

OFFICIAL JOURNAL
OF THE
HOUSE OF
REPRESENTATIVES

OF THE
STATE OF LOUISIANA

THIRTY-NINTH DAY'S PROCEEDINGS

Thirty-eighth Regular Session of the Legislature
Under the Adoption of the
Constitution of 1974

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, May 14, 2012

The House of Representatives was called to order at 2:00 P.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	Mack
Abramson	Gisclair	Miller
Adams	Greene	Montoucet
Anders	Guillory	Moreno
Armes	Guinn	Morris, Jay
Arnold	Harris	Morris, Jim
Badon	Harrison	Norton
Barras	Havard	Ortego
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Bishop, W.	Hodges	Price
Broadwater	Hoffmann	Pugh
Brossett	Hollis	Pylant
Brown	Honore	Reynolds
Burford	Howard	Richard
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Robideaux
Carmody	Jackson, K.	Schexnayder
Carter	James	Seabaugh
Chaney	Jefferson	Simon
Connick	Johnson	Smith
Cox	Jones	St. Germain
Cromer	Lambert	Talbot
Danahay	Landry, N.	Thibaut
Dixon	Landry, T.	Thierry
Dove	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Ligi	Williams, P.

Gaines
Garofalo
Total - 101

Lopinto
Lorusso

Willmott

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

Prayer

Prayer was offered by Rep. Armes.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Henry Burns, the Journal of May 11, 2012, was adopted.

On motion of Rep. Henry Burns, the reading of the Committee of the Whole journal was dispensed with.

The journal of the Committee of the Whole was corrected to reflect an explanation of vote by Rep. Alfred Williams to House Bill No.1.

On motion of Rep. Henry Burns, the journal of the Committee of the Whole of May 11, 2012, was adopted.

Petitions, Memorials, and
Communications

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

Message from the Senate

SENATE BILLS

May 14, 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 No. 740

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. 740—
BY SENATOR GUILLORY

AN ACT

To amend and reenact R.S. 11:542(A)(2) and (3), (B)(introductory paragraph), and (F)(2), 883.1(A)(2) and (3), (B)(introductory paragraph), and (G)(2) and to enact Subpart P of Part II of Chapter 4 of Subtitle I of Title 11 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 11:331, and R.S. 11:542(A)(4), (B)(4), (F)(3), and 883.1(A)(4), (B)(4), and (G)(3), relative to certain accounts of the Louisiana State

Employees' Retirement System and the Teachers' Retirement System of Louisiana; to provide for calculation and application of credits and debits to the systems' experience accounts; to provide for subaccounts; to provide for an effective date; 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. 91—
BY REPRESENTATIVE HOWARD

A RESOLUTION

To commend the Anacoco High School girls softball team upon winning the 2012 Class B state championship.

Read by title.

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

HOUSE RESOLUTION NO. 92—
BY REPRESENTATIVE HOWARD

A RESOLUTION

To commend the Hornbeck High School baseball team upon winning the 2012 Class B state championship.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 145—
BY REPRESENTATIVE NANCY LANDRY

A CONCURRENT RESOLUTION

To urge and request the House Committee on House and Governmental Affairs and the Senate Committee on Senate and Governmental Affairs to meet and function as a joint committee to study issues relative to meetings of public bodies, particularly requirements regarding public comment at meetings, vote requirements for a public body to go into executive session or take up a matter not on the agenda, and the creation of committees and subcommittees by public bodies.

Read by title.

On motion of Rep. Nancy Landry, and under a suspension of the rules, the above resolution was referred to the Committee on House and Governmental Affairs, under the rules.

HOUSE CONCURRENT RESOLUTION NO. 146—
BY REPRESENTATIVE CONNICK

A CONCURRENT RESOLUTION

To urge and request the Louisiana Department of Transportation and Development to study the need for the creation of local transportation districts by parishes and municipalities in order to assist the department in addressing transportation needs in Louisiana and to report its findings to the House Committee on Transportation, Highways and Public Works, the Senate Committee on Transportation, Highways and Public Works, the House Committee on Municipal, Parochial and Cultural Affairs, and the Senate Committee on Local and Municipal Affairs prior to the convening of the 2013 Regular Session of the Legislature of Louisiana.

Read by title.

On motion of Rep. Connick, and under a suspension of the rules, the above resolution was referred to the Committee on Transportation, Highways and Public Works, under the rules.

**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. 138—
BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To authorize and direct the Department of Health and Hospitals to require that providers of home- and community-based services obtain accreditation by a nationally recognized accrediting agency approved by the department beginning January 1, 2013, and to submit a plan to implement the directive provided in this Resolution to the legislative committees on health and welfare on or before December 1, 2012.

Read by title.

Under the rules, the above resolution was referred to the Committee on Health and Welfare.

**Senate Concurrent Resolutions
Lying Over**

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

SENATE CONCURRENT RESOLUTION NO. 11—
BY SENATOR MURRAY

A CONCURRENT RESOLUTION

To create a special committee to study the process of redistricting or reapportionment including, creation of precincts, demographer certification, notice requirements for changes in voting, reapportionment and redistricting plans, electronic data requirements for Geographic Information Systems (GIS), submission deadlines for changes in voting and to develop recommendations for changes to the Louisiana Election Code to implement such changes.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 103—
BY SENATOR DONAHUE

A CONCURRENT RESOLUTION

To urge and request the Chairman of the Senate Committee on Finance and two members from Finance appointed by the President, the Chairman of the House Appropriations Committee and two members from Appropriations appointed by the Speaker, the Chairman of the Senate Committee on Revenue and Fiscal Affairs and two members from the Senate Committee on Revenue and Fiscal Affairs appointed by the President, and the Chairman of the House Committee on Ways and Means and two members from the House Committee on Ways and Means, appointed by the Speaker, and the President of the Senate and Speaker of the House to meet and to function as a commission to study Louisiana revenue laws with respect to Louisiana's exemptions, credits, rebates, and other tax preference expenditures, identify the low-performing or antiquated tax preference expenditures and recommend their temporary or permanent reduction or elimination, and report its findings and recommendations.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 104 (Substitute of SCR No. 66 by Senator Buffington)—
BY SENATOR BUFFINGTON

A CONCURRENT RESOLUTION

To establish an advisory work group within the Department of Insurance to examine options that may be available to allow an insured under a life insurance policy or contract holder of an annuity to fund long-term care benefits.

Read by title.

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

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. 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.

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

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.

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

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 4—

BY SENATORS MORRELL, DORSEY-COLOMB, MILLS, PERRY AND WHITE AND REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 14:403(A) and the introductory paragraph of Children's Code Article 603(15) and (d) and 610(A) and (E)(1) and (2), and to enact Children's Code Article 603(15)(j), relative to reporting abuse of children; to provide for mandatory reporting of sexual abuse of a child; to provide for definition; to provide for penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 4 by Senator Morrell

AMENDMENT NO. 1

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

"To amend and reenact R.S. 14:403(A) and Children's Code Article 603(15)(introductory paragraph) and (d) and 610(A) and (E)(1) and (2), and to enact Children's Code Article 603(15)(j), relative to the reporting of abuse or neglect of children; to provide for criminal penalties; to provide relative to the reporting of sexual abuse of children; to provide for definitions; to amend the definition of "mandatory reporter" for purposes of reporting abuse of children; and to provide for related matters."

