejected.

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

#### **HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Morris to Reengrossed Senate Bill No. 53 by Senator Alario

#### AMENDMENT NO. 1

On page 1, line 7, change "the TOPS Fund" to "the TOPS Fund and certain unfunded accrued liabilities of certain state retirement systems"

#### AMENDMENT NO. 2

On page 1, at the beginning of line 9, change "Fund" to "Fund and to certain state retirement systems"

#### AMENDMENT NO. 3

On page 2, line 22, delete "and (c)" and insert ", (c), and (d)"

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AMENDMENT NO. 4

On page 3, line 28, change "one hundred" to "fifty"

AMENDMENT NO. 5

On page 4, at the end of line 6 change "such" to "fifty percent of any"

AMENDMENT NO. 6

On page 4, between lines 9 and 10 insert the following:

"(5)(a) Beginning Fiscal Year 2011-2012 and each fiscal year thereafter, the treasurer shall transfer twenty-one percent of Settlement Agreement proceeds to the Louisiana State Employees' Retirement System and twenty-nine percent of Settlement Agreement proceeds to the Teachers Retirement System of Louisiana to be applied to the Original Amortization Base of each system.

(b) Upon the effective date of this subparagraph, the state treasurer shall deposit, transfer, or otherwise credit funds in an amount equal to such Settlement Agreement proceeds received by the state between April 1, 2011, and the effective date of this subparagraph to the Louisiana State Employees' Retirement System and the Teachers Retirement System of Louisiana in the amounts provided in Subparagraph (a) of this Subparagraph."

AMENDMENT NO. 7

On page 5, line 27, change "one hundred" to "fifty"

AMENDMENT NO. 8

On page 6, line 1, after "institutions" insert "and fifty percent shall be allocated to the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana to be applied to the unfunded accrued liabilities of such systems"

AMENDMENT NO. 9

On page 6, line 2, after "TOPS Fund" delete the remainder of the line and insert the following:

"and to the unfunded accrued liabilities of the Louisiana State Employees' Retirement System and the Teachers' Retirement System of Louisiana for such purposes."

Rep. Morris moved the adoption of the amendments.

Rep. Jane Smith objected.

A record vote was asked for and ordered by the House.

ROLL CALL

The roll was called with the following result:

YEAS

- Abramson, Gallot, LaFonta, Anders, Geymann, LeBas, Armes, Gisclair, Leger, Aubert, Hardy, Montoucet, Badon, B., Harrison, Moreno, Baldone, Hazel, Morris, Barrow, Henderson, Norton, Bishop, Hensgens, Richard, Brossett, Hill, Ritchie, Burrell, Honore, Roy, Carmody, Hutter, Smith, P.

- Danahay, Jackson, G., Stiaes, Dixon, Jackson, M., Thierry, Doerge, Johnson, Williams, Edwards, Jones, R., Wooton, Franklin, Jones, S., Total - 47

NAYS

- Mr. Speaker, Guillory, Nowlin, Arnold, Henry, Pearson, Barras, Hines, Ponti, Billiot, Hoffmann, Pope, Burford, Howard, Pugh, Burns, H., Katz, Richardson, Burns, T., Kleckley, Robideaux, Carter, LaBruzzo, Schroder, Champagne, Lambert, Seabaugh, Chandler, Landry, Simon, Chaney, Ligi, Smiley, Connick, Little, Smith, J., Downs, Lopinto, Talbot, Fannin, Lorusso, Templet, Foil, McVea, White, Greene, Monica, Willmott, Total - 48

ABSENT

- Badon, A., Ellington, St. Germain, Cortez, Guinn, Thibaut, Cromer, Huval, Dove, Smith, G., Total - 10

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Simon to Reengrossed Senate Bill No. 53 by Senator Alario

AMENDMENT NO. 1

On page 5, line 24, change "provide" to "constitutionally protect the funding for the TOPS program by providing"

AMENDMENT NO. 2

On page 5, line 25, after "Settlement" insert "Agreement; to provide"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Tim Burns to Reengrossed Senate Bill No. 53 by Senator Alario

AMENDMENT NO. 1

On page 5, at the end of line 25, after "Settlement" and before "that" insert a semicolon ";" and "to provide"

AMENDMENT NO. 2

On page 5, line 28, after "Fund" delete the remainder of the line and delete line 29 in its entirety

AMENDMENT NO. 3

On page 6, at the beginning of line 1, delete "institutions"

AMENDMENT NO. 4

On page 6, line 2, after "to" delete the remainder of the line and insert "the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund."

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

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

Total - 93

**NAYS**

Chandler	Hensgens	Roy
Doerge	Jones, R.	Stiaes
Gallot	LaFonta	
Geymann	Morris	

Total - 10

**ABSENT**

Cromer	Hill
--------	------

Total - 2

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

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

**Consent to Correct a Vote Record**

Rep. Johnson requested the House consent to correct his vote on final passage of Senate Bill No. 53 from nay to yea, which consent was unanimously granted.

**Consent to Correct a Vote Record**

Rep. Norton requested the House consent to correct her vote on final passage fo Senate Bill No. 53 from nay to yea, which consent was unanimously granted.

**SENATE BILL NO. 52—**

BY SENATORS ALARIO, AMEDEE AND THOMPSON  
AN ACT

To amend and reenact R.S. 39:98.1(A)(3), (B), (C), and (D) and 98.3(A), all relative to the Millennium Trust, the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the allocation of interest to the Health Excellence Fund, the Education Excellence Fund, and the TOPS Fund; to provide for the dedication of certain proceeds from the Settlement Agreement to the TOPS Fund; to provide for the deposit, transfer, or credit of certain Settlement Agreement proceeds received by the state to the TOPS Fund; to provide for the uses of monies in the fund; and to provide for related matters.

Called from the calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Ritchie to Reengrossed Senate Bill No. 52 by Senator Alario

AMENDMENT NO. 1

On page 1, line 2, after "98.3(A)" and before the comma "," insert "and Section 4 of Act No. 32 of the 2000 Regular Session of the Legislature, as amended and reenacted by Act No. 21 of the 2002 Regular Session of the Legislature"

AMENDMENT NO. 2

On page 1, line 8, after "Fund;" and before "to provide" insert "to provide for the deposit, transfer, or credit of a portion of the state tax on cigarettes to the Health Excellence Fund;"

AMENDMENT NO. 3

On page 2, between lines 28 and 29, insert the following:

"(3) After allocation of money to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana, the treasurer shall deposit in and credit to the Health Excellence Fund the revenues derived from the tax imposed by R.S. 47:841(B)(3)."

AMENDMENT NO. 4

On page 5, between lines 13 and 14, insert the following:

"Section 2. Section 4 of Act No. 32 of the 2000 Regular Session of the Legislature, as amended and reenacted by Act No. 21 of the 2002 Regular Session of the Legislature, is hereby amended and reenacted to read as follows:

Section 4. The increase in the cigarette tax levied by Section 1 of this Act shall be effective for the period beginning on July 1, 2000 and ending on June 30, 2012."

AMENDMENT NO. 5

On page 5, at the beginning of line 14, change "Section 2. Section 1" to "Section 3. Sections 1 and 2"

AMENDMENT NO. 6

On page 5, at the beginning of line 19, change "Section 3. Sections 2 and 3" to "Section 4. Sections 3 and 4"

Rep. Ritchie moved the adoption of the amendments.

Rep. Dove objected.

By a vote of 62 yeas and 39 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patricia Smith to Reengrossed Senate Bill No. 52 by Senator Alario

AMENDMENT NO. 1

On page 1, line 2, change "98.3(A)," to "98.3(A) and (D),"

AMENDMENT NO. 2

On page 1, line 11, change "98.3(A)" to "98.3(A) and (D)"

AMENDMENT NO. 3

On page 5, between lines 13 and 14, insert the following:

"D.(1) Appropriations from the TOPS Fund shall be restricted to support of the state's program for financial assistance for students attending Louisiana institutions of postsecondary education as established in Chapter 20-G of Title 17 of the Louisiana Revised Statutes of 1950.

(2) Notwithstanding the provisions of Paragraph (1) of this Subsection, for Fiscal Year 2011-2012, thirty percent of the Settlement Agreement proceeds credited to and deposited into the TOPS Fund as provided by Subparagraphs (A)(2)(a) and (c) of this Section shall be appropriated for the Louisiana GO Grant Program to provide Louisiana students with demonstrated financial need, the financial assistance to help cover the cost of attending Louisiana institutions of postsecondary education. No amount appropriated as required herein shall displace, replace, or supplant appropriations from the general fund for the purposes specified. This Paragraph shall mean that no appropriation for any fiscal year from the TOPS Fund shall be made for such purpose for which a general fund appropriation was made in the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceeds general fund appropriations of the previous year.

