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

Morning Hour

ROLL CALL

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

PRESENT

Mr. Speaker Geymann Miller
Adams Gisclair Montoucet
Anders Greene Moreno
Arnolds Guinn Morris, Jay
Badon Harris Norton
Barras Harrison Ortego
Barrow Havard Pearson
Berthelot Hazel Pierre
Billiot Henry Ponti
Bishop, S. Hensgens Pope
Bishop, W. Hill Price
Broadwater Hoffmann Pugh
Brossett Hoffmann Pyant
Brown Hollis Reynolds
Burford Honore Richard
Burns, H. Howard Ritchie
Burns, T. Hunter Robideaux
Burrell Huval Schroder
Carmody Jackson, G. Seabaugh
Carter Jackson, K. Shadoi
Chamagne James Simon
Chaneck Jefferson Smith
Connick Johnson St. Germain
Cox Jones Talbot
Cromer Lambert Thibaut
Danahay Landry, N. Thompson
Dixon Landry, T. Whitney
Dove LeBas Williams, P.
Edwards Leger Williams, A.
Fannin Leopold Williams, P.
Franklin Lopinto Willmott
Gaines Lorusso
Garofalo Mack

Total - 103

The Speaker announced that there were 103 members present and a quorum.

Prayer

Prayer was offered by Dr. Ken Ward, Ethicist and Coordinator of Chaplain Services.

Pledge of Allegiance

Rep. Gisclair 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. Tim Burns, the reading of the Journal was dispensed with.

On motion of Rep. Tim Burns, the Journal of May 10, 2012, was adopted.

Petitions, Memorials, and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

May 11, 2012

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

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

Senate Concurrent Resolution Nos. 11, 73, 102, 103, and 104

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Concurrent Resolutions

Lying Over

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

SENATE CONCURRENT RESOLUTION NO. 73—BY SENATOR CROWE

A CONCURRENT RESOLUTION

To memorialize the Congress of the United States and to urge and request the President of the United States to maintain steadfast support for the State of Israel and express vigorous support and unwavering commitment to the welfare, security, and survival of the State of Israel as a Jewish and democratic state with secure borders.

Read by title.

On motion of Rep. Hodges, and under a suspension of the rules, the resolution was concurred in.
SENATE CONCURRENT RESOLUTION NO. 102—
BY SENATOR MILLS
A CONCURRENT RESOLUTION
To commend Breaux Bridge High School for placing second in the Louisiana High School Technology Challenge.

Read by title.

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

Message from the Senate
SENATE BILLS
May 11, 2012
To the Honorable Speaker and Members of the House of Representatives:

I am directed to inform your honorable body that the Senate has finally passed the following Senate Bills:

Senate Bill Nos. 194 and 321

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Senate Bills and Joint Resolutions on First Reading

The following Senate Bills and Joint Resolutions on first reading were taken up, read, and placed upon the calendar for their second reading:

SENATE BILL NO. 194—
BY SENATOR APPEL
AN ACT
To amend and reenact R.S. 9:4208, relative to arbitration awards; to provide for payment of attorney fees and costs in arbitration awards under certain circumstances; and to provide for related matters.

Read by title.

SENATE BILL NO. 321—
BY SENATOR MARTINY
AN ACT
To enact R.S. 15:574.4(A)(5), relative to parole; to provide for eligibility for parole consideration for certain inmates who are at least fifty years of age and have met certain conditions; and to provide for related matters.

Read by title.

Introduction of Resolutions, House and House Concurrent

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

HOUSE RESOLUTION NO. 90—
BY REPRESENTATIVE SIMON
A RESOLUTION
To recognize Tuesday, May 15, 2012, as Dental Hygiene Day and to commend the Louisiana Dental Hygienists’ Association and dental hygienists around the state for their outstanding contributions to the oral health of citizens of the state of Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 137—
BY REPRESENTATIVE BURFORD AND SENATOR BUFFINGTON
A CONCURRENT RESOLUTION
To express sincere and heartfelt condolences upon the death of Jerry Moncrief of DeSoto Parish.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 138—
BY REPRESENTATIVE LEBAS
A CONCURRENT RESOLUTION
To authorize and request the Louisiana State Law Institute to study the potential impact of creating a child support calculation system in cases of “dual paternity” on other areas of the law and to report its findings and recommendations in the form of specific proposed legislation at least sixty days prior to the convening of the 2013 Regular Session of the Legislature of Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVE ABRAMSON
A CONCURRENT RESOLUTION
To authorize and request the Louisiana State Law Institute to study the potential impact of creating a child support calculation system in cases of “dual paternity” on other areas of the law and to report its findings and recommendations in the form of specific proposed legislation at least sixty days prior to the convening of the 2013 Regular Session of the Legislature of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 140—
BY REPRESENTATIVE SMITH
A CONCURRENT RESOLUTION
To recognize Tuesday, May 15, 2012, as AKA Day at the capitol and to commend the members of Alpha Kappa Alpha Sorority, Incorporated.