AMENDMENT NO. 2

On page 1, line 10, after "who," and before "Children's" delete "under" and insert "pursuant to"

AMENDMENT NO. 3

On page 1, line 15, after "who," and before "Children's" delete "under" and insert "pursuant to"

AMENDMENT NO. 4

On page 2, line 2, after "dollars" and before "imprisoned" delete "or" and insert a comma " , "

AMENDMENT NO. 5

On page 2, at the beginning of line 23, add "the"

AMENDMENT NO. 6

On page 2, line 26, after "dollars" and before "imprisoned" delete "or" and insert a comma " , "

AMENDMENT NO. 7

On page 2, delete line 29 in its entirety and insert "not limited to the perpetration or attempted perpetration of R.S. 14:41, 42, 42.1, 43, 43.1, 43.2."

AMENDMENT NO. 8

On page 3, line 1, after "89," delete the remainder of the line and insert "or 89.1."

AMENDMENT NO. 9

On page 3, delete line 2 in its entirety

AMENDMENT NO. 10

On page 3, delete line 4 in its entirety and insert "Section 2. Children's Code Article 603(15)(introductory paragraph) and (d)"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 59—
BY SENATOR MORRELL

AN ACT

To enact R.S. 40:981.5, relative to controlled dangerous substances; to create the crime of utilizing or permitting the presence of a juvenile in drug trafficking; to provide elements of the crime and definitions; to provide penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 59 by Senator Morrell

AMENDMENT NO. 1

On page 1, delete lines 2 through 4 in their entirety and insert the following:

"To amend and reenact R.S. 40:981.2(A) and (C), relative to soliciting minors to distribute controlled dangerous substances; to amend elements of the crime; to add certain controlled dangerous substances to enhanced penalty provisions; and to provide for related"

AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete "R.S. 40:981.5 is hereby enacted" and insert "R.S. 40:981.2(A) and (C) are hereby amended and reenacted"

AMENDMENT NO. 3

On page 1, delete lines 8 through 17 in their entirety and insert the following:

"§981.2. Soliciting minors to produce, manufacture, distribute, or dispense controlled dangerous substances

A. No person eighteen years of age or older shall solicit, procure, or counsel any person under eighteen years of age to produce, manufacture, distribute, or dispense or possesses with the intent to produce, manufacture, distribute, or dispense, distribute or attempt to distribute, in violation of any provision of R.S. 40:966 through R.S. 40:970, any controlled dangerous substance listed in Schedules I, II, III, IV, or V, or to distribute or attempt to distribute, in violation of R.S. 40:989, a chemical substance commonly known as "rush".

* * *

C. Any person eighteen years of age or older who violates the provisions of this Section by soliciting, procuring, or counseling a person under eighteen years of age to distribute or to attempt to distribute cocaine, oxycodone, heroin, methamphetamine, or methadone in violation of R.S. 40:967(A) or (B) shall be sentenced to a term of imprisonment at hard labor for not less than ten nor more than thirty years, at least ten years of which shall be served without benefit of parole, probation, or suspension of sentence."

AMENDMENT NO. 4

On page 2, delete lines 1 through 5 in their entirety

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 59 by Senator Morrell

AMENDMENT NO. 1

In House Committee Amendment No. 3 proposed by the House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 59 by Senator Morrell on page 1, line 16, following "or" and before "with" change "possesses" to "possess"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 68—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact Code of Criminal Procedure Article 895.5(D), relative to restitution recovery divisions established by district attorneys; to authorize a district attorney to assess a collection fee on funds due when the amount payable to the state or to a crime victim has not been satisfied; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 75—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 14:403.3(D) and to enact R.S. 14:403.3(E), 403.7 and 403.8, relative to offenses affecting law enforcement; to increase the penalty for communicating false information to law enforcement regarding a missing child under certain circumstances; to create the crimes of failure to report a missing child and failure to report the death of a child; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 112—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 40:1007(A), (B), (G), and (H), and to enact R.S. 40:1007(I) and (J), relative to the Louisiana Board of Pharmacy; relative to the Uniform Controlled Dangerous Substance Law; to provide for access to prescription monitoring program information; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 114—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 40:1299.58.5(A)(2)(a) and (b) and (3), relative to declarations concerning medical procedures; to provide with respect to the order of priority for the procedure for making a declaration for a qualified patient who has not previously made a declaration; to provide for voting number when the class involves multiple persons; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 121—
BY SENATORS KOSTELKA, GUILLORY, MILLS AND PERRY

AN ACT

To amend and reenact R.S. 14:35.3(G)(2) and to enact R.S. 14:37.7, relative to assault and battery affecting domestic household members; to create the crime of domestic abuse aggravated assault; to provide for enhancement of penalties when a minor under the age of thirteen is present during the commission of the crime; to provide relative to the cleansing period for prior domestic abuse battery convictions; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 122—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 15:541(2)(k) and (25)(f), relative to the registration of sex offenders; to provide relative to certain definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 124—
BY SENATOR JOHNS

AN ACT

To enact R.S. 37:21(B)(7) and (8), relative to limitations on disciplinary proceedings by professional or occupational boards and commissions; to provide an exemption for the Louisiana Board of Pharmacy and the Louisiana State Board of Nursing; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Health and Welfare.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Health and Welfare to Engrossed Senate Bill No. 124 by Senator Johns

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 37:21(B)(7) and (8)," to "R.S. 37:21(B)(7), (8), and (9)."

AMENDMENT NO. 2

On page 1, line 7, change "R.S. 37:21(B)(7) and (8)," to "R.S. 37:21(B)(7), (8), and (9)."

AMENDMENT NO. 3

On page 1, delete line 4 in its entirety and insert in lieu thereof the following:

"certain entities; and to"

AMENDMENT NO. 4

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

"(9) The Louisiana State Board of Social Work Examiners."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 199—
BY SENATORS KOSTELKA, GUILLORY AND WHITE

AN ACT

To enact R.S. 14:70.8, relative to crimes involving theft and fraud; to create the crime of illegal transmission of monetary funds; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 202—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 56:435.1.1(A), relative to oyster harvesting in Calcasieu Lake; to remove the time limitation on the issuance of special permits for oyster harvesting in Calcasieu Lake; to remove the limitations on the number of special permits issued; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 203—
BY SENATORS KOSTELKA, GUILLORY AND WHITE

AN ACT

To amend and reenact R.S. 14:72.2(A) and (C)(3)(a), relative to the crime of monetary instrument abuse; to provide that monetary instrument abuse includes the unlawful manufacture or transfer with intent to deceive of monetary instruments of the United States; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 205—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:550.3(B), 550.10, 550.12(A), 550.13(B), and 550.16(C), relative to captive insurers; to reduce the unimpaired paid-in capital requirements for captive insurers; to clarify requirements and prohibitions for captive insurers; to provide technical changes; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Insurance.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Insurance to Engrossed Senate Bill No. 205 by Senator Morrish

AMENDMENT NO. 1

On page 1, line 2, after "550.13(B)" insert "(4)"

AMENDMENT NO. 2

On page 1, line 7, after "550.13(B)" insert "(4)"

AMENDMENT NO. 3

On page 3, delete lines 10 through 17 in their entirety and insert asterisks "* * *"