(3) Notwithstanding the provisions of Paragraph (1) of this Subsection, for Fiscal Year 2012-2013 and each fiscal year thereafter, thirty percent of the Settlement Agreement proceeds credited to and deposited into the TOPS Fund as provided by Subparagraphs(A)(2)(b) and (c) of this Section shall be appropriated for the Louisiana GO Grant Program to provide Louisiana students with demonstrated financial need, the financial assistance to help

cover the cost of attending Louisiana institutions of postsecondary education. No amount appropriated as required herein shall displace, replace, or supplant appropriations from the general fund for the purposes specified. This Paragraph shall mean that no appropriation for any fiscal year from the TOPS Fund shall be made for such purpose for which a general fund appropriation was made in the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceeds general fund appropriations of the previous year.

\* \* \*

Rep. Patricia Smith moved the adoption of the amendments.

Rep. Jane Smith objected.

By a vote of 33 yeas and 52 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed Senate Bill No. 52 by Senator Alario

AMENDMENT NO. 1

On page 1, line 2 after "amend and reenact" delete the remainder of the line and insert the following:

"R.S. 17:421.7(A), R.S.27:247, R.S. 39:98.1(A)(3), (B), (C) and (D), 98.2(E) and 98.3(A) and (C)(introductory paragraph), (1), (4), (5), (7) and (8), and to enact R.S. 27:270.1 and R.S. 39:98.3(E) through (G), all relative to the"

AMENDMENT NO. 2

On page 1, line 9, after "Fund;" and before "to" insert the following:

"to establish accounts within the Education Excellence Fund; to provide for the deposit and use of monies within certain accounts; to provide for the disposition of certain state gaming revenues;"

AMENDMENT NO. 3

On page 1, between lines 10 and 11, insert the following:

"Section 1. R.S. 17:421.7(A) is hereby amended and reenacted to read as follows:

§421.7. Support Education in Louisiana First Fund

A. There is hereby established, as a special fund in the state treasury, the Support Education in Louisiana First Fund (the SELF Fund). After compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund, and after a sufficient amount is allocated from that fund to pay all of the obligations secured by the full faith and credit of the state which becomes due and payable within any fiscal year, the treasurer shall pay to the SELF Fund an amount equal to the monies received by the state treasury from the avails of the franchise fees charged pursuant to R.S. 27:91(C)(2) through (4) and the revenues required to be deposited in the SELF Fund pursuant to R.S. 27:92(B)(2)(b) and R.S. 27:270(A)(3) as authorized in Article VII, Section 10.8(C)(4)(a)(iii) of the Constitution of Louisiana and R.S. 39:98.3(D). The monies in this fund shall be used only as provided in Subsection B of this Section and only in the amounts appropriated by the legislature. All

unexpended and unencumbered monies in this fund at the end of each fiscal year shall remain in the fund and shall retain their allocation for use and expenditure in accordance with the provisions of Subsection B of this Section. The monies in this fund shall be invested by the state treasurer in the same manner as monies in the state general fund. Interest earned on the investment of monies in this fund shall be credited to the fund, following compliance with the requirements of Article VII, Section 9(B) of the Constitution of Louisiana relative to the Bond Security and Redemption Fund.

\* \* \*

Section 2. R.S. 27:247 is hereby amended and reenacted and R.S. 27:270.1 is hereby enacted to read as follows:

§247. Casino support services contract

Subject to and in accordance with the provisions of this Chapter, the gaming control board shall enter into a casino support services contract with the governing authority of the parish where the official gaming establishment is located in order to compensate the parish on a quarterly basis for the cost to the parish for providing support services resulting from the operation of the official gaming establishment and the activities therein. Support services as used in this Section shall include but not be limited to fire, police, sanitation, health, transportation, and traffic services. The amount of the contract shall be determined by negotiation and agreement between the gaming control board and the parish, subject to approval by the Joint Legislative Committee on the Budget. In the event that a new contract is not agreed upon by the gaming control board and the parish by March thirty-first of any year, the contract currently in effect shall be submitted to the Joint Legislative Committee on the Budget for approval of the amount of the contract at the next meeting of the committee. If the committee approves the amount of the contract, the contract shall remain in full force and effect. If the committee disapproves or does not act upon the amount of the contract, the contract shall be null, void, and of no effect. Obligations of the state required under the contract shall be paid from funds appropriated out of the Education Excellence Fund-Casino Support Services Account as provided in Article VII, Section 10.8(C)(4)(a)(1) of the Constitution of Louisiana and R.S. 39:98.3(D).

\* \* \*

§270.1 Revenues from casino gaming operations; operation of the official gaming establishment located in Orleans Parish

Notwithstanding any other provision of law to the contrary, monies received by the state from the operation of the official gaming establishment located in Orleans Parish shall be deposited into the state treasury in accordance with the provisions of Article VII, Section 10.8(A)(3)(b) of the Constitution of Louisiana and R.S. 39:98.1(C)(2). Monies shall be deposited in and credited to the Education Excellence Fund-Casino Support Services Account, and the disposition and appropriation of monies from the account shall be made in accordance with the provisions of Article VII, Section 10.8(C)(4) of the Constitution of Louisiana and R.S. 39:98.3(D)(4).

AMENDMENT NO. 4

On page 1, delete lines 11 and 12 in their entirety and insert the following:

"Section 3. R.S. 39:98.1(A)(3), (B), (C) and (D), 98.2(E) and 98.3(A) and (C)(introductory paragraph), (1), (4), (5), (7) and (8) are hereby amended and reenacted and R.S. 39:98.3(E) through (G) are hereby enacted to read as follows:"

AMENDMENT NO. 5

On page 2, at the beginning of line 29, change "C.(1)" to "C."

AMENDMENT NO. 6

On page 3, line 1, after "Trust." delete the remainder of the line and from the beginning of line 2, delete "Education Excellence Fund" and insert the following:

"The fund shall be comprised of three accounts, the Permanent Account, the Casino Support Services Account and the Early Childhood Development Account.

(1)(a) The Education Excellence Fund-Permanent Account shall be established as an account within the Education Excellence Fund. The treasurer shall credit to the Permanent Account"

AMENDMENT NO. 7

On page 3, at the beginning of line 6, change "(2)" to "(b)"

AMENDMENT NO. 8

On page 3, line 7, after "to the" and before "one-third" delete "Education Excellence Fund" and insert "Permanent Account"

AMENDMENT NO. 9

On page 3, between lines 9 and 10, insert the following:

"(2) The Education Excellence Fund-Casino Support Services Account shall be established as an account within the Education Excellence Fund. After satisfying the requirements of Article VII, Section 9(B) of this constitution, the state treasurer shall deposit in and credit to this account the monies received by the state under the contract to operate the official gaming establishment located in Orleans Parish. Monies in the account shall be invested in the same manner as the state general fund and any earnings on such investment shall be deposited into the account. Any unexpended and unencumbered monies remaining in the account at the end of the fiscal year shall remain to the credit of the account.

(3) The Education Excellence Fund-Early Childhood Development Account shall be established as an account within the Education Excellence Fund. The source of monies to be deposited into the account shall be those monies transferred from the Education Excellence Fund-Casino Support Services Account as provided in Article VII Section 10.8(C)(4) of the Constitution of Louisiana and R.S. 39:98.3(D). Monies in the account shall be invested in the same manner as the state general fund and any earnings on such investment shall be deposited into the account. Any unexpended and unencumbered monies remaining in the account at the end of the fiscal year shall remain to the credit of the account."

AMENDMENT NO. 10

On page 3, delete line 25 in its entirety and insert the following:

"§98.2. Investment of Millennium Trust

\* \* \*

E. On or before December first of each year, the treasurer shall prepare and submit a report on the performance of the Millennium Trust to the Joint Legislative Committee on the Budget and the commissioner of administration for their review. With respect to the Education Excellence Fund-Permanent Account, the report shall also be provided to the state superintendent of education."

AMENDMENT NO. 11

On page 3, at the beginning of line 28, change "A.(1)" to "A."

AMENDMENT NO. 12

On page 3, line 29, after "Excellence" delete "Fund," and insert "Fund-Permanent Account"

AMENDMENT NO. 13

On page 4, at the end of line 13, insert the following:

"Actual earnings from interest, dividends, and capital gains during the fiscal year in excess of the amounts estimated as available for appropriation shall be credited to the appropriate fund and available for appropriation in subsequent years. Appropriations from the Health Excellence Fund, the Education Excellence Fund, ~~Permanent Account~~ and the TOPS Fund shall include performance expectations to ensure accountability in the expenditure of such monies.

\* \* \*

C. Appropriations from the Education Excellence Fund-~~Permanent Account~~ shall be restricted as follows:

(1) Fifteen percent of monies available for appropriation in any fiscal year from the ~~Education Excellence Fund Permanent Account~~ shall be appropriated to the state superintendent of education for distribution on behalf of all children attending private elementary and secondary schools that have been approved by the State Board of Elementary and Secondary Education, both academically and as required for such school to receive money from the state.