Read by title.

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

Ordered to the Senate.
HOUSE CONCURRENT RESOLUTION NO. 142—  
BY REPRESENTATIVE KATRINA JACKSON  
A CONCURRENT RESOLUTION  
To commend Rueben Randle for his contributions to the Louisiana State University football team and to extend to him best wishes for continued success in his professional career.  
Read by title.  
On motion of Rep. Katrina Jackson, and under a suspension of the rules, the resolution was adopted.  
Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 143—  
BY REPRESENTATIVE HOFFMANN  
A CONCURRENT RESOLUTION  
To urge and request that the Louisiana Food Bank Association study means by which to facilitate and encourage the donation of food by grocers and restaurants to food banks and other charitable organizations which serve the needy.  
Read by title.  
On motion of Rep. Hoffmann, and under a suspension of the rules, the resolution was adopted.  
Ordered to the Senate.

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

SENATE BILL NO. 47—  
BY SENATOR GUILLORY  
AN ACT  
To amend and reenact R.S. 11:102(B)(1) and (3)(a) and (d)(i), (v), (v), and (vii) and (C)(2), (3), and (4)(a), 403(5)(a)(i) and (b)(i) and (ii), 502(B)(1), and 701(5)(a)(introductory paragraph) and to enact R.S. 11:102(D) and 701(5)(f) and to repeal R.S. 11:403(5)(b)(iii), relative to certain members of the Louisiana State Employees' Retirement System and certain postsecondary education members of the Teachers' Retirement System of Louisiana; to provide with respect to benefit calculation; to provide an effective date; and to provide for related matters.  
Read by title.  
Under the rules, the above bill was referred to the Committee on Retirement.

SENATE BILL NO. 763 (Substitute of Senate Bill No. 560 by Senator Donahue)—  
BY SENATORS DONAHUE AND LAFLEUR  
AN ACT  
To amend and reenact R.S. 23:1201(F)(introductory paragraph) and (H), 1210(A), 1221(3)(a) and (4)(s)(i), 1224 and the heading of 1314, and to enact R.S. 23:1020.1 and 1314(D) and (E), relative to workers' compensation; to provide for legislative purpose; to provide for legislative intent; to provide for construction; to provide with respect to nonpayment of benefits; to provide with respect to burial benefits; to provide with respect to supplemental earnings benefits; to provide with respect to benefits for catastrophic injury; to provide with respect to prematurity of actions; and to provide for related matters.  
Read by title.  
Under the rules, the above bill was referred to the Committee on Labor and Industrial Relations.

SENATE BILL NO. 764 (Substitute of Senate Bill No. 709 by Senator Ward)—  
BY SENATORS WARD, ALARIO, ALAIN, AMEDEE, APPEL, BROOME, BROWN, BUFFINGTON, CHABERT, CROWE, DORSEY-COLOMB, GALLOT, GUILLORY, JOHNS, KOSTELKA, LONG, MARTINY, MURRAY, NEVERS, PERRY, RISER, TARVER, THOMPSON, WALLS AND WHITE AND REPRESENTATIVE SCHRODER  
AN ACT  
To amend and reenact R.S. 17:415, 416(A)(1)(a), (b)(i) and (ii)(introductory paragraph), and (c)(i), (3)(a)(introductory paragraph) and (xvii), (4)(introductory paragraph), (a)(i)(ee), and (b), 416.4(C), 416.13, and 416.20(A), to enact R.S. 17:416(A)(1)(c)(ii)(dd), (2)(d), (3)(a)(xviii), and (4)(c) and 3996(B)(30), and to repeal R.S. 17:416.14, relative to bullying; to provide relative to the student code of conduct; to provide relative to student discipline; to provide for duties; to provide for reporting; to provide for parental notification; and to provide for related matters.