AMENDMENT NO. 4

On page 3, at the beginning of line 18, insert "(4)"

AMENDMENT NO. 5

On page 3, delete lines 20 through 30 in their entirety

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 214—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1202(A)(5), 1203(A)(5), 1207(B), 1213, 1214, and 1230(C), and to repeal R.S. 37:1215, relative to the Louisiana Board of Pharmacy; to provide with respect to certain qualifications to engage in the practice of pharmacy; to require submission of an application by any applicant for licensure by examination; to provide with respect to submission of an application by any applicant for licensure as a pharmacist by reciprocity; to provide for applications for certain renewals; to provide for certain notifications of change; to provide for certain permit renewal applications; to remove the requirement to display certain licenses, certificates, and registrations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 216—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1103(7) and (12)(e), relative to mental health counselors; to provide with respect to certain definitions for the Mental Health Counselors Licensing Act; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 218—
BY SENATOR JOHNS

AN ACT

To amend and reenact R.S. 37:1208, relative to the Louisiana Board of Pharmacy; to authorize the board to waive the annual license renewal requirements for pharmacists in certain circumstances; to authorize the board to waive the annual certification renewal requirements for certified technicians in certain circumstances; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 219—
BY SENATOR JOHNS

AN ACT

To authorize McNeese State University to transfer certain state property to the Chenault International Airport Authority; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 235—
BY SENATORS MILLS AND THOMPSON

AN ACT

To enact Part LXXII of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.351, relative to funding for health care; to authorize parish and municipal entities to consult with the Department of Health and Hospitals for technical assistance relative to funding; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 257—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 30:124(E)(1)(b), relative to the lease of public lands for alternative energy sources; to provide certain terms, conditions, and requirements for certain lands governed

by ports, harbors, and terminal districts; to provide for the reimbursement of studies and reports; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 306—
BY SENATOR WHITE

AN ACT

To amend and reenact R.S. 14:98(F)(2), relative to driving offenses; to provide with respect to the crime of operating a vehicle while intoxicated; to provide with respect to the ten-year cleansing period for purposes of determining when a person has a prior offense; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 345—
BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 22:1155, relative to the denial of dental benefit claims; to require certain information to be included in such denials or any written communications related thereto; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 370—
BY SENATOR CROWE

AN ACT

To amend and reenact R.S. 56:105(A), relative to wild birds and wild quadrupeds; to provide for special permits and licenses; to provide for special permits and licenses for the entertainment industry to take and possess certain wildlife; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 378—

BY SENATOR MILLS

AN ACT

To enact R.S. 37:1218.1, relative to immunizations; to provide for the administration of certain immunizations in primary care health professional shortage areas; to provide for the requirements of pharmacists administering the immunization; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 390—

BY SENATOR WHITE

AN ACT

To amend and reenact Children's Code Article 305(B)(4) and (E) and Code of Criminal Procedure Article 644.1, relative to juvenile proceedings; to amend provisions relative to divestiture of juvenile court jurisdiction; to provide relative to the jurisdiction over mental capacity determinations; to provide relative to mental capacity determination proceedings; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 390 by Senator White

AMENDMENT NO. 1

On page 1, line 6, after "proceedings;" and before "and" insert "to provide for the appointment of counsel;"

AMENDMENT NO. 2

On page 2, delete lines 4 through 8 in their entirety and insert the following:

"E.(1) If a competency or sanity examination is ordered, except for the filing of a delinquency petition, the return of an indictment or the filing of a bill of information, no further steps to prosecute the child in a court exercising criminal jurisdiction shall occur until the court exercising criminal jurisdiction appoints counsel for the child, provides notification in accordance with Article 809, and determines the child's mental capacity to proceed."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 427—

BY SENATOR KOSTELKA

AN ACT

To amend and reenact R.S. 15:1404(A) and the introductory paragraph of (B) and to enact R.S. 15:1404(B)(9) through (13), relative to criminal gang activity; to provide for the definition of "pattern of criminal gang activity"; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 485—

BY SENATOR PERRY

AN ACT

To enact R.S. 14:32.1(A)(7) and 32.8(A)(2)(g), relative to operating a vehicle while intoxicated; to provide that certain crimes involving operating a vehicle while intoxicated include operating a vehicle when any detectable amount of certain controlled dangerous substances is present in the operator's blood; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Reengrossed Senate Bill No. 485 by Senator Perry

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert "intoxicated; to provide that the crimes of vehicular homicide and third degree feticide"

AMENDMENT NO. 2

On page 1, at the beginning of line 4, delete "intoxicated"

AMENDMENT NO. 3

On page 1, line 5, after "blood;" and before "and" insert "to provide for exceptions; to provide for an effective date;"

AMENDMENT NO. 4

On page 2, at the end of line 2, add a comma "," and add "or a metabolite of such controlled dangerous substance."

AMENDMENT NO. 5

On page 2, line 3, after "individual" delete the remainder of the line, delete line 4 in its entirety, and insert a period "."

AMENDMENT NO. 6

On page 2, at the end of line 16, add a comma "," and add "or a metabolite of such controlled dangerous substance."

AMENDMENT NO. 7

On page 2, line 17, after "individual" delete the remainder of the line, delete line 18 in its entirety, and insert a period "."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 525—

BY SENATOR ALLAIN

AN ACT

To enact R.S. 30:28(I), relative to drilling permits; to require the commissioner of conservation to provide thirty days notice to landowners affected by certain drilling operations; to provide terms, conditions, and requirements; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Natural Resources and Environment.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 525 by Senator Allain

AMENDMENT NO. 1

On page 1, line 2, delete "the commissioner of" and on line 3, delete "conservation to provide thirty days"

AMENDMENT NO. 2

On page 1, delete line 13 through 17 in their entirety and on page 2, delete lines 1 through 6 in their entirety and insert in lieu thereof the following:

"require an operator, agent, or assigns, to provide a single notice to the surface owner of lands on which drilling operations are to be conducted. For the purposes of this Subsection, such notice shall be referred to as the "pre-entry notice". The rules, regulations, and orders to be promulgated pursuant to this Subsection shall include the following:

(a) The pre-entry notice shall be sent to the surface owner no less than thirty days prior to entry onto the property by the operator for the purpose of commencing drilling operations on the well described in the pre-entry notice. Such notice shall be provided in the form required by the commissioner. No subsequent notice to the surface owner shall be required.

(b) The pre-entry notice shall include the following:

(i) The contact name, email address, and phone number for the operator.

(ii) The proposed well name and pad location including section, township, range, and surface plat of the pad location, if available.

(iii) A statement that operations will commence sometime later than thirty days after the date of the notice.

(c) No pre-entry notice shall be required to be given to a surface owner who has a contractual relationship with the operator.

(d) Upon application, the commissioner may, without notice or hearing, waive the pre-entry notice or reduce the thirty-day requirement for said notice in the event the thirty-day delay would result in the loss or termination of a mineral lease, or in the event of such other emergency circumstances as the commissioner may deem appropriate for such waiver.

(e) No pre-entry notice shall be required for preparatory activities such as inspection, surveying, or staking, provided that nothing herein and nothing in the rules promulgated under the provisions of this Subsection shall be construed as altering or reducing the doctrine of correlative rights or altering or reducing the operator's obligation to conduct his operations with due regard for the rights of the surface owner.