\* \* \*

(4) Beginning Fiscal Year 2000-2001 and for each fiscal year through the end of Fiscal Year 2006-2007, of the monies available for appropriation from the ~~Permanent Account~~ after providing for the purposes enumerated in Paragraphs (1), (2), and (3) of this Subsection, the following appropriations shall be made to the state superintendent of education for distribution as follows:

\* \* \*

(5) Beginning Fiscal Year 2007-2008 and for each year thereafter, of the monies available for appropriation after providing for the purposes enumerated in Paragraphs (1), (2), and (3) of this Subsection, one hundred percent of the monies available for appropriation in any fiscal year from the ~~Education Excellence Fund Permanent Account~~ shall be distributed to each city, parish, or other local school system, to be apportioned to the recipient entities on a pro rata basis which is based on the ratio of the student population of that school or school system to that of the total state student population.

\* \* \*

(7) Each recipient school or school system shall annually prepare and submit to the state Department of Education, hereinafter the "department", a prioritized plan for expenditure of funds it expects to receive in the coming year from the ~~Education Excellence Fund Permanent Account~~. The plan shall include performance expectations to ensure accountability in the expenditure of such monies. The department shall review such plans for compliance with the requirements of this Subsection and to assure that the expenditure plans will support excellence in educational practice. No funds may be distributed to any school system until its plan has been approved by the department and by the appropriate standing committees of the legislature.

(8) No amount appropriated as required in this Subsection shall displace, replace, or supplant appropriations from the general fund for elementary and secondary education, including implementing the Minimum Foundation Program. This Paragraph shall mean that no appropriation for any fiscal year from the ~~Education Excellence Fund Permanent Account~~ shall be made for any purpose for which a general fund appropriation was made the previous year unless the total appropriations for the fiscal year from the state general fund for such purpose exceeds general fund appropriations of the previous year. Nor shall any money allocated to a city or parish school board pursuant to this Section displace, replace, or supplant locally generated revenue, meaning that no allocation to any city or parish school board from the investment earnings attributable to the ~~Education Excellence Fund Permanent Account~~ shall be expended for any purpose for which a local revenue source was expended the previous fiscal year unless the total of the local revenue amount expended that fiscal year exceeds the total of such local revenue amounts for the previous year.

\* \* \*

D. The disposition and appropriation of monies from the Education Excellence Fund-Casino Support Services Account shall be made in accordance with the provisions of this Subsection. Of the total monies deposited into the account each fiscal year:

(1) An amount equal to the revenues received by the state in Fiscal Year 2010-2011 under the contract to operate the official gaming establishment located in Orleans Parish shall be available for appropriation for the following purposes:

(a) First, monies may be appropriated in an amount sufficient to satisfy any state obligation which may be required pursuant to a casino support services contract for purposes of the official gaming establishment located in Orleans Parish as may be provided by law.

(b) Of the monies remaining thereafter, up to one percent may be appropriated for services related to compulsive and problem gaming as may be provided by law.

(c) Of the monies remaining thereafter, appropriations may be made for the support of salaries of public pre-kindergarten through twelfth grade certificated personnel and public post-secondary education faculty as provided in R.S. 17:421.7.

(2) All monies remaining thereafter shall be deposited in and credited to the Education Excellence Fund-Early Childhood Development Account.

(3) Changes to the purposes for and limitations on appropriations and transfers of money from the Casino Support Services Account as provided for in this Subsection may be authorized for a specific fiscal year by a favorable vote of two-thirds of the elected members of each house. Any such change shall be approved by passage of a specific instrument which clearly states the intent to change a purpose or limitation on an appropriation or required transfer of money, and the instrument shall only be considered in the fiscal year preceding the fiscal year for which the change is proposed.

E. Appropriations from the Education Excellence Fund-Early Childhood Development Account shall be restricted to the support of early childhood development and education services as may be provided by law.

F.(1) Appropriations from the TOPS Fund shall be restricted to support of the state's program for financial assistance for students attending Louisiana institutions of postsecondary education as established in Chapter 20-G of Title 17 of the Louisiana Revised Statutes of 1950."

AMENDMENT NO. 14

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

"E. G. Recommendations and requests for expenditure or funding from the Health Excellence Fund and TOPS Fund shall be made in accordance with the provisions of R.S. 39:98.4(C) through (F)."

AMENDMENT NO. 15

On page 5, from the beginning of line 14, delete "Section 2. Section 1" and insert "Section 4. Sections 1, 2, and 3"

AMENDMENT NO. 16

On page 5, at the beginning of line 19, delete "Section 3. Sections 2 and 3" and insert "Section 5. Sections 4 and 5"

Rep. Abramson moved the adoption of the amendments.

Rep. Jane Smith objected.

By a vote of 44 yeas and 50 nays, the amendments were rejected.

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Franklin	Monica
Anders	Gisclair	Montoucet
Armes	Greene	Moreno
Arnold	Guillory	Norton
Aubert	Guinn	Nowlin
Badon, A.	Harrison	Pearson
Badon, B.	Hazel	Ponti
Baldone	Henderson	Pope
Barras	Henry	Pugh
Barrow	Hill	Richard
Billiot	Hines	Richardson
Bishop	Hoffmann	Ritchie
Brossett	Honore	Robideaux
Burford	Howard	Schroder
Burns, H.	Hutter	Seabaugh
Burrell	Huval	Simon
Carmody	Jackson, G.	Smiley
Carter	Jackson, M.	Smith, G.
Champagne	Johnson	Smith, J.
Chaney	Jones, S.	Smith, P.
Connick	Katz	St. Germain
Cortez	Kleckley	Stiaes
Danahay	Lambert	Talbot
Dixon	Landry	Templet
Doerge	LeBas	Thibaut
Dove	Leger	Thierry
Downs	Ligi	White
Edwards	Little	Williams
Ellington	Lopinto	Willmott
Fannin	Lorusso	Wooton
Foil	McVea	
Total - 92		

**NAYS**

Chandler	Hensgens	Morris
Gallot	Jones, R.	Roy
Geymann	LaFonta	
Total - 8		

**ABSENT**

Mr. Speaker	Cromer	LaBruzzo
Burns, T.	Hardy	
Total - 5		

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

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

**SENATE BILL NO. 67—**  
BY SENATOR BROOME

**AN ACT**

To amend and reenact R.S. 17:416(A)(1)(c)(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.

Called from calendar.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Rosalind Jones to Reengrossed Senate Bill No. 67 by Senator Broome

AMENDMENT NO. 1

On page 1, line 3, after "R.S. 17:416(A)(1)(c)(viii)," and before "relative" insert "416.21, and 3996(B)(13),"

AMENDMENT NO. 2

On page 1, line 9, after "suspensions;" and before "to provide" insert "to require such school boards to publish student discipline policies and other specified information on their websites;"

AMENDMENT NO. 3

On page 1, line 14, after "R.S. 17:416(A)(1)(c)(viii)" delete the remainder of the line and insert a comma "," and insert "416.21, and 3996(B)(13) are hereby"

AMENDMENT NO. 4

On page 6, after line 4, insert the following:

\*\* \* \*

§416.21. Student discipline policies and procedures; other information; school board websites

A. Each city, parish, and other local public school board that maintains a website shall publish on it certain information relative to student discipline and other matters in an easily understandable format. Such information shall include but not be limited to the following:

(1) Disciplinary action processes and procedures applicable to students.

(2) The school board's policies and procedures.

(3) Minutes of school board meetings required to be made available to the public pursuant to R.S. 42:20.

(4) Directory of schools and contact information.

(5) School calendars, including the beginning and end of each school year, staff days, conference days, testing days, application-specific dates, report card release dates, early release days, and holidays.

B. For purposes of this Section the following terms shall have the meaning ascribed thereto:

(1) "City, parish, and other local public school board" means the governing authority of any public elementary or secondary school.

(2) "Disciplinary action processes and procedures" means all written disciplinary policies and procedures for students and by not later than the beginning of the 2012-2013 school year also shall include separate links for each of the following:

(a) All state suspension and expulsion laws applicable to students.

(b) A disciplinary action timeline, from notice through appeal.

(c) Explanation of due process rights for both informal and formal hearings and in the case of formal hearings, shall also include a full explanation of the disciplinary process, a complete list of the student's procedural due process rights, the hearing agenda, and the appeal process.

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

(3) "Policies and procedures" means all formal policies and procedures and by not later than the beginning of the 2013-2014 school year also shall include summaries thereof with separate links for each of the following:

(a) Student code of conduct.

(b) Controlled and other prohibited substances or contraband policy.

(c) Dress code.

(d) Grade change process.

(e) Harassment or bullying prohibition and prevention procedures.

(f) Student rights and responsibilities.