Read by title.  
Under the rules, the above bill was referred to the Committee on Education.

House Bills and Joint Resolutions on Second Reading Reported by Committee  
The following House Bills and Joint Resolutions on second reading reported by committee were taken up and acted upon as follows:

HOUSE BILL NO. 1214 (Substitute for House Bill No. 407 by Representative Smith)—  
BY REPRESENTATIVES SMITH, WESLEY BISHOP, BROSSETT, HENRY BURNS, CARMODY, JEFFERSON, AND PRICE  
AN ACT  
To amend and reenact R.S. 17:416.13(B)(1), (2), and (3) and (D)(3), to enact R.S. 17:81(W) and 3996(B)(30), and to repeal R.S. 17:416.13(B)(4), relative to harassment, intimidation, and bullying in public schools; to provide relative to codes of conduct for school employees and for students; to provide relative to the prohibition in such codes of conduct against harassment, intimidation, and bullying; to provide relative to definitions, training, reporting, and investigation; to remove provisions excepting certain parishes from certain requirements relative to student codes of conduct; to provide relative to effectiveness; and to provide for related matters.  
Read by title.  
On motion of Rep. Carter, the bill was ordered engrossed and passed to its third reading.  
Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1215 (Substitute for House Bill No. 1133 by Representative Carmody)—  
BY REPRESENTATIVE CARMODY  
AN ACT  
To enact R.S. 17:3390(G), relative to the management boards of organizations which serve the needy.  
Read by title.  
On motion of Rep. Carter, the bill was ordered engrossed and passed to its third reading.  
Under the rules, placed on the regular calendar.
Privileged Report of the Legislative Bureau
May 10, 2012
To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 4
Reported without amendments.

Senate Bill No. 59
Reported with amendments.

Senate Bill No. 68
Reported without amendments.

Senate Bill No. 75
Reported without amendments.

Senate Bill No. 112
Reported without amendments.

Senate Bill No. 114
Reported without amendments.

Senate Bill No. 121
Reported without amendments.

Senate Bill No. 122
Reported without amendments.

Senate Bill No. 124
Reported without amendments.

Senate Bill No. 199
Reported without amendments.

Senate Bill No. 202
Reported without amendments.

Senate Bill No. 203
Reported without amendments.

Senate Bill No. 205
Reported without amendments.

Senate Bill No. 214
Reported without amendments.

Senate Bill No. 216
Reported without amendments.

Senate Bill No. 218
Reported without amendments.

Senate Bill No. 219
Reported without amendments.

Senate Bill No. 235
Reported without amendments.

Senate Bill No. 257
Reported without amendments.

Senate Bill No. 306
Reported without amendments.

Senate Bill No. 345
Reported without amendments.

Senate Bill No. 370
Reported without amendments.

Senate Bill No. 378
Reported without amendments.

Senate Bill No. 390
Reported without amendments.

Senate Bill No. 427
Reported without amendments.

Senate Bill No. 485
Reported without amendments.

Senate Bill No. 525
Reported with amendments.

Senate Bill No. 631
Reported without amendments.

Senate Bill No. 644
Reported with amendments.

Senate Bill No. 661
Reported without amendments.

Senate Bill No. 753
Reported without amendments.

Respectfully submitted,
REGINA BARROW
Chairman

Recess

The Speaker declared the House at recess until 11:00 A.M.

After Recess

Speaker Kleckley called the House to order at 11:55 A.M.

House Business Resumed

ROLL CALL

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

PRESENT

Mr. Speaker Adams Anders Armes Arnold Badon Barras Barrow Berthelot Billiot Bishop, S. Bishop, W. Broadwater Brossett BrownBurford Burns, H. Burns, T. Burrell

Geymann Gisclair Guillory Gunn Harris Harrison Havard Hazel Henry Hensgens Hill Hodges Hoffmann Hollis Honore Howard Hunter Huval

Miller Montoucet Moreno Morris, Jay Morris, Jim Norton Ortego Pearson Pierre Ponti Pope Price Pugh Pylant Reynolds Ritchie Robideaux Schexnayder
The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in this Act by taking such actions as is necessary, including but not limited to, the following:

1. Reducing proposed enhancements ($16,128,267).
2. Reducing funding for vacant positions ($44,241,500).
4. Reducing professional, personal, and consulting service contracts ($75,000,000).
5. Furlough of employees for two calendar days, as presented by appointing authorities and approved by the Department of Civil Service ($16,000,000).
6. Reducing employee overtime pay ($19,750,000).
7. Incorporating appropriations out of the state general fund out of statutory dedications as provided for in Subsection G of this Section ($70,751,629).
8. Withholding payment of judgments contained in this Act ($12,000,000).
9. Five percent reduction to personnel costs for those employees who rank in the top fifty percent of salaries within the organizational unit in which the reductions will be made with priority given to those who are eligible for retirement, if such retirement benefits will yield ninety percent of their current salary, or if they have less than five people that report directly to them ($55,000,000).

The commissioner of administration is further authorized and directed to eliminate the one-time money contained in the State General Fund (Direct) identified by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19, and such reduction to State General Fund (Direct) may be achieved through the reductions provided for herein, and is further authorized to adjust the means of financing by eliminating the one-time money contained in the State General Fund by Statutory Dedications out of the Overcollections Fund, the Louisiana Medical Assistance Trust Fund, the TOPS Fund, and the Mega-Project Development Fund and by replacing such adjustments partially or totally with State General Fund (Direct) identified by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19, and such reduction to State General Fund (Direct) may be achieved through the reductions provided for herein, and is further authorized to adjust the means of financing by eliminating the one-time money contained in the State General Fund by Statutory Dedications out of the Overcollections Fund, the Louisiana Medical Assistance Trust Fund, the TOPS Fund, and the Mega-Project Development Fund and by replacing such adjustments partially or totally with State General Fund (Direct) to effectuate a total savings of $267,670,431. The commissioner shall make reductions and means of financing adjustments to cause no impact to critical services.

G. Provided, however, that notwithstanding any provision of law to the contrary, the commissioner of administration is hereby authorized and directed to reduce the program expenditures and to adjust the means of financing for the budget units contained in this Act by reducing the appropriation out of state general fund by statutory dedications out of each fund by 10% of the appropriation authorized and directed to reduce the program expenditures and to adjust the means of financing for the budget units contained in this Act by reducing the appropriation out of state general fund by statutory dedications out of each fund by 10% of the appropriation from such fund contained in the Original version of this Act, and incorporated in the statutory dedication calculation in the official forecast as non-recurring revenues, to effectuate a total reduction of $139,529,827.

Provided further, however, that the appropriations out of the following funds shall not be reduced: Conservation Fund, Education Excellence Fund, Health Excellence Fund, IEB Statutory Dedication Louisiana Fund, Louisiana Lottery Proceeds Fund, Louisiana Quality Education Support Fund, Transportation Trust Fund, Transportation Trust Fund-Regular, Transportation Trust Fund-Federal, Louisiana Medical Assistance Trust Fund, TOPS Fund, and Medicaid Trust Fund for the Elderly, the Support Education in Louisiana First Fund, and the Compulsive and Problem Gaming Fund.
The state treasurer is hereby authorized and directed to transfer the amount of the reduction of the appropriation out of each fund into the state general fund, $70,751,629, be it more or less estimated.

H. The legislature hereby recognizes its intention, as represented by its presiding officers, to reduce its expenditures out of the State General Fund (Direct) during Fiscal Year 2012-2013 by $6,926,393.”

**Point of Order**

Rep. Geymann raised a point of order as to whether House Rule 7.19(D)(2)(a) requires a ruling from the Chair as to whether the above floor amendment appropriates one-time money.

**Ruling of the Chair**

The Chair ruled that the above floor amendment does not appropriate money and requires no ruling as to whether it may appropriate one-time money.

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

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representatives Geymann and Henry to Engrossed House Bill No. 1 by Representative Fannin

**AMENDMENT NO. 1**

On page 12, between lines 14 and 15, insert the following:

"F. In order to eliminate the one-time money contained in this Act, including the recommendations for the use of one-time money as proposed in the Executive Budget, and identified by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19, the commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in this Act by taking such actions as is necessary, including but not limited to, the following:

1. Reducing proposed enhancements ($16,128,267).

2. Reducing funding for vacant positions ($44,241,500).


4. Reducing professional, personal, and consulting service contracts ($75,000,000).

5. Furlough of employees for two calendar days, as presented by appointing authorities and approved by the Department of Civil Service ($16,000,000).