(f) No pre-entry notice shall be required to drill additional wells on an existing drilling pad on the property so long as the operator does not expand the drilling pad or access road.

(g) Such other matters as the commissioner may deem necessary or appropriate to implement the one time pre-entry notice required by this Subsection.

(2) A surface owner, for the purpose of this Subsection, shall mean the person or persons shown in the assessor's rolls of the parish as the owner of the surface rights for the land for which a pre-entry notification would be required."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 525 by Senator Allain

AMENDMENT NO. 1

In House Committee Amendment No. 2 proposed by the House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 525 by Senator Allain on page 1, line 29, following "for" and before "notice" change "said" to "such"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 631—

BY SENATOR LONG

AN ACT

To enact R.S. 37:2804(L), relative to chiropractors; to provide for licensure of chiropractors; to provide for criminal background checks; and to provide for related matters.

Read by title.

Page 10 HOUSE

39th Day's Proceedings - May 14, 2012

Reported favorably by the Committee on Health and Welfare.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 644— BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 22:453(B), 454(A), 458, 459, 461(B),(C), (D), (E), (F), (G), and (H), and 463, enact R.S. 22:462(H), and to repeal R.S. 22:454(C) and (D) and 461(I), relative to group self-insurers; to provide for application for certificates of authority; to provide for fidelity bonds and insolvency of deposits; to provide for self-insured trusts; to provide for excess stop-loss coverage; to provide for annual audits, examinations by the commissioner, and issuance of annual reports; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Insurance.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 644 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 3, following "463," and before "enact" insert "to"

AMENDMENT NO. 2

On page 3, line 13, following "(b)" and before "coverage" change "The bond shall provide" to "Provides"

AMENDMENT NO. 3

On page 3, line 15, following "(c)" and before "in" change "The bond shall be" to "Is"

AMENDMENT NO. 4

On page 8, line 8, following "the" and before "filed" change "insurer" to "self-insurer"

AMENDMENT NO. 5

On page 8, line 23, following "audit" and before "may" change "work papers" to "workpapers"

AMENDMENT NO. 6

On page 8, line 24, following "Such" and before "or" change "working papers" to "workpapers"

AMENDMENT NO. 7

On page 8, line 25, following "The" and before "of" change "work papers" to "workpapers"

AMENDMENT NO. 8

On page 9, line 10, following "examination" and before "and" change "work papers" to "workpapers"

AMENDMENT NO. 9

On page 9, line 12, following "their" and before "insurance" insert "state"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 661— BY SENATOR JOHNS

AN ACT

To authorize the Chennault International Airport Authority to transfer certain property to the governing authority of the city of Lake Charles; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 753 (Substitute of Senate Bill No. 162 by

Senator Erdey)—

BY SENATORS ERDEY, ADLEY, APPEL, BROOME, BROWN, CORTEZ, CROWE, DORSEY-COLOMB, GUILLORY, JOHNS, KOSTELKA, LAFLEUR, MILLS, MURRAY, NEVERS, PERRY, RISER, GARY SMITH, JOHN SMITH, THOMPSON AND WARD

AN ACT

To amend and reenact R.S. 14:91.2(D) and (E) and to enact R.S. 14:91.2(A)(5) and (6) and (F), relative to sex offenders; to add public libraries to the places at which the physical presence of sex offenders is prohibited; to provide for exceptions; to provide relative to immunity from civil and criminal liability for certain public servants; to provide for definitions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 100—

BY REPRESENTATIVE ORTEGO

A CONCURRENT RESOLUTION

To urge and request the re-creation of the Complete Streets Work Group created by Senate Concurrent Resolution No. 110 of the 2009 Regular Session of the Legislature.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 78—

BY REPRESENTATIVE SMITH

A CONCURRENT RESOLUTION

To create a study committee to study and make recommendations with respect to student athletes and the detection and prevention of heart disease.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 79—

BY REPRESENTATIVE BADON

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges to submit a written report relative to the status of the reconstruction and reopening of the Sidney N. Collier Technical Division site of Delgado Community College to the House Committee on Education and the Senate Committee on Education by not later than May 15, 2012.

Read by title.

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

Ordered to the Senate.

Speaker Pro Tempore Leger in the Chair**HOUSE CONCURRENT RESOLUTION NO. 95—**

BY REPRESENTATIVE HAZEL

A CONCURRENT RESOLUTION

To urge and request the Board of Supervisors of Community and Technical Colleges and the State Board of Elementary and Secondary Education jointly to study the feasibility of granting a Louisiana high school diploma to successful completers of adult education programs that meet state standards and to report their findings and recommendations at least sixty days prior to the 2013 Regular Session of the Legislature of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVE THIBAUT

A CONCURRENT RESOLUTION

To establish the False River Watershed Council and to provide for its membership and responsibilities.

Read by title.

Motion

On motion of Rep. Thibaut, the resolution was returned to the calendar.

Suspension of the Rules

On motion of Rep. St. Germain, the rules were suspended in order to take up and consider Senate Concurrent Resolutions on Third Reading for Final Consideration at this time.

Senate Concurrent Resolutions on Third Reading for Final Consideration

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

SENATE CONCURRENT RESOLUTION NO. 3—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request the Department of Public Safety and Corrections, public safety services, the office of motor vehicles, and the Louisiana state police, to apply and enforce R.S. 32:303(D) which provides that headlamps on motor vehicles shall emit a white light only, including light emitted by white high intensity discharge forward lighting, and prohibits a motor vehicle from being equipped with headlamps that are off-road colored lights.

Read by title.

On motion of Rep. St. Germain, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 4—

BY SENATOR ERDEY

A CONCURRENT RESOLUTION

To urge and request that the Department of Transportation and Development to study truck traffic patterns on LA 1019 between LA 16 and LA 64 in Livingston Parish.

Read by title.

On motion of Rep. St. Germain, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 20—

BY SENATOR ADLEY

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to hold public meetings prior to proposed closure of a public railroad grade crossing on non-state maintained parish and municipal roadways.

Read by title.

On motion of Rep. Henry Burns, the resolution was concurred in.

SENATE CONCURRENT RESOLUTION NO. 35—

BY SENATOR BROWN

A CONCURRENT RESOLUTION

To urge and request the Department of Transportation and Development to study the feasibility and costs of providing adequate lighting and needed maintenance to bridges on the state highway system over the Mississippi River and the grounds on which such bridges sit.

Read by title.

On motion of Rep. St. Germain, the resolution was concurred in.