\* \* \*

§3996. Charter schools; exemptions

\* \* \*

B. Notwithstanding any state law, rule, or regulation to the contrary and except as may be otherwise specifically provided for in an approved charter, a charter school established and operated in accordance with the provisions of this Chapter and its approved charter and the school's officers and employees shall be exempt from all statutory mandates or other statutory requirements that are applicable to public schools and to public school officers and employees except for the following laws otherwise applicable to public schools with the same grades:

\* \* \*

(13) Publication of certain information on the website of the school governing authority, R.S. 17:416.21.

\* \* \*"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Edwards	Leger
Armes	Fannin	Ligi
Arnold	Franklin	McVea
Aubert	Gallot	Monica
Badon, A.	Gisclair	Montoucet
Badon, B.	Greene	Moreno
Baldone	Guillory	Norton
Barras	Henderson	Nowlin
Barrow	Hill	Richardson
Billiot	Hines	Robideaux
Bishop	Honore	Roy
Brossett	Hutter	Smith, G.
Burrell	Huval	Smith, P.
Carter	Jackson, G.	St. Germain
Champagne	Jackson, M.	Stiaes
Chandler	Johnson	Templet
Chaney	Jones, R.	Thibaut
Connick	Jones, S.	Thierry
Cortez	Katz	Williams
Dixon	LaFonta	Willmott
Doerge	Landry	Wooton
Downs	LeBas	
Total - 65		

NAYS

Burford	Henry	Ponti
Burns, H.	Hensgens	Pope
Carmody	Hoffmann	Richard
Danahay	Howard	Schroder
Dove	Lambert	Seabaugh
Ellington	Little	Simon
Foil	Lopinto	Smiley
Guinn	Lorusso	Smith, J.
Harrison	Morris	Talbot
Hazel	Pearson	White
Total - 30		



**ABSENT**

Mr. Speaker	Geymann	Pugh
Anders	Hardy	Ritchie
Burns, T.	Kleckley	
Cromer	LaBruzzo	
Total - 10		

The Chair declared the above bill was finally passed.

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

**Consent to Correct a Vote Record**

Rep. Montoucet requested the House consent to record his vote on final passage fo Senate Bill No. 67 as yea, which consent was unanimously granted.

**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 postsecondary education; to provide for the creation of the Northshore Technical Community College; to provide with respect to the management, supervision, and operation of the institution; to provide with respect to program offerings; to provide for the awarding of certificates, diplomas, and degrees; to provide for the duties and responsibilities of the Board of Regents and the Board of Supervisors of Community and Technical Colleges; to provide relative to accreditation; to provide reporting requirements; and to provide for related matters.

Called from the calendar.

Read by title.

Rep. Edwards moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Foil	Leger
Anders	Franklin	Ligi
Armes	Gallot	Little
Arnold	Gisclair	McVea
Aubert	Greene	Monica
Badon, A.	Guillory	Montoucet
Badon, B.	Hardy	Moreno
Baldone	Harrison	Norton
Barras	Hazel	Nowlin
Barrow	Henderson	Pope
Billiot	Hensgens	Pugh
Bishop	Hill	Richardson
Burns, H.	Hines	Ritchie
Burrell	Hoffmann	Robideaux
Carter	Honore	Roy
Chandler	Howard	Schroder
Chaney	Hutter	Simon
Connick	Huval	Smith, G.
Cortez	Jackson, G.	Smith, P.
Danahay	Jackson, M.	St. Germain
Dixon	Johnson	Stiaes
Doerge	Jones, R.	Thibaut
Dove	Jones, S.	Thierry

Downs	LaFonta	White
Edwards	Lambert	Williams
Ellington	Landry	Willmott
Fannin	LeBas	Wooton
Total - 81		

**NAYS**

Carmody	Kleckley	Seabaugh
Henry	Lopinto	Smith, J.
Katz	Lorusso	Talbot
Total - 9		

**ABSENT**

Mr. Speaker	Cromer	Pearson
Brossett	Geymann	Ponti
Burford	Guinn	Richard
Burns, T.	LaBruzzo	Smiley
Champagne	Morris	Templet
Total - 15		

The chair declared the above bill, having received a two-thirds vote of the elected members, 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.

**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.

Called from the calendar.

Read by title.

Rep. Harrison moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Abramson	Geymann	McVea
Anders	Gisclair	Monica
Armes	Greene	Montoucet
Arnold	Guillory	Moreno
Aubert	Guinn	Morris
Badon, A.	Hardy	Norton
Badon, B.	Harrison	Nowlin
Baldone	Hazel	Pearson
Barras	Henderson	Pope
Barrow	Henry	Pugh
Billiot	Hensgens	Richard
Bishop	Hill	Richardson
Brossett	Hines	Ritchie
Burford	Hoffmann	Robideaux
Burns, H.	Honore	Roy
Burrell	Howard	Schroder

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Carmody	Hutter	Seabaugh
Carter	Huval	Simon
Chandler	Jackson, G.	Smith, G.
Chaney	Johnson	Smith, J.
Connick	Jones, R.	Smith, P.
Cortez	Jones, S.	St. Germain
Danahay	Katz	Stiaes
Dixon	LaFonta	Talbot
Doerge	Lambert	Templet
Dove	Landry	Thibaut
Downs	LeBas	Thierry
Ellington	Leger	White
Fannin	Ligi	Williams
Foil	Little	Willmott
Franklin	Lopinto	Wooton
Gallot	Lorusso	

Total - 95

NAYS

Total - 0

ABSENT

Mr. Speaker	Edwards	Ponti
Burns, T.	Jackson, M.	Smiley
Champagne	Kleckley	
Cromer	LaBruzzo	

Total - 10

The Chair declared the above bill was finally passed.

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

**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.

Called from the calendar.

Read by title.

Rep. Ellington moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Gallot	Lorusso
Armes	Gisclair	McVea
Arnold	Greene	Monica
Aubert	Guillory	Montoucet
Badon, A.	Hardy	Moreno
Badon, B.	Harrison	Morris
Baldone	Hazel	Norton
Barras	Henderson	Nowlin
Barrow	Henry	Pearson
Billiot	Hensgens	Ponti
Bishop	Hill	Pope
Burford	Hines	Pugh
Burns, H.	Hoffmann	Richard
Burrell	Honore	Richardson

Carmody	Howard	Ritchie
Carter	Hutter	Robideaux
Champagne	Huval	Roy
Chandler	Jackson, G.	Schroder
Chaney	Johnson	Seabaugh
Connick	Jones, R.	Simon
Cortez	Jones, S.	Smiley
Danahay	Katz	Smith, G.
Dixon	Kleckley	Smith, J.
Doerge	LaFonta	St. Germain
Dove	Lambert	Stiaes
Downs	Landry	Templet
Edwards	LeBas	Thibaut
Ellington	Leger	Thierry
Fannin	Ligi	Williams
Foil	Little	Willmott
Franklin	Lopinto	

Total - 92

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Talbot
Anders	Guinn	White
Brossett	Jackson, M.	Wooton
Burns, T.	LaBruzzo	
Cromer	Smith, P.	

Total - 13

The Chair declared the above bill was finally passed.

Rep. Ellington 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. 259—**  
BY SENATOR MARIONNEAUX  
AN ACT

To enact R.S. 47:32(D), relative to income taxes; to phase out the taxes on personal and corporate income; to provide for the related matter of insuring that the phase-out of income tax revenue is offset with a reduction of expenditures by requiring the governor and the commissioner of administration to present to the legislature a program by a certain date to implement or propose the implementation of certain budget-cutting actions by administrative action, adoption of rules and regulations, and proposed legislation; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

**Acting Speaker St. Germain in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Greene to Re-Reengrossed Senate Bill No. 259 by Senator Marionneaux

AMENDMENT NO. 1

In the set of amendments proposed by the House Ways and Means Committee and adopted by the House of Representatives on June 15, 2011, in Amendment No. 30, on page 3, between lines 21 and 22 insert the following:

"(15) A member appointed by the Louisiana Nursing Home Association.

(16) A member appointed by the Louisiana Hospital Association."

AMENDMENT NO. 2

On page 7, line 23, after "legislation." delete the remainder of the line and insert "Before the 2014"

AMENDMENT NO. 3

On page 7, delete lines 27 through 29 in their entirety and on page 8 delete lines 1 through 4 in their entirety and insert the following:

"Section 3. This Act shall become effective on July 1, 2011; if vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on July 1, 2011, or on the day following such approval by the legislature, whichever is later."

**Acting Speaker Arnold in the Chair**

**Suspension of the Rules**

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

Rep. Greene moved the adoption of the amendments.

Rep. Fannin objected.

A record vote was asked for and ordered by the House.