6. Reducing employee overtime pay ($19,750,000).

7. Incorporating appropriations out of the state general fund out of statutory dedications as provided for in Subsection G of this Section ($70,751,629).

8. Withholding payment of judgments contained in this Act ($12,000,000).

9. Five percent reduction to personnel costs for those employees who rank in the top fifty percent of salaries within the organizational unit in which the reductions will be made with priority given to those who are eligible for retirement, if such retirement benefits will yield ninety percent of their current salary, or if they have less than five people that report directly to them ($55,000,000).

The commissioner of administration is further authorized and directed to eliminate the one-time money contained in the State General Fund (Direct) identified by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19, and such reduction to State General Fund (Direct) may be achieved through the reductions provided for herein, and is further authorized to adjust the means of financing by eliminating the one-time money contained in the State General Fund by Statutory Dedications out of the Overcollections Fund, the Louisiana Medical Assistance Trust Fund, the TOPS Fund, and the Mega-Project Development Fund and by replacing such adjustments partially or totally with State General Fund (Direct) to effectuate a total savings of $267,670,431. The commissioner shall make reductions and means of financing adjustments to cause no impact to critical services.

G. Provided, however, that notwithstanding any provision of law to the contrary, the commissioner of administration is hereby authorized and directed to reduce the program expenditures and to adjust the means of financing for the budget units contained in this Act by reducing the appropriation out of state general fund by statutory dedications out of each fund by 10% of the appropriation from such fund contained in the Original version of this Act, and incorporated in the statutory dedication calculation in the official forecast as recurring revenues, to effectuate a total reduction of $70,751,629.

Provided further, however, that the appropriations out of the following funds shall not be reduced: Conservation Fund, Education Excellence Fund, Health Excellence Fund, IEB Statutory Dedication Louisiana Fund, Louisiana Lottery Proceeds Fund, Louisiana Quality Education Support Fund, Transportation Trust Fund, Transportation Trust Fund-Regular, Transportation Trust Fund-Federal, Louisiana Medical Assistance Trust Fund, TOPS Fund, and Medicaid Trust Fund for the Elderly, the Support Education in Louisiana First Fund, and the Compulsive and Problem Gaming Fund.

The state treasurer is hereby authorized and directed to transfer the amount of the reduction of the appropriation out of each fund into the state general fund, $70,751,629, be it more or less estimated.

H. The legislature hereby recognizes its intention, as represented by its presiding officers, to reduce its expenditures out of the State General Fund (Direct) during Fiscal Year 2012-2013 by $6,926,393.”

Rep. Henry 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:

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The amendments were adopted.

Consent to Correct a Vote Record

Rep. Girod Jackson requested the House consent to record his vote on the above amendment by Reps. Geymann and Henry to House Bill No. 1 as nay, which consent was unanimously granted.

Motion

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

Chairman Arnold in the Chair

House Business Resumed

Speaker Kleckley in the Chair

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

HOUSE BILL NO. 1—
BY REPRESENTATIVE FANNIN
AN ACT
Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

The Committee of the Whole House Amendments were read as follows:

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 11, line 18, change "$220,954,952" to "$237,659,592"

AMENDMENT NO. 2

On page 11, line 21, after "Bill" and before "to the" delete "No. XXX" and insert "Nos. 822 and 1059"

AMENDMENT NO. 3

On page 11, line 29, change "XXX" to "822"

AMENDMENT NO. 4

On page 29, line 15, change "$3,497,838" to "$2,927,918"

AMENDMENT NO. 5

On page 29, line 26, change "$4,237,783" to "$4,807,703"

AMENDMENT NO. 6

On page 29, after line 45, insert the following:

"Payable out of the State General Fund (Direct) to the Parish Councils on Aging Program for the Senior Centers Program $ 706,698

Provided, however, that from the funds appropriated herein, the amount received by each parish council on aging shall be equal to the funds received by each parish council on aging for senior centers in Fiscal Year 2011-2012."