Suspension of the Rules

On motion of Rep. Harris, 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. 48—
BY REPRESENTATIVE HARRIS
AN ACT

To enact R.S. 14:67.28, relative to misappropriation without violence; to create the crime of theft of copper or other metals; to provide for a determination of the value of the copper or other metals taken; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary C to Reengrossed House Bill No. 48 by Representative Harris

AMENDMENT NO. 1

On page 2, at the beginning of line 18, before "imprisoned" insert "and may be"`

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Garofalo	Leopold
Adams	Gisclair	Ligi
Anders	Greene	Lopinto
Armes	Guillory	Lorusso
Arnold	Guinn	Mack
Badon	Harris	Miller
Barras	Harrison	Moreno
Barrow	Havard	Morris, Jay
Berthelot	Hazel	Morris, Jim
Billiot	Hensgens	Norton
Bishop, S.	Hill	Pierre
Broadwater	Hodges	Ponti
Brossett	Hollis	Pope
Brown	Honore	Price
Burford	Howard	Reynolds
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Carmody	Jackson, G.	Robideaux
Carter	Jackson, K.	Schexnayder
Chaney	James	Seabaugh
Connick	Jefferson	Smith
Cox	Johnson	St. Germain
Danahay	Jones	Thibaut
Dixon	Lambert	Thierry
Dove	Landry, N.	Thompson
Edwards	Landry, T.	Whitney
Foil	LeBas	Williams, P.
Gaines	Leger	Willmott

Total - 84

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Pylant
Bishop, W.	Henry	Richard
Burrell	Hoffmann	Schroder
Champagne	Montoucet	Shadoin
Cromer	Ortego	Simon
Fannin	Pearson	Talbot
Franklin	Pugh	Williams, A.
Total - 21		

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

HOUSE BILL NO. 68—
BY REPRESENTATIVE SEABAUGH
AN ACT

To amend and reenact R.S. 13:2583.3(A) and (B), relative to constables; to provide with respect to the constable of a justice of the peace court in Caddo Parish; to provide for the appointment of one or more deputy constables; 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 Peacock to Engrossed House Bill No. 68 by Representative Seabaugh

AMENDMENT NO. 1

On page 2, line 4, after "qualifications" insert "and training"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Garofalo	Lopinto
Adams	Gisclair	Lorusso
Anders	Greene	Mack
Armes	Guillory	Miller
Arnold	Guinn	Montoucet
Badon	Harris	Moreno
Barras	Harrison	Morris, Jay
Barrow	Havard	Morris, Jim
Berthelot	Hazel	Norton
Billiot	Hensgens	Pearson
Bishop, S.	Hill	Pierre
Broadwater	Hodges	Ponti
Brossett	Hoffmann	Pope
Brown	Hollis	Price
Burford	Honore	Pylant
Burns, H.	Howard	Reynolds
Burns, T.	Hunter	Richardson
Burrell	Huval	Ritchie
Carmody	Jackson, G.	Robideaux
Carter	Jackson, K.	Schexnayder
Chaney	James	Seabaugh
Connick	Jefferson	Smith
Cox	Johnson	St. Germain
Cromer	Jones	Talbot
Danahay	Lambert	Thibaut
Dixon	Landry, N.	Thierry

Dove	Landry, T.	Thompson
Edwards	Leger	Whitney
Foil	Leopold	Williams, P.
Gaines	Ligi	Willmott
Total - 90		

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Richard
Bishop, W.	Henry	Schroder
Champagne	LeBas	Shadoin

Fannin	Ortego	Simon
Franklin	Pugh	Williams, A.
Total - 15		

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

HOUSE BILL NO. 81—
BY REPRESENTATIVE LIGI

AN ACT

To amend and reenact R.S. 32:1253(A)(2), relative to the Louisiana Motor Vehicle Commission; to provide for membership; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 89—
BY REPRESENTATIVE LIGI

AN ACT

To enact Part IV of Chapter 1 of Title 44 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 44:67.1 and 67.2, relative to collective bargaining involving public entities; to provide relative to acceptance or offering for acceptance of certain collective bargaining agreements; to provide for public availability of certain documents; 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 Labor and Industrial Relations to Reengrossed House Bill No. 89 by Representative Ligi

AMENDMENT NO. 1

On page 1, line 6, after "documents;" insert "to provide for enforcement;"

AMENDMENT NO. 2

On page 1, delete lines 12 through 20 and on page 2, delete lines 1 through 8

AMENDMENT NO. 3

On page 2, at the beginning of line 9, change "§67.2." to "§67.1."

AMENDMENT NO. 4

On page 2, delete lines 10 through 12 and insert the following:

"A. No collective bargaining agreement to which a public employer is a party shall be accepted or ratified by the public employer or its representative until the collective"

AMENDMENT NO. 5

On page 2, line 13, after "via the Internet" insert "website of the public employer"

AMENDMENT NO. 6

On page 2, line 14, after "least five" and before "days" insert "business"

AMENDMENT NO. 7

On page 2, at the end of line 16, delete the period "." and insert the following:

"and the date, time, and place of the meeting at which the agreement will be considered by the public employer for acceptance or ratification.

B. For purposes of this Part, "public employer" means the state or a political subdivision thereof, or a department, agency, office, institution, or other organizational unit of state or local government that employs one or more individuals in any capacity.

§67.2. Construction; enforcement

A. The provisions of this Part shall be liberally construed to accomplish its purposes.

B. The provisions of this Part shall not be construed to affect the rights of a public employer pursuant to Part V of Chapter 9 of Title 23 of the Louisiana Revised Statutes of 1950 or to require a particular form of employment agreement between a public employer and its employees.

C. The provisions of this Part may be enforced as provided in R.S. 44:35."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Harris	Montoucet
Adams	Harrison	Moreno
Anders	Havard	Morris, Jay
Arnes	Hazel	Morris, Jim
Arnold	Henry	Norton
Badon	Hensgens	Pearson
Barras	Hill	Pierre
Barrow	Hodges	Ponti
Berthelot	Hoffmann	Pope
Billiot	Hollis	Price
Bishop, S.	Honore	Pugh
Brossett	Howard	Pylant
Brown	Hunter	Reynolds
Burford	Huval	Richard
Burns, H.	Jackson, G.	Richardson
Burns, T.	Jackson, K.	Ritchie
Carter	James	Robideaux
Chaney	Jefferson	Schexnayder
Connick	Johnson	Seabaugh
Cox	Jones	Simon
Danahay	Lambert	Smith

Page 14 HOUSE

39th Day's Proceedings - May 14, 2012

Dove	Landry, N.	St. Germain
Edwards	Landry, T.	Talbot
Foil	LeBas	Thibaut
Gaines	Leger	Thierry
Garofalo	Leopold	Thompson
Geymann	Ligi	Whitney
Gisclair	Lopinto	Williams, A.
Greene	Lorusso	Williams, P.
Guillory	Mack	Willmott
Guinn	Miller	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Champagne	Ortego
Bishop, W.	Cromer	Schroder
Broadwater	Dixon	Shadoin
Burrell	Fannin	
Carmody	Franklin	
Total - 13		

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

HOUSE BILL NO. 121—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:574.4.2(A)(2) and (3) and to enact R.S. 15:574.4.2(A)(4) and (5), relative to conditions of parole; to revise statutory provisions regarding conditions of parole; to provide for the forfeiture of good time or credits earned; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 121 by Representative Lopinto

AMENDMENT NO. 1

On page 2, line 13, following "fifth" and before "of" insert "day"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Miller
Adams	Greene	Moreno
Anders	Guillory	Morris, Jay
Armes	Guinn	Morris, Jim
Arnold	Harrison	Norton
Badon	Havard	Pearson
Barras	Henry	Ponti
Barrow	Hensgens	Pope
Berthelot	Hodges	Price
Billiot	Hoffmann	Pugh
Bishop, S.	Hollis	Pylant
Bishop, W.	Honore	Reynolds
Broadwater	Howard	Richard
Brossett	Hunter	Richardson