**ROLL CALL**

The roll was called with the following result:

YEAS

Abramson	Henry	Pope
Brossett	Hensgens	Richard
Burns, H.	Hines	Seabaugh
Carmody	Hutter	Smiley
Carter	Jones, S.	Smith, J.
Champagne	Katz	Talbot
Connick	LaBruzzo	Temple
Foil	Leger	White
Geymann	Lopinto	Willmott
Gisclair	Lorusso	Wooton
Greene	Morris	
Total - 32		

NAYS

Anders	Fannin	Little
Armes	Franklin	McVea
Aubert	Gallot	Montoucet
Badon, A.	Guillory	Moreno
Badon, B.	Guinn	Nowlin
Baldone	Hardy	Pearson
Barras	Henderson	Ponti
Barrow	Hill	Pugh
Billiot	Hoffmann	Richardson
Bishop	Honore	Robideaux
Burford	Howard	Roy
Burrell	Huval	Schroder
Chandler	Jackson, G.	Simon
Chaney	Johnson	Smith, G.

Cortez	Jones, R.	Smith, P.
Danahay	Kleckley	St. Germain
Dixon	LaFonta	Stiaes
Doerge	Lambert	Thibaut
Downs	Landry	Thierry
Edwards	LeBas	Williams
Ellington	Ligi	
Total - 62		

ABSENT

Mr. Speaker	Dove	Monica
Arnold	Harrison	Norton
Burns, T.	Hazel	Ritchie
Cromer	Jackson, M.	
Total - 11		

The amendments were rejected.

**Consent to Correct a Vote Record**

Rep. Willmott requested the House consent to correct his vote on the amendment to Senate Bill No. 259 by Rep. Greene from nay to yea, which consent was unanimously granted.

**Acting Speaker Connick in the Chair**

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Sam Jones to Re-Reengrossed Senate Bill No. 259 by Senator Marionneaux

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:32(D)" and before the comma "," insert "and to Repeal R.S. 22:832 and R.S. 47:31(3), 32(C), 287.11, and 287.12"

AMENDMENT NO. 2

On page 1, line 8, after "legislation;" insert "to repeal corporation income tax; to repeal the investment credit against the insurance premium tax;"

AMENDMENT NO. 3

On page 6, between lines 11 and 12, insert the following:

"Section 2. R.S. 22:832 is hereby repealed in its entirety.

Section 3. R.S. 47:31(3), 32(C), 287.11, and 287.12 are hereby repealed in their entirety."

AMENDMENT NO. 4

On page 6, at the beginning of line 12, change "Section 2.A." to "Section 4.A."

AMENDMENT NO. 5

On page 7, at the beginning of line 27, change "Section 3." to "Section 5."

AMENDMENT NO. 6

On page 7, line 28, after "resolution pursuant to" delete the remainder of the line and insert "Section 4 of this Act. Sections 4 and 5 of this Act shall"

AMENDMENT NO. 7

On page 8, after line 4, insert the following:

"Section 6. Sections 2, 3, and 6 of this Act shall become effective on January 1, 2012."

**Acting Speaker Arnold in the Chair**

At 6:00 P.M., Acting Speaker Arnold declared that the House had reached the deadline for consideration of bills on third reading and final passage under Article III, Section 2(A) of the Constitution of 1974.

**Motion**

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

**Motion**

Rep. Patricia Smith moved to reconsider the vote by which Senate Bill No. 270 was indefinitely postponed.

Rep. Landry objected.

By a vote of 43 yeas and 51 nays, the House refused to reconsider the vote by which Senate Bill No. 270 was indefinitely postponed.

**Motion**

Rep. Harrison moved to call from the table the motion to reconsider the vote by which the House failed to pass Senate Bill No. 73, which motion was agreed to.

**Suspension of the Rules**

On a motion of Rep. Harrison, the rules were suspended to reconsider the vote by which Senate Bill No. 73 failed to pass.

**Reconsideration**

**SENATE BILL NO. 73—**  
BY SENATOR MORRISH

**AN ACT**

To amend and reenact R.S. 56:435.1.1, relative to oyster harvesting; to provide for oyster harvesting in Calcasieu Lake; to provide for harvest limits; to provide for the issuance of certain permits; to authorize rulemaking authority; to provide terms, conditions, and penalties; and to provide for related matters.

Called from the calendar.

Read by title.

On motion of Rep. Harrison, the vote by which the above Senate Bill failed to pass was reconsidered, which motion was agreed to.

Returned to the calendar under the rules.

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Morris gave notice of his intention to call House Bill No. 250 from the calendar on Tuesday, June 21, 2011.

**Suspension of the Rules**

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

**Petitions, Memorials, and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

June 20, 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. 130  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**HOUSE BILLS**

June 20, 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. 2  
Returned with amendments

House Bill No. 3  
Returned without amendments

House Bill No. 13  
Returned with amendments

House Bill No. 32  
Returned without amendments

House Bill No. 92  
Returned with amendments

House Bill No. 100  
Returned with amendments

House Bill No. 111  
Returned with amendments

House Bill No. 121  
Returned without amendments

House Bill No. 124  
Returned with amendments

House Bill No. 129  
Returned with amendments

House Bill No. 138  
Returned without amendments

House Bill No. 139  
Returned without amendments

House Bill No. 141  
Returned without amendments

House Bill No. 142  
Returned with amendments

House Bill No. 143  
Returned with amendments

House Bill No. 150  
Returned with amendments

House Bill No. 151  
Returned without amendments

House Bill No. 194  
Returned with amendments

House Bill No. 215  
Returned without amendments

House Bill No. 246  
Returned without amendments

House Bill No. 285  
Returned with amendments

House Bill No. 293  
Returned with amendments

House Bill No. 303  
Returned without amendments

House Bill No. 305  
Returned with amendments

House Bill No. 313  
Returned without amendments

House Bill No. 326  
Returned without amendments

House Bill No. 332  
Returned with amendments

House Bill No. 334  
Returned with amendments

House Bill No. 335  
Returned without amendments

House Bill No. 343  
Returned without amendments

House Bill No. 345  
Returned without amendments

House Bill No. 354  
Returned without amendments

House Bill No. 360  
Returned without amendments

House Bill No. 361  
Returned with amendments

House Bill No. 364  
Returned with amendments

House Bill No. 369  
Returned with amendments

House Bill No. 370  
Returned with amendments

House Bill No. 375  
Returned without amendments

House Bill No. 376  
Returned without amendments

House Bill No. 377  
Returned without amendments

House Bill No. 382  
Returned without amendments

House Bill No. 393  
Returned without amendments

House Bill No. 404  
Returned without amendments

House Bill No. 416  
Returned with amendments

House Bill No. 417  
Returned with amendments

House Bill No. 420  
Returned without amendments

House Bill No. 421  
Returned with amendments

House Bill No. 425  
Returned without amendments

House Bill No. 432  
Returned with amendments

House Bill No. 465  
Returned without amendments

House Bill No. 472  
Returned without amendments

House Bill No. 474  
Returned with amendments

House Bill No. 475  
Returned with amendments

House Bill No. 477  
Returned with amendments

House Bill No. 478  
Returned without amendments

House Bill No. 489  
Returned with amendments

House Bill No. 498  
Returned with amendments

House Bill No. 500  
Returned with amendments

House Bill No. 502  
Returned with amendments

House Bill No. 509  
Returned with amendments

House Bill No. 516  
Returned with amendments

House Bill No. 522  
Returned without amendments

House Bill No. 524  
Returned with amendments

House Bill No. 526  
Returned without amendments

House Bill No. 533  
Returned without amendments

House Bill No. 537  
Returned with amendments

House Bill No. 549  
Returned with amendments

House Bill No. 569  
Returned with amendments

House Bill No. 571  
Returned with amendments

House Bill No. 572  
Returned without amendments

House Bill No. 575  
Returned without amendments

House Bill No. 581  
Returned with amendments

House Bill No. 594  
Returned without amendments

House Bill No. 608  
Returned with amendments

House Bill No. 611  
Returned with amendments

House Bill No. 631  
Returned without amendments

House Bill No. 632  
Returned without amendments

House Bill No. 639  
Returned with amendments

House Bill No. 640  
Returned with amendments

House Bill No. 642  
Returned with amendments

House Bill No. 643  
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**

**ASKING CONCURRENCE IN  
SENATE CONCURRENT RESOLUTIONS**

June 20, 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. 89

Respectfully submitted,

GLENN A. KOEPP  
Secretary of the Senate

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

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

**HOUSE RESOLUTION NO. 115—**  
BY REPRESENTATIVE CORTEZ

**A RESOLUTION**

To urge and request the Department of Insurance and the Louisiana Used Motor Vehicle Commission to jointly study whether there is a need for mandated contingent liability coverage for rental dealers and whether an adequate market for such insurance exists in this state and to report their findings to the House Insurance Committee prior to the convening of the 2012 Regular Session of the Legislature of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 116—**  
BY REPRESENTATIVE NORTON

**A RESOLUTION**

To urge and request the State Board of Elementary and Secondary Education to study all issues relative to student assessment programs currently administered to students in public elementary and secondary schools and to report its findings and recommendations to the House Committee on Education and the Senate Committee on Education prior to the convening of the 2012 Regular Session of the Legislature of Louisiana.