AMENDMENT NO. 7

On page 47, line 25, after "protecting" and before "within" change "principle" to "principal"

AMENDMENT NO. 8

On page 47, line 33, after "the" and before "Trust" change "Medical" to "Medicaid"

AMENDMENT NO. 9

On page 115, line 45, after "Bill" and before "to the" delete "No. XXX" and insert "Nos. 822 and 1059"

AMENDMENT NO. 10

On page 115, line 48, change "$220,954,952" to "$237,659,592"

AMENDMENT NO. 11

On page 115, line 49, change "$551,074,929" to "$592,737,305"

AMENDMENT NO. 12

On page 115, line 50, change "$772,029,881" to "$830,396,897"

AMENDMENT NO. 13

On page 121, delete lines 11 through 16 in their entirety
AMENDMENT NO. 14
On page 125, line 27, change "Workers Compensation Injury Fund" to "Louisiana Fund"

AMENDMENT NO. 15
On page 157, line 9, after "Trust" insert "Fund"

AMENDMENT NO. 16
On page 173, between lines 15 and 16, insert the following:
"The Board of Regents is hereby authorized and directed to adjust State General Fund (Direct) provided for herein and allocated for the Louisiana State University Agricultural Center by reducing the appropriation out of the State General Fund (Direct) by $ 94,024."

AMENDMENT NO. 17
On page 198, line 17, change "$39,727,625" to "$37,827,625"

AMENDMENT NO. 18
On page 200, after line 55, insert the following:
"Payable out of the State General Fund (Direct) to Northwestern State University for the Aquaculture Research Project (River Water Research) $ 94,024

Provided, however, that such appropriation shall terminate future contractual and financial obligations between the LSU Agricultural Center and Northwestern State University for the Aquaculture Research Project (River Water Research)"

AMENDMENT NO. 19
On page 239, line 2, between "in the" and "labeled" change "students" to "students"

AMENDMENT NO. 20
On page 256, line 21, change "27:392(B)(2)(b)(i)" to "27:392(B)(3)(b)(i)"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1
In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, at the end of line 13, insert a comma "", and insert "other than social service contracts"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1
On page 33, after line 49, insert the following:
"Payable out of the State General Fund (Direct) for service related disability or other war-related impediments $ 500,000"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1
On page 66, between lines 7 and 8, insert the following:
"Payable out of the State General Fund (Direct) to the Administrative Program for the Council for the Development of French in Louisiana (CODOFIL) $ 100,000"

AMENDMENT NO. 2
On page 227, line 3, change "$7,799,962" to "$7,699,962"

AMENDMENT NO. 3
On page 231, line 30, change "$129,193,568" to "$129,093,568"

AMENDMENT NO. 4
On page 231, line 32, change "$46,936,422" to "$46,836,422"

AMENDMENT NO. 5
On page 231, line 37, change "$129,193,568" to "$129,093,568"

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

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

Amendments proposed by Representatives Hazel, Dixon, Harris, and Johnson in the Committee of the Whole House to House Bill No. 1 by Representative Fannin

AMENDMENT NO. 6
On page 76, line 20, change "$4,421,386" to "$2,978,817"

AMENDMENT NO. 7
On page 76, line 29, change "$24,284,262" to "$20,698,423"

AMENDMENT NO. 8
On page 76, line 51, change "$29,687,263" to "$24,658,855"

AMENDMENT NO. 9
On page 77, line 2, change "$27,924,648" to "$22,896,240"

AMENDMENT NO. 10
On page 77, line 6, change "$29,687,263" to "$24,658,855"

AMENDMENT NO. 11
On page 81, between lines 5 and 6, insert the following:
"08-412 J. LEVY DABADIE CORRECTIONAL CENTER

EXPENDITURES: Administration - Authorized Positions (7) $ 1,955,838

Program Description: Provides institutional support services including American Correctional Association (ACA) accreditation reporting efforts, heating and air conditioning service contracts, risk management premiums, and major repairs."
Objective: Review processes and innovations in the industry to ensure that the safest, most economical, efficient and effective services are provided in all institutions in order to qualify for ACA accreditation every three years.

Performance Indicator:
Percentage of unit that is ACA accredited 100%

Incarceration - Authorized Positions (99) $ 4,127,092

Program Description:
Provides security services related to the custody and care of 300 minimum custody offenders; and maintenance and support of the facility and equipment.

Objective: Minimize security breaches by maintaining an offender per Correctional Security Officer ratio of 4.3 through 2016.

Performance Indicators:
Number of offenders per Correctional Security Officer 4.5
Average daily offender population 300

Objective: Ensure offender education regarding disease management in order to reduce by 1% the percentage of offender with communicable diseases by unit by 2016.