Brown	Huval	Ritchie
Burford	Jackson, G.	Robideaux
Burns, H.	Jackson, K.	Schexnayder
Burns, T.	James	Seabaugh
Carmody	Jefferson	Simon
Carter	Johnson	Smith
Chaney	Jones	St. Germain
Connick	Lambert	Talbot
Cox	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dixon	LeBas	Thompson
Dove	Leger	Whitney
Edwards	Leopold	Williams, A.
Foil	Ligi	Williams, P.
Gaines	Lopinto	Willmott
Garofalo	Lorusso	
Geymann	Mack	
Total - 91		

NAYS

Total - 0

ABSENT

Mr. Speaker	Franklin	Ortego
Burrell	Harris	Pierre
Champagne	Hazel	Schroder
Cromer	Hill	Shadoin
Fannin	Montoucet	
Total - 14		

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

HOUSE BILL NO. 122—
BY REPRESENTATIVE LOPINTO
AN ACT

To amend and reenact R.S. 15:824(A) and (C), relative to the commitment of persons to the custody of the Department of Public Safety and Corrections; to authorize the commitment of certain persons to the custody of the Department of Public Safety and Corrections prior to conviction or sentencing; to provide for the housing of those persons; to provide for reimbursement to the department; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Engrossed House Bill No. 122 by Representative Lopinto

AMENDMENT NO. 1

On page 2, delete line 14 through 17, and insert in lieu thereof the following:

"(b) The secretary of the department certifies that the sheriff has insufficient facilities to house the individuals and that the transfer is necessary to prevent danger to the individuals, other inmates, or to the public, or to provide adequate physical or mental medical treatment to the individual.

"(c) The sheriff has determined that the individuals should be housed by the department because the sheriff has insufficient facilities to house the individual and that the transfer is necessary to prevent danger to the individual, other inmates, or to the public, or to provide adequate physical or mental medical treatment to the individual."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 122 by Representative Lopinto

AMENDMENT NO. 1

On page 2, line 26, following "expenses as" and before "in" change "defined" to "referenced"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Peterson to Engrossed House Bill No. 122 by Representative Lopinto

AMENDMENT NO. 1

On page 1, line 2, after "reenact" insert "Children's Code Article 901.1(A) and"

AMENDMENT NO. 2

On page 1, line 2, after (C), insert "relative to probation and parole supervision fees; to provide with respect to a reduction in supervision fees for juveniles;"

AMENDMENT NO. 3

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

"Section 1. Children's Code Article 901.1(A) is hereby amended and reenacted to read as follows:

Art. 901.1. Probation and parole supervision fees

A. When the court suspends the imposition or execution of sentence and places the child or his parent or both on supervised probation or grants the child supervised parole, and the probationer or parolee is to be supervised by the Department of Public Safety and Corrections or any other agency, the court shall order payment, as a condition of probation or parole, of a monthly supervision fee. The supervision fee imposed shall ~~be not less than ten nor more than one hundred~~ not exceed fifty dollars per month and shall be payable to the department or other supervising agency to defray the costs of supervision. These funds are only to supplement the level of funds that would ordinarily be available from regular state or other appropriations.

* * *

AMENDMENT NO. 4

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Garofalo	Mack
Adams	Geymann	Miller
Anders	Gisclair	Montoucet
Armes	Greene	Moreno
Arnold	Guillory	Morris, Jay
Badon	Guinn	Ortego
Barras	Harris	Pierre
Barrow	Harrison	Ponti
Berthelot	Hazel	Pope

Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Bishop, W.	Hodges	Pylant
Broadwater	Hoffmann	Reynolds
Brossett	Hollis	Richard
Brown	Howard	Richardson
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Jackson, G.	Schexnayder
Burrell	Jackson, K.	Seabaugh
Carmody	James	Smith
Carter	Jefferson	St. Germain
Chaney	Johnson	Talbot
Cox	Jones	Thibaut
Cromer	Lambert	Thierry
Danahay	Landry, N.	Thompson
Dixon	Leger	Whitney
Dove	Leopold	Williams, P.
Edwards	Ligi	Willmott
Foil	Lopinto	
Gaines	Lorusso	

Total - 88

NAYS

Total - 0

ABSENT

Mr. Speaker	Henry	Pearson
Champagne	Honore	Schroder
Connick	Landry, T.	Shadoin
Fannin	LeBas	Simon
Franklin	Morris, Jim	Williams, A.
Havard	Norton	

Total - 17

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

HOUSE BILL NO. 309—
BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 33:9097.13, relative to East Baton Rouge Parish; to create the Park Forest Crime Prevention and Improvement District in East Baton Rouge Parish; to provide relative to the boundaries, purpose, and governance of the district; to provide relative to the powers and duties of the district; to provide for the levy of a parcel fee within the district; 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 Local and Municipal Affairs to Reengrossed House Bill No. 309 by Representative James

AMENDMENT NO. 1

On page 2, at the end of line 6, insert "The district shall also include all lots that front on Great Smoky Avenue whether or not the lot lies within the boundaries otherwise described in this Subsection."

AMENDMENT NO. 2

On page 5, line 9, after "(5) The" and before "East Baton" change "parish of" to "sheriff of the parish of"

Page 16 HOUSE

39th Day's Proceedings - May 14, 2012

AMENDMENT NO. 3

On page 5, line 11, after "(6) The" and before "East Baton" change "parish of" to "sheriff of the parish of"

AMENDMENT NO. 4

On page 5, delete lines 13 and 14 in their entirety and insert the following:

"an agreement with the sheriff to authorize the sheriff to retain a collection fee."

AMENDMENT NO. 5

On page 5, line 15, after "parcel fee" and before "shall be" delete "which is unpaid"

AMENDMENT NO. 6

On page 5, line 17, after "procedures as " and before "ad valorem" delete "unpaid"

AMENDMENT NO. 7

On page 5, delete lines 28 and 29 in their entirety and on page 6, delete lines 1 through 4 in their entirety and insert the following:

"(a) All funds of the district shall be transmitted to the parish of East Baton Rouge and shall be used for law enforcement purposes in the area included within the district."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 309 by Representative James

AMENDMENT NO. 1

On page 2, line 11, following "successor" insert "shall serve as a member"

AMENDMENT NO. 2

On page 5, line 23, following "Miscellaneous" change "provision" to "provisions"

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS', including Abramson, Adams, Anders, Armes, Arnold, Badon, Barras, Barrow, Berthelot, Billiot, Bishop, S., Bishop, W., Broadwater, Brossett, Brown, Geymann, Gisclair, Guillory, Harris, Harrison, Havard, Hazel, Hensgens, Hill, Hodges, Hoffmann, Hollis, Honore, Howard, Hunter, Miller, Montoucet, Moreno, Morris, Jim, Norton, Ortego, Pierre, Ponti, Pope, Price, Pugh, Pylant, Reynolds, Richard, Richardson.

Table listing names of representatives who voted 'NAYS' or 'ABSENT', including Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Chaney, Cox, Cromer, Danahay, Dixon, Dove, Edwards, Gaines, Garofalo, Huval, Jackson, G., Jackson, K., James, Jefferson, Johnson, Jones, Lambert, Landry, T., LeBas, Leger, Leopold, Ligi, Lorusso, Mack, Ritchie, Robideaux, Schexnayder, Seabaugh, Simon, Smith, Talbot, Thibaut, Thierry, Thompson, Whitney, Williams, A., Williams, P., Willmott.