Read by title.

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

**HOUSE RESOLUTION NO. 117—**  
BY REPRESENTATIVE PATRICIA SMITH  
A RESOLUTION

To urge and request the Department of Health and Hospitals to repeal administrative rules which serve as a barrier to Medicaid reimbursement for school-based health centers.

Read by title.

Rep. Patricia Smith moved to suspend the rules to consider the adoption of the resolution.

Rep. LaBruzzo objected.

By a vote of 45 yeas and 22 nays, the House agreed to suspend the rules.

On motion of Rep. Patricia Smith, the resolution was adopted.

**HOUSE RESOLUTION NO. 118—**  
BY REPRESENTATIVE BARROW  
A RESOLUTION

To express sincere and heartfelt condolences upon the death of Jessie Hickman Judson.

Read by title.

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

**HOUSE RESOLUTION NO. 119—**  
BY REPRESENTATIVES CORTEZ, HARDY, LANDRY, AND  
ROBIDEAUX  
A RESOLUTION

To commend Michael Smith of Lafayette for his outstanding achievements as a golfer.

Read by title.

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

**HOUSE RESOLUTION NO. 120—**  
BY REPRESENTATIVE KATZ  
A RESOLUTION

To commend Jimmie Ray Bryant, Sr., fire chief for the city of Monroe, for his outstanding accomplishments.

Read by title.

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

**HOUSE RESOLUTION NO. 121—**  
BY REPRESENTATIVE PATRICIA SMITH  
A RESOLUTION

To urge and request the state agencies which participate in BrightStart to coordinate policy, budget planning, infrastructure, and services that support the development of an early childhood system for Louisiana and to report progress to the House Committee on Health and Welfare.

Read by title.

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

**HOUSE RESOLUTION NO. 122—**  
BY REPRESENTATIVES AUSTIN BADON, BISHOP, AND STIAES  
A RESOLUTION

To urge and request all involved parties to negotiate a mutually agreeable resolution to issues relative to the governance of St. Augustine High School in New Orleans.

Read by title.

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

**HOUSE RESOLUTION NO. 123—**  
BY REPRESENTATIVE AUBERT  
A RESOLUTION

To commend Hakeem Brooks of St. Amant High School upon his selection as a representative of Louisiana at the Hugh O'Brian World Leadership Congress in Chicago, Illinois.

Read by title.

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

**HOUSE RESOLUTION NO. 124—**  
BY REPRESENTATIVES ST. GERMAIN AND HARRISON  
A RESOLUTION

To commend Troy Landry of Pierre Part for his promotion of alligator hunting and the Cajun way of life in south Louisiana as evidenced on the popular History Channel television series "Swamp People".

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 192—**  
BY REPRESENTATIVE MONICA  
A CONCURRENT RESOLUTION

To urge and request the division of administration, Department of Public Safety and Corrections, the Department of Transportation and Development, the Department of Agriculture and Forestry, and the Department of Wildlife and Fisheries to equip all trailers with a gross weight of ten thousand pounds or more with solid safety devices to attach trailers to towing vehicles.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Monica to Original House Concurrent Resolution No. 192 by Representative Monica

AMENDMENT NO. 1

On page 2, line 8, after "or" change "more" to "less"

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

On motion of Rep. Monica, and under a suspension of the rules, the resolution, as amended, was adopted.

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 193—**

BY REPRESENTATIVE JOHNSON  
A CONCURRENT RESOLUTION

To designate Avoyelles Parish as the Egg Knocking Capital of the World.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 194—**

BY REPRESENTATIVE NOWLIN AND SENATOR LONG  
A CONCURRENT RESOLUTION

To commend the inductees and honorees at the 2011 Induction Celebration of the Louisiana Sports Hall of Fame.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 195—**

BY REPRESENTATIVES CHAMPAGNE AND SAM JONES AND SENATOR MILLS  
A CONCURRENT RESOLUTION

To commend the Honorable Arthur Verret upon his retirement as mayor of the city of Jeanerette, Louisiana.

Read by title.

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

Ordered to the Senate.

**Privileged Report of the Committee on Enrollment**

June 20, 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. 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.

**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.

**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.

**HOUSE RESOLUTION NO. 114—**

BY REPRESENTATIVE ARNOLD  
A RESOLUTION

To express the condolences of the House of Representatives upon the death of Odessa Mitchell Lewis Wheeler.

Respectfully submitted,

JEAN DOERGE  
Chair

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

**Privileged Report of the Committee on Enrollment**

June 20, 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. 130—**

BY REPRESENTATIVE AUSTIN BADON AND SENATOR THOMPSON  
A CONCURRENT RESOLUTION

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

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 20, 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. 3—**

BY REPRESENTATIVE GREENE  
AN ACT

To enact the Omnibus Bond Authorization Act of 2011, relative to the implementation of a five-year capital improvement program; to provide for the repeal of certain prior bond authorizations; to provide for new bond authorizations; to provide for



authorization and sale of such bonds by the State Bond Commission; and to provide for related matters.

**HOUSE BILL NO. 32—**  
BY REPRESENTATIVE FANNIN  
AN ACT

To provide for the establishment and reestablishment of agency ancillary funds, to be specifically known as internal service funds, auxiliary accounts, or enterprise funds for certain state institutions, officials, and agencies; to provide for appropriation of funds; and to regulate the administration of said funds.

**HOUSE BILL NO. 34—**  
BY REPRESENTATIVE BROSETT  
AN ACT

To enact R.S. 29:726.3, relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to provide for the development, operation, and maintenance of a critical incident planning and mapping system; to provide for responsibilities of the Governor's Office of Homeland Security and Emergency Preparedness; to require that certain entities provide critical information to be included in the system; to provide definitions; and to provide for related matters.

**HOUSE BILL NO. 103—**  
BY REPRESENTATIVE ARMES  
AN ACT

To amend and reenact R.S. 42:1119(B)(2)(introductory paragraph) and (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.

**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.

**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.

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

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

**HOUSE BILL NO. 139—**

BY REPRESENTATIVES ST. GERMAIN, ANDERS, ARMES, ARNOLD, AUSTIN BADON, BOBBY BADON, BALDONE, BARRAS, BARROW, BISHOP, BROSETT, BURFORD, HENRY BURNS, BURRELL, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, CROMER, DOERGE, DOVE, ELLINGTON, FANNIN, GEYMAN, GISCLAIR, GUILLORY, HARDY, HARRISON, HAZEL, HENDERSON, HENRY, HENSGENS, HILL, HOFFMANN, HONORE, HOWARD, HUTTER, HUVAL, MICHAEL JACKSON, JOHNSON, ROSALIND JONES, SAM JONES, KATZ, KLECKLEY, LANDRY, LEBAS, LEGER, LIGI, LITTLE, LORUSSO, MCVEA, MONICA, MONTUCET, MORENO, MORRIS, NORTON, NOWLIN, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, ROBIDEAUX, SIMON, SMILEY, GARY SMITH, JANE SMITH, STIAES, TALBOT, THIBAUT, THIERRY, WILLIAMS, AND WILLMOTT AND SENATOR MARIONNEAUX

AN ACT

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

**HOUSE BILL NO. 141—**

BY REPRESENTATIVES STIAES, ROSALIND JONES, AND PATRICIA SMITH

AN ACT

To amend and reenact R.S. 14:89.2(B)(2) and (C) and R.S. 15:541(24)(a), relative to crime against nature; to amend criminal penalties for crime against nature by solicitation; to provide with respect to the list of offenses for which an offender shall comply with sex offender registration and notification requirements; and to provide for related matters.

**HOUSE BILL NO. 151—**

BY REPRESENTATIVE HOFFMANN AND SENATOR WALSWORTH

AN ACT

To enact R.S. 11:710(A)(4), relative to the Teachers' Retirement System of Louisiana; to allow certain reemployed retirees to receive benefits during reemployment; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 160—**

BY REPRESENTATIVE SAM JONES

AN ACT

To enact R.S. 33:103(C)(1)(m) and 4780.46.1, relative to the parish of St. Mary; to provide relative to the planning and zoning commission and to the board of adjustment; to authorize the parish governing authority to pay a per diem to members of the commission and the board; to provide for the rate of per diem and the number of meetings for which per diem is to be paid; to require the governing authority to pay per diem from parish funds; and to provide for related matters.

**HOUSE BILL NO. 166—**

BY REPRESENTATIVES HOFFMANN, ANDERS, BALDONE, HENRY BURNS, CARMODY, CHANEY, CONNICK, DOWNS, GISCLAIR, HARDY, HENDERSON, HENRY, HOWARD, ROSALIND JONES, KATZ, LAFONTA, 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"; 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"; and to provide for related matters.