Performance Indicator:
Percentage of offender population diagnosed with a chronic disease 25.0%
Percentage of offender population diagnosed with a communicable disease 6.9%

Auxiliary Account - Authorized Positions (1) $ 573,744

Account Description: Funds the cost of providing an offender canteen to allow offenders to use their accounts to purchase canteen items. Also provides for expenditures for the benefit of the offender population from profits from the sale of merchandise in the canteen.

TOTAL EXPENDITURES $ 6,656,674

MEANS OF FINANCE:
State General Fund (Direct) $ 5,028,408
State General Fund by:
Interagency Transfers $ 322,513
Fees & Self-generated Revenues $ 1,305,753

TOTAL MEANS OF FINANCING $ 6,656,674

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 171, between lines 2 and 3, insert the following:

"Notwithstanding any provision of law or this Act to the contrary, the commissioner of administration is prohibited from making reductions to the appropriations for the TOPS Program or GO Grant Program contained herein."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 251, between lines 17 and 18, insert the following:

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

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

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

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, delete lines 22 and 23 in their entirety

AMENDMENT NO. 2

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, at the beginning of line 24 change "(9)" to "(8)"

Rep. Thierry moved the adoption of the amendments.


By a vote of 55 yeas and 42 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

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

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House of Representatives on May 11, 2011, on page 2, at the end of line 17, delete the quotation mark “” and insert the following:

“I. Notwithstanding any provision of law to the contrary, the commissioner shall not implement such reductions as authorized in Subsections F, G, and H of this Section unless and until a majority of the elected members of each house of the Legislature approves the implementation of such reductions in an extraordinary session of the Legislature held for that purpose and that the commissioner of administration addresses and answers the questions of the members of each house.”

Rep. Hunter moved the adoption of the amendments.


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

ROLL CALL

The roll was called with the following result:

YEAS
Arnold Fannin Jones
Badon Guillory Landry, T.
Barrow Honore Leger
Billiot Hunter Moreno
Brossett Jackson, G. Pierre
Burrell Jackson, K. Price
Cox James Ritchie
Dixon Jefferson Thibaut
Edwards Johnson Williams, P.
Total - 27

NAYS
Mr. Speaker Harris Pearson
Adams Havard Ponti
Barras Hazel Pope
Berthelot Henry Pugh
Bishop, S. Hensgens Pyant
Brown Hill Reynolds
Burford Hodges Richard
Burns, H. Hoffmann Robideaux
Carmody Hollis Schexnayder
Carter Howard Schroder
Champagne Huval Seabaugh
Chaney Lambert Shadoin
Connick Landry, N. Simon
Cromer Leopold St. Germain
Dunahay Ligi Talbot
Foil Lopinto Thibaut
Garofalo Lorusso Thompson
Geymann Mack Whitney
Gisclair Miller Willmott
Greene Morris, Jay Williams, P.
Guinn Morris, Jim
Total - 61

ABSENT
Abramson Dove Norton
Anders Franklin Ortego
Armens Gaines Richardson
Bishop, W. Harrison Smith
Broadwater LeBas Williams, A.
Burns, T. Montoucet
Total - 17

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 24, at the end of line 52, add the following:

"Payable out of the State General Fund (Direct) to the Ouachita Parish Public Defender's Office $100,000"

Rep. Hunter moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 19 yeas and 68 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 13, between lines 31 and 32 insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative Program by reducing the appropriation out of the State General Fund (Direct) by $159,000 from professional services."

Rep. Hunter moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 19 yeas and 68 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 13, between lines 31 and 32 insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative and Executive Support Program in this agency by reducing the appropriation out of the State General Fund (Direct) by $100,000."

Rep. Hunter moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 19 yeas and 68 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 2

On page 13, between lines 31 and 32 insert the following:

"Provided, however, that the commissioner of administration is hereby authorized and directed to adjust the means of finance for the Administrative and Executive Support Program in this agency by reducing the appropriation out of the State General Fund (Direct) by $159,000 from professional services."