Total - 89

NAYS

Landry, N. Total - 1

ABSENT

Table listing names of representatives who were present, including Mr. Speaker, Champagne, Connick, Fannin, Foil, Franklin, Greene, Guinn, Henry, Lopinto, Morris, Jay, Pearson, Schroder, Shadoin, St. Germain.

Total - 15

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

HOUSE BILL NO. 386— BY REPRESENTATIVE PONTI AN ACT

To amend and reenact R.S. 37:2175.1(A)(introductory paragraph), 2175.2(C), and 2175.3(B) and to enact R.S. 37:2175.1(A)(6) and (7) and (D) and 2175.3(A)(9), relative to home improvement contracting; to lower the minimum threshold amount for home improvement contracting; to provide for a right to cancel a contract for home improvement contracting; to require notice of the right to cancel; to provide for refund of payments; to require proof of general liability insurance in a minimum amount; to prohibit a home improvement contractor from advertising or promising to pay or rebate all or any portion of an applicable insurance deductible as an inducement to the sale of goods or service; to provide for nullification of the contract and a cause of action for violations; to provide for an unfair trade practice violation; to provide for remedies for violations; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 386 by Representative Ponti

AMENDMENT NO. 1

On page 4, line 18, following "Protection" and before "1" change "Laws" to "Law"

AMENDMENT NO. 2

On page 4, line 19, following "provisions of that" and before "1" change "Act" to "Chapter"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Johns to Reengrossed House Bill No. 386 by Representative Ponti

AMENDMENT NO. 1

On page 1, delete line 3 and insert: "and to enact R.S. 37:2175.1(A)(6) and (7), (D), and (E) and 2175.3(A)(9) and (10), relative to"

AMENDMENT NO. 2

On page 1, delete line 4 and insert: " home improvement contracting in connection with the repair or replacement of a roof system; to provide for definitions; to lower the minimum threshold amount for home"

AMENDMENT NO. 3

On page 1, delete line 15 and insert: "hereby amended and reenacted and R.S. 37:2175.1(A)(6) and (7), (D), and (E) and 2175.3(A)(9) and (10)"

AMENDMENT NO. 4

On page 2, line 1 , after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 5

On page 2, line 4, after "contract" and before "at any" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 6

On page 2, line 8, after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 7

On page 2, line 15, after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 8

On page 3, line 2, after "services" and before "to be" insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 9

On page 3, at the end of line 7, insert "by certified mail, return receipt requested, and shall be"

AMENDMENT NO. 10

On page 3, between lines 18 and 19, insert the following:

"E. For the purposes of this Part, "roof system" means the components of a roof, including but not limited to covering, insulation, and ventilation."

AMENDMENT NO. 11

On page 4, at the end of line 2, after "services" and before the period " " insert "in connection with the repair or replacement of a roof system"

AMENDMENT NO. 12

On page 4, between lines 14 and 15 insert the following:

"(10) Failing to obtain any insurance required by federal law."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Lorusso
Adams	Greene	Mack
Anders	Guillory	Miller
Armes	Guinn	Montoucet
Arnold	Harris	Moreno
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Bishop, W.	Hodges	Price
Broadwater	Hoffmann	Pugh
Brossett	Hollis	Pylant
Brown	Honore	Reynolds
Burford	Howard	Richard
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Schexnayder
Carmody	Jackson, K.	Simon
Carter	James	Smith
Chaney	Jefferson	St. Germain
Cox	Johnson	Talbot
Cromer	Jones	Thibaut
Danahay	Landry, N.	Thierry
Dixon	Landry, T.	Thompson
Dove	LeBas	Whitney
Edwards	Leger	Williams, A.
Gaines	Leopold	Williams, P.
Garofalo	Ligi	Willmott
Geymann	Lopinto	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Franklin	Schroder
Champagne	Lambert	Seabaugh
Connick	Morris, Jay	Shadoin
Fannin	Pearson	
Foil	Robideaux	
Total - 13		

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

HOUSE BILL NO. 447—

BY REPRESENTATIVE LOPINTO

AN ACT

To amend and reenact R.S. 27:44(3), 45(A)(introductory paragraph), 52(introductory paragraph) and (3) and (4), and 65(B)(2), (5), (13), and (15) and to repeal R.S. 27:46, 48, 51, 88, and 97, relative to the Riverboat Gaming Commission; to repeal antiquated references to the Riverboat Gaming Commission; 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 Morrell to Engrossed House Bill No. 447 by Representative Lopinto

AMENDMENT NO. 1

On page 1, line 3, delete the third "and" and insert "57(B)(4), 59(B) and (D), 63(A), (B), and (C)(1), (3), (4), and (5)," and between "(15)" and "and" insert "and 93(A)(1)"

AMENDMENT NO. 2

On page 1, line 9, delete the third "and" and insert "57(B)(4), 59(B) and (D), 63(A), (B), and (C)(1), (3), (4), and (5)," and between "(15)" and "are" insert "and 93(A)(1)"

AMENDMENT NO. 3

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

"§57. General powers and duties of division

* * *

B. The division and its agents may:

* * *

(4) Initiate actions for violations of this Chapter or of rules of the commission board or the division and defend appeals therefrom.

* * *

§59. Division; rules and regulations

* * *

B. The division shall submit any proposed rule or regulation to the commission board prior to attempting to promulgate the rule in accordance with the provisions of the Administrative Procedure Act. The commission board may reject any rule or regulation so submitted and any rule rejected by the commission board shall not be promulgated by the division.

* * *

D. All rules and regulations promulgated by the division and the commission board shall be in accordance with the Administrative Procedure Act and shall be subject to legislative oversight by the House of Representatives Committee on Administration of Criminal Justice and the Senate Committee on Judiciary B.

* * *

§63. Standards of conduct

A. Each member of the commission board and the supervisor shall file with the Board of Ethics at the time of appointment and annually thereafter, a financial disclosure statement listing all assets and liabilities, property and business interests, and sources of income of the member or supervisor, the spouse of the member or supervisor, and minor children of the member or supervisor.

B. Each employee of the commission board, except secretarial and clerical personnel, and each employee or agent of the division, except secretarial and clerical personnel, shall file with the Board of Ethics, at the time of appointment and annually thereafter, an affidavit affirming that the employee or agent and the spouse of the employee or agent does not have an interest in an applicant licensee or permittee.

C.(1) The members of the commission board, the supervisor, and all employees of the commission board and the division shall be subject to the Code of Governmental Ethics. In addition, the commission board shall adopt a code of ethics for officers and employees.

* * *

(3) Ethics codes adopted by the commission board and the division shall include but not be limited to the following:

(a) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not be permitted to engage in gaming activities in an establishment licensed by the division, except in the course of the person's duties.

(b) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not solicit or accept employment from a licensee or permittee for a period of two years after termination of service with the commission board or the division.

(c) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not act in an official capacity in a matter concerning a licensee or a permittee who is the employer of a spouse, child, parent, or sibling, when such action might reasonably be expected to impair the objectivity of the person.