**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.

**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.

**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.

**HOUSE BILL NO. 200—**  
BY REPRESENTATIVES MCVEA, ANDERS, ARNOLD, BOBBY BADON, BALDONE, BARRAS, BARROW, BILLIOT, HENRY BURNS, BURRELL, CARTER, CHAMPAGNE, CHANDLER, CHANEY, CORTEZ, DIXON, DOERGE, DOWNS, EDWARDS, ELLINGTON, FANNIN, FOIL, GALLOT, GISCLAIR, GREENE, GUILLORY, GUINN, HARDY, HARRISON, HAZEL, HILL, HINES, HONORE, HOWARD, HUVAL, SAM JONES, LAMBERT, LANDRY, LEBAS, LIGI, LITTLE, LORUSSO, MONICA, MONTOU CET, MORRIS, NORTON, PEARSON, PONTI, POPE, PUGH, RICHARD, RICHARDSON, RITCHIE, SIMON, GARY SMITH, ST. GERMAIN, THIBAUT, TUCKER, WHITE, AND WILLMOTT AND SENATOR RISER  
AN ACT

To amend and reenact Section 1 of Act No. 483 of the 1993 Regular Session of the Legislature relative to the John James Audubon Bridge; to retain the name "John James Audubon Bridge" on the bridge crossing the Mississippi River between Pointe Coupee and West Feliciana parishes; to name the east approach to the bridge in West Feliciana Parish to honor General Robert H. Barrow; to name the west approach to the bridge in Pointe Coupee Parish to honor General John A. Lejeune; and to provide for related matters.

**HOUSE BILL NO. 207—**  
BY REPRESENTATIVE JOHNSON  
AN ACT

To enact R.S. 33:2740.18.5, relative to taxing authority of municipalities; to authorize certain municipalities, subject to voter approval, to levy and collect a hotel occupancy tax; to provide relative to collection and use of proceeds of the tax; and to provide for related matters.

**HOUSE BILL NO. 215—**  
BY REPRESENTATIVE SMILEY  
AN ACT

To amend and reenact R.S. 33:342(A) and 343(A), relative to classifications of municipalities based upon population; to authorize a municipality under certain circumstances to retain its classification when population changes would otherwise change its classification; to provide procedures; to provide relative to the designation of the governing authority; and to provide for related matters.

**HOUSE BILL NO. 230—**  
BY REPRESENTATIVES MORENO, AUBERT, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, CONNICK, GISCLAIR, GUINN, HARDY, HARRISON, HENDERSON, HONORE, LABRUZZO, LOPINTO, LORUSSO, RICHARD, JANE SMITH, ST. GERMAIN, TEMPLET, TUCKER, WILLMOTT, AND WOOTON  
AN ACT

To amend and reenact Children's Code Articles 875 and 876, relative to delinquency proceedings; to provide relative to motions to dismiss a petition; and to provide for related matters.

**HOUSE BILL NO. 246—**  
BY REPRESENTATIVE SIMON  
AN ACT

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

**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.

**HOUSE BILL NO. 282—**  
BY REPRESENTATIVE ELLINGTON AND SENATORS ALARIO, AMEDEE, LAFLEUR, LONG, MCPHERSON, MICHOT, RISER, SMITH, THOMPSON, AND WALSWORTH  
AN ACT

To amend and reenact Section 3 of Act No. 345 of the 2005 Regular Session of the Legislature and to enact R.S. 47:305.66 and 337.9(D)(31), relative to sales and use taxes; to provide relative to the state sales and use tax exclusion for certain alternative substances used as fuel by manufacturers; to extend the effectiveness of the exclusion; to provide for an exemption from the sale and use tax of the state and its political subdivisions for sales of certain property to the Fore!Kids Foundation; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 303—**  
BY REPRESENTATIVE PONTI  
AN ACT

To amend and reenact R.S. 23:152, 182, 183, 184(2)(f) and (g), 187, 191, 192, 213, 214, 215(B), 233, and 251(A) and to repeal R.S. 23:253 and 254, relative to the employment of minors; to provide for hours during which minors may work; to provide for limitations in employment; to provide technical changes; and to provide for related matters.

**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.

**HOUSE BILL NO. 313—**  
BY REPRESENTATIVES SIMON, AUBERT, AUSTIN BADON, BARROW, BISHOP, BURRELL, CARMODY, CHAMPAGNE, DIXON, EDWARDS, HARDY, HENRY, HONORE, HUTTER, MICHAEL JACKSON, JOHNSON, KATZ, LABRUZZO, LANDRY, LOPINTO, LORUSSO, MONTOU CET, MORENO, NORTON, ROBIDEAUX, PATRICIA SMITH, ST. GERMAIN, STIAES, THIBAUT, THIERRY, WILLIAMS, AND WOOTON AND SENATOR LAFLEUR  
AN ACT

To enact Subpart D-1 of Part VII of Chapter 1 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S.

49:148.4.1, relative to certain public buildings; to provide for suitable accommodation for breastfeeding and lactation; to provide specifications for design features; and to provide for related matters.

**HOUSE BILL NO. 326—**

BY REPRESENTATIVE RITCHIE  
AN ACT

To repeal R.S. 40:2116(D)(7) and (8), relative to nursing home facilities; to repeal eligibility for participation in the bed abeyance program for certain Washington Parish facilities; to repeal the licensing and approval requirements for additional nursing facilities and beds in nursing facilities.

**HOUSE BILL NO. 335—**

BY REPRESENTATIVES BROSETT, ABRAMSON, ARNOLD, AUSTIN BADON, BISHOP, HENDERSON, HINES, LEGER, MORENO, AND STIAES AND SENATORS CROWE, GUILLORY, MILLS, MORRELL, AND WILLARD-LEWIS

AN ACT

To amend and reenact R.S. 47:2161, relative to the city of New Orleans; to provide relative to property sold at tax sales in the city; to provide relative to improvements made to abandoned or blighted property by a tax sale purchaser prior to redemption; to require a person redeeming property to reimburse a tax sale purchaser for the costs of improvements required to bring the property into compliance with one or more municipal code ordinances; to provide relative to the maximum amount of reimbursement; to provide relative to the right of redemption if the tax sale purchaser is not reimbursed; and to provide for related matters.

**HOUSE BILL NO. 343—**

BY REPRESENTATIVE LAFONTA  
AN ACT

To enact R.S. 47:463.152, relative to motor vehicle special prestige license plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations; and to provide for related matters.

**HOUSE BILL NO. 345—**

BY REPRESENTATIVE LAFONTA  
AN ACT

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

**HOUSE BILL NO. 354—**

BY REPRESENTATIVES BILLIOT AND TUCKER  
AN ACT

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

**HOUSE BILL NO. 358—**

BY REPRESENTATIVES GREENE, ABRAMSON, HENRY BURNS, CARTER, FOIL, GISCLAIR, HARDY, HOFFMANN, HONORE, LOPINTO, MONICA, RICHARD, RICHARDSON, SCHRODER, SEABAUGH, SIMON, GARY SMITH, JANE SMITH, ST. GERMAIN, TUCKER, AND WHITE AND SENATORS MURRAY, QUINN, AND WILLARD-LEWIS

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.

**HOUSE BILL NO. 360—**

BY REPRESENTATIVE STIAES AND SENATOR DORSEY  
AN ACT

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

**HOUSE BILL NO. 375—**

BY REPRESENTATIVES LORUSSO AND LIGI  
AN ACT

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

**HOUSE BILL NO. 376—**

BY REPRESENTATIVE NOWLIN  
AN ACT

To enact R.S. 43:111(C)(5), relative to state advertisements; to provide additional purposes for which any public institution of higher education, any management board thereof, and the Board of Regents may expend public funds for advertising; and to provide for related matters

**HOUSE BILL NO. 377—**

BY REPRESENTATIVE PEARSON  
AN ACT

To amend and reenact R.S. 11:164(B) and 191(A) and R.S. 24:36(A) and to enact R.S. 11:191(C), relative to state and statewide retirement systems; to prohibit certain earnings from being included in the calculation of benefits for certain members elected to the legislature; to provide with respect to service credit for such members; to provide with respect to contributions; to provide with respect to benefit calculation for certain members elected to the legislature; and to provide for related matters.

**HOUSE BILL NO. 381—**

BY REPRESENTATIVE GREENE AND SENATOR MICHOT AND REPRESENTATIVES ARNOLD, BALDONE, TIM BURNS, FOIL, GISCLAIR, RICHARD, ROBIDEAUX, GARY SMITH, TEMPLET, AND THIBAUT

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.