Rep. Katrina Jackson moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 41 yeas and 51 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 41, between lines 11 and 12 insert the following:

"Payable out of the State General Fund (Direct) to the Elections Program for the Voter Outreach Program $ 159,000"

Rep. Katrina Jackson moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 41 yeas and 51 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

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

On page 234, between lines 28 and 29, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Louisiana Mega-Project Development Fund to the Student-Centered Goals Program for after school programs, notwithstanding any other law to the contrary and specifically notwithstanding R.S. 51:2365 $ 1,000,000"

Rep. Barrow moved the adoption of the amendments.

Rep. Fannin objected.

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

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, delete lines 15 through 17 in their entirety

AMENDMENT NO. 2

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, at the beginning of line 18 change "(6)" to "(5)"

AMENDMENT NO. 3

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, at the beginning of line 19 change "(7)" to "(6)"

AMENDMENT NO. 4

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, at the beginning of line 22 change "(8)" to "(7)"

AMENDMENT NO. 5

In House Floor Amendment No. 1 proposed by Representatives Geymann and Henry and adopted by the House on May 11, 2012, on page 1, at the beginning of line 24 change "(9)" to "(8)"

Rep. Barrow moved the adoption of the amendments.

Rep. Fannin objected.

The amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 12, between lines 14 and 15, insert the following:

"F. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in each department and budget unit contained in this Act by a pro rata share of the in-state and out-of-state travel to achieve a State General Fund (Direct) savings of $4,583,415."

AMENDMENT NO. 2

On page 114, between lines 28 and 29, insert the following:

"EXPENDITURES:
For Medicare Buy-Ins and Supplements Program for the Louisiana Behavioral Health Partnership $ 16,014,728

TOTAL EXPENDITURES $ 16,014,728

MEANS OF FINANCE:
State General Fund (Direct) $ 4,583,415"
Federal Funds $ 11,431,313
TOTAL MEANS OF FINANCING $ 16,014,728

Rep. Brossett 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
Arnold Greene Leopold
Badon Guillory Miller
Barrow Hazel Montoucet
Billiot Henry Moreno
Brossett Locque Ortego
Brown Jackson, G. Pierre
Burrell James Price
Cox Johnson Reynolds
Dixon Leger Williams, P.
Foil Landry, T. Willmott
Gaines Leger Total - 36

NAYS
Arnold Badon Barrow Brossett Burrell Cox Dixon Edwards Foil Gaines Total - 50
Adams Mr. Speaker Adams
Barras HarrISON Barrow
Berthelot Haverd Bishop, S.
Bristol Hensens Bristol
Burns, H. Dodges Burns, H.
Carmody Hoffmann Carmody
Carter Hollis Cameron
Champagne Howard Havan
Chaney Lambert Connick
Comerm Liti Cameron
Danaahy Lopinto Fannin
Garofalo Lorusso Geymann
Geymann Total - 63

ABSENT
Abramson Franklin Richard
Anders Guinn Richardson
Armex Hill Ritchie
Bishop, W. Hunter Smith
Broadwater Jackson, K. Williams, A.
Burns, T. LeBas
Dove Norton
Total - 19

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.
Rep. Fannin moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

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

Notice of Intention to Call

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

Introduction of Resolutions, House and House Concurrent
The following members introduced the following entitled House and House Concurrent Resolutions, which were read the first time by their titles and placed upon the calendar for their second reading:
HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE CHAMPAGNE
A CONCURRENT RESOLUTION
To urge and request the Governor’s Advisory Commission on Coastal Restoration, Protection and Conservation to review the funding opportunities available for the 2012 Coastal Master Plan and report to the legislature and the governor's office regarding the expected level of local, state, federal, and private funding required to achieve the goals of the plan and to recommend steps to be taken to timely secure each component of this funding.

Read by title.

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

Ordered to the Senate.

Suspension of the Rules

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

House Bill No. 333
Senate Bill Nos. 475 and 513

Suspension of the Rules

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

House Bill Nos. 812 and 860
Senate Bill Nos. 82, 299, 410, 420, and 693

Suspension of the Rules

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

Senate Bill No. 538

Suspension of the Rules

On motion of Rep. St. Germain, the rules were suspended to permit the Committee on Transportation, Highways and Public Works to meet at 10:00 A.M., and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill Nos. 224, 594, and 674
Senate Concurrent Resolution Nos. 9 and 70

Adjournment

On motion of Rep. Billiot, at 7:50 P.M., the House agreed to adjourn until Monday, May 14, 2012, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 14, 2012.

ALFRED W. SPEER
Clerk of the House