(d) A spouse, child, parent, or sibling of a commission board member shall not be employed by a licensee under this Chapter, or a holding, intermediary, or subsidiary company of a licensee.

(e) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not have a direct or indirect interest in a licensee or permittee during the term of office or employment of the member, employee, supervisor, or agent.

(f) A commission board member, employee or agent, the supervisor, or a division employee or agent shall not use the person's official authority for the purpose of affecting the result of an election or nomination for office; directly or indirectly coerce, attempt to coerce, command, or advise a person to pay, lend, or contribute anything of value to a party, a committee, an organization, an agency, or a person for political purposes; or take part in a political campaign or the management of a political campaign.

(4) The following persons shall not pay, lend, or contribute anything of value to a political candidate, political organization, political party, or political action committee: a member of the commission board, the supervisor, or a spouse or minor child of a commission board member or the supervisor.

(5)(a) Except as provided in Subparagraph (e) of this Paragraph, a member of the commission board shall not acquire a direct or indirect interest in or be employed by a licensee for a period of two years following the date the member's term expires.

(b) Except as provided in Subparagraph (e) of this Paragraph, an employee or agent of the commission board, the supervisor, or an employee or agent of the division shall not acquire a direct or an indirect interest in, or be employed by a licensee for a period of two years following the termination of the person's employment with the commission board or the division.

(c) A commission board member, the supervisor, or a person employed by the commission board or the division shall not represent a party other than the state before or against the commission board for a period of two years following the termination of the person's term or employment with the commission board or the division.

(d) A consultant or person under contract for services to the commission board or division may not represent a person other than the division or commission board before the division or commission board.

(e) However, a former commission board member, former commission board employee or agent, former supervisor, or former division employee or agent is not prohibited, following termination of the person's membership or employment, from acquiring an interest in or soliciting or obtaining employment with a person involved in a riverboat service industry which is not a licensee or permittee.

* * *

AMENDMENT NO. 4

On page 3, between lines 6 and 7, insert the following:

** * *

§93. Authorization of local governing authorities; fees; regulation; local option

A.(1) The local governing authority of the parish or municipality in which the licensed berth of a riverboat is located may levy an admission fee of up to two and one-half dollars for each passenger boarding or embarking upon a riverboat, provided that in Bossier Parish, other than in Bossier City, and Caddo Parish an admission fee of up to three dollars may be levied. The governing authority of Bossier City, for each riverboat located in Bossier City in Bossier Parish, shall levy an assessment in the amount of four and five-tenths percent of the monthly net gaming proceeds as defined in R.S. 27:44(15) as the admission fee. For purposes of this Section, "licensed berth" shall mean the berth, dock, facility, or boarding area from which a riverboat excursion is authorized to originate by the commission board or from which a riverboat is authorized by the commission board to operate. The authority granted to local governing authorities in Calcasieu Parish in this Subsection may be assigned to a gaming district established in accordance with R.S. 33:9576.

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Adams	Guillory	Mack
Anders	Guinn	Miller
Armes	Harris	Moreno
Arnold	Harrison	Morris, Jim
Badon	Havard	Norton
Barras	Hazel	Ortego
Barrow	Henry	Pierre
Berthelot	Hensgens	Ponti
Billiot	Hill	Pope
Bishop, S.	Hodges	Price
Bishop, W.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brossett	Honore	Reynolds
Brown	Howard	Richard
Burford	Hunter	Richardson
Burns, H.	Huval	Ritchie
Burns, T.	Jackson, G.	Robideaux
Burrell	Jackson, K.	Schexnayder
Carmody	James	Seabaugh

Carter	Jefferson	Simon
Chaney	Johnson	Smith
Cox	Jones	St. Germain
Cromer	Lambert	Talbot
Danahay	Landry, N.	Thibaut
Dixon	Landry, T.	Thierry
Dove	LeBas	Thompson
Edwards	Leger	Whitney
Foil	Leopold	Williams, A.
Gaines	Ligi	Williams, P.
Garofalo	Lopinto	Willmott
Gisclair	Lorusso	

Total - 92

NAYS

Total - 0

ABSENT

Mr. Speaker	Franklin	Pearson
Abramson	Geymann	Schroder
Champagne	Greene	Shadoin
Connick	Montoucet	
Fannin	Morris, Jay	

Total - 13

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 759—

BY REPRESENTATIVES NANCY LANDRY, ADAMS, ANDERS, ARNOLD, BARROW, WESLEY BISHOP, BURRELL, CHAMPAGNE, KATRINA JACKSON, LEBAS, NORTON, PYLANT, REYNOLDS, ROBIDEAUX, AND WILLMOTT

AN ACT

To enact R.S. 14:43.4, relative to rape and sexual battery; to create the crime of female genital mutilation; to provide for the elements of such offense; to provide for exceptions; to provide for definitions; to provide for criminal penalties; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary B to Reengrossed House Bill No. 759 by Representative Nancy Landry

AMENDMENT NO. 1

On page 2, at the beginning of line 16, after "years" delete the remainder of the line and insert a period "."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Mack
Adams	Greene	Miller
Anders	Guillory	Montoucet
Armes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Ortego

Page 20 HOUSE

39th Day's Proceedings - May 14, 2012

Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Bishop, W.	Hodges	Price
Broadwater	Hoffmann	Pugh
Brossett	Hollis	Pylant
Brown	Honore	Reynolds
Burford	Howard	Richard
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Robideaux
Carmody	Jackson, K.	Schexnayder
Carter	James	Seabaugh
Chaney	Jefferson	Simon
Cox	Johnson	Smith
Cromer	Jones	St. Germain
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thierry
Dove	LeBas	Thompson
Edwards	Leger	Whitney
Foil	Leopold	Williams, P.
Gaines	Ligi	Willmott
Garofalo	Lopinto	

Total - 92

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Shadoin
Champagne	Lambert	Thibaut
Connick	Lorusso	Williams, A.
Fannin	Pearson	
Franklin	Schroder	

Total - 13

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

HOUSE BILL NO. 25—
BY REPRESENTATIVE HENRY BURNS
AN ACT

To enact R.S. 37:2156.1(N), relative to certain state contractors' licenses; to provide for an exemption from certain examination requirements for licensed arborists; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 25 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 15, following "Nothing" and before "shall" change "herein" to "in this Subsection"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Long to Reengrossed House Bill No. 25 by Representative Henry Burns

AMENDMENT NO. 1

On page 1, line 2, delete "enact R.S. 37:2156.1(N)," and insert "amend and reenact R.S. 37:2171 and to enact R.S. 37:2156.1(N), 2158(A)(11), and 2175.3(A)(9),"

AMENDMENT NO. 2

On page 1, line 3, after "arborists;" insert "to provide requirements for certain state contractors' licenses; to require possession of insurance required by federal law;"

AMENDMENT NO. 3

On page 1, line 6, delete "R.S. 37:2156.1(N) is" and insert "R.S. 37:2171 is hereby amended and reenacted and R.S. 37:2156.1(N), 2158(A)(11), and 2175.3(A)(9) are"

AMENDMENT NO. 4

On page 1, after line 17, insert the following:

"* * *

§2158. Revocation, suspension, and renewal of licenses; issuance of cease and desist orders; debarment; criminal penalty

A. The board may revoke any license issued hereunder