**HOUSE BILL NO. 382—**

BY REPRESENTATIVE ANDERS  
AN ACT

To amend and reenact R.S. 46:437.3(6), 438.3(B) and (C), 438.6(C)(1)(introductory paragraph) and (a), 438.7(introductory

paragraph), 439.1(D), (E), (F), and (G), 439.2(A) and (B)(1), and 439.4(A)(2) and (3) and (D), to enact R.S. 46:437.3(29) and (30) and 438.6(C)(3), and to repeal R.S. 46:439.1(H) and (I) and 439.2(C), relative to the Medical Assistance Programs Integrity Law; to provide definitions; to provide for false or fraudulent claims; to provide qui tam actions; to provide for recovery awarded; to comply with the Federal Social Security Act; and to provide for related matters.

**HOUSE BILL NO. 393—**  
BY REPRESENTATIVE GUILLORY  
AN ACT

To enact R.S. 11:1151(H), 1151.1(J), 1165.1, 1302.1, 1315, 1945(D), 1965(C), and 1975(C) and to repeal R.S. 11:1141(D), 1141.1, 1141.2, 1141.3, 1153, 1336, 1337, and 1338, relative to the Louisiana School Employees' Retirement System, the State Police Pension and Retirement System, and the Parochial Employees' Retirement System; to provide relative to compliance with applicable federal tax qualification requirements; to provide an effective date; and to provide for related matters.

**HOUSE BILL NO. 404—**  
BY REPRESENTATIVE ELLINGTON  
AN ACT

To enact R.S. 11:428, relative to the Louisiana State Employees' Retirement System; to provide for purchase of service credit for certain federal service; to provide for the purchase price of such service credit; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 420—**  
BY REPRESENTATIVE THIERRY AND SENATORS GUILLORY, LONG, THOMPSON, AND WALSWORTH  
AN ACT

To amend and reenact R.S. 4:149.5(B)(1), relative to horse racing; to authorize account wagering to be conducted by a facility licensed by the Louisiana State Racing Commission and operating as pari-mutuel live horse racing facility; and to provide for related matters.

**HOUSE BILL NO. 425—**  
BY REPRESENTATIVES STIAES, ABRAMSON, ARNOLD, AUSTIN BADON, BISHOP, HENDERSON, LEGER, AND MORENO AND SENATORS MORRELL AND WILLARD-LEWIS  
AN ACT

To amend and reenact R.S. 11:3821(B), (C)(introductory paragraph), and (D) and to enact R.S. 11:3821(E), relative to the Employees' Retirement System of the Sewerage and Water Board of the city of New Orleans, provides for governance of such system; to grant the board of trustees of such system jurisdiction, control, and management of the system; to provide with respect to membership of the board of trustees; and to provide for related matters.

**HOUSE BILL NO. 445—**  
BY REPRESENTATIVES CHANEY AND LOPINTO  
AN ACT

To enact R.S. 6:966(G), relative to notices of repossession; to dispense with notice requirements for certain parties involved in secured transactions; and to provide for related matters.

**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.

**HOUSE BILL NO. 465—**  
BY REPRESENTATIVES NORTON, ARMES, AUSTIN BADON, BOBBY BADON, BALDONE, BARROW, BISHOP, HENRY BURNS, BURRELL, CARMODY, DIXON, GISCLAIR, HONORE, MORENO, RICHARD, GARY SMITH, PATRICIA SMITH, ST. GERMAIN, STIAES, AND THIERRY  
AN ACT

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

**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.

**HOUSE BILL NO. 472—**  
BY REPRESENTATIVE ROSALIND JONES  
AN ACT

To amend and reenact R.S. 33:9664(C) and to enact R.S. 33:9664(G), relative to the lobbying of local government; to provide relative to the registration of certain lobbyists; to provide for fees associated with such registration; and to provide for related matters.

**HOUSE BILL NO. 478—**  
BY REPRESENTATIVES MONTOUCET, BARRAS, CHAMPAGNE, ST. GERMAIN, AND THIBAUT AND SENATORS CHABERT, CHEEK, DORSEY, GAUTREAUX, GUILLORY, LONG, MICHOT, MILLS, MORRELL, MURRAY, NEVERS, RISER, SHAW, THOMPSON, WALSWORTH, AND WILLARD-LEWIS  
AN ACT

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

**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. 11:1404(E), 1457(B), 1458(B)(2)(c) and (E)(5)(d) and (e), relative to the Louisiana Assessors' Retirement Fund; to provide relative to compliance with applicable federal tax qualification requirements; to provide for an effective date; and to provide for related matters.

**HOUSE BILL NO. 491—**  
BY REPRESENTATIVE MICHAEL JACKSON  
AN ACT

To enact R.S. 47:1517(F), relative to the tax exemption budget; to require hearings of the House Committee on Ways and Means and the Senate Committee on Revenue and Fiscal Affairs on the tax exemption budget; to authorize certain reports; and to provide for related matters.

**HOUSE BILL NO. 522—**

BY REPRESENTATIVE ROSALIND JONES  
AN ACT

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

**HOUSE BILL NO. 526—**

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

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

**HOUSE BILL NO. 533—**

BY REPRESENTATIVE GALLOT AND SENATOR JACKSON  
AN ACT

To amend and reenact R.S. 18:103(B)(3)(b) and (C)(3)(b), 109, 152(C)(2)(a), 154(C), 427(B), 431(A)(1)(a), 435(A)(1), 463(A)(1)(a), 551(D), 591, 602(A), (B), (C), (D), (E)(1)(a), (2)(a), and (4), and (F), 604(B)(1) and (2)(a), 1284(F)(1) and (2), 1299.1, 1300.13, 1306(E)(2), 1307(B)(2) and (H), 1308(A)(1)(a), 1308.1(A), 1309.1, 1314(B)(1), (C)(1)(b) and (3), and (D)(2), 1352, 1402(C), 1406(B), 1415(B), (C), (D), (E), and (F), 1431, 1432(A), and 1433(A) and (B) and to enact R.S. 18:1307(I), 1401(F), 1404(E), 1405(H), and 1415(G), relative to the Louisiana Election Code; to revise the system of laws comprising the Louisiana Election Code; to provide for the return of voter registration materials to the registrar of voters; to provide for the content of notices of registration; to provide relative to precinct registers used by the registrar of voters; to provide relative to disclosure of voter information; to provide relative to watchers; to provide relative to courses of instruction for commissioners; to provide for information required on a notice of candidacy; to provide for the time limits for making appointments to fill vacancies in certain offices; to provide for the time limits for issuing proclamations for special elections to fill vacancies in certain offices; to provide relative to the requirements for special elections for certain offices; to provide relative to propositions submitted to voters at certain elections; to provide relative to recall elections; to provide relative to applying to vote absentee by mail; to provide relative to the designation of political party affiliation of candidates on the ballot; to provide relative to procedures and requirements for voting absentee by mail; to provide relative to absentee by mail ballots; to provide relative to the preparation of voting machines; to provide relative to absentee by mail and early voting commissioners; to provide for the use of paper ballots; to provide for effectiveness; and to provide for related matters.

**HOUSE BILL NO. 572—**

BY REPRESENTATIVE BARROW AND SENATOR BROOME  
AN ACT

To enact R.S. 32:295.3.1, relative to motor vehicles; to permit day care centers to have a child safety alarm installed in vehicles they use to transport children; to require that an owner or director of a day care center ensure proper maintenance and good working order of child safety alarms; to provide definitions; to require the Department of Children and Family Services to promulgate rules and procedures requiring the installation of child safety alarms in vehicles owned and

operated by a day care center and used to transport children; and to provide for related matters.

**HOUSE BILL NO. 575—**

BY REPRESENTATIVE FANNIN  
AN ACT

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

**HOUSE BILL NO. 594—**

BY REPRESENTATIVE FANNIN  
AN ACT

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

**HOUSE BILL NO. 631—**

BY REPRESENTATIVE TUCKER  
AN ACT

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

**HOUSE BILL NO. 632—**

BY REPRESENTATIVE HENRY  
AN ACT

To amend and reenact R.S. 47:287.95(K) and 606(A)(1)(e), relative to corporation income and franchise tax; to provide for the method of determining certain taxable revenue from broadcasting film or radio programming which is attributable to activity in Louisiana; to provide for definitions; to provide for effectiveness; and to provide for related matters.

**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)(1), (2), and (6), (B), (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.

**HOUSE BILL NO. 643 (Substitute for House Bill No. 558 by Representative Johnson) —**

BY REPRESENTATIVE JOHNSON  
AN ACT

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

Respectfully submitted,

JEAN DOERGE  
Chair

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

**Adjournment**

On motion of Rep. Billiot, at 7:40 P.M., the House agreed to adjourn until Tuesday, June 21, 2011, at 9:30 A.M.

The Speaker of the House declared the House adjourned until 9:30 A.M., Tuesday, June 21, 2011.

ALFRED W. SPEER  
Clerk of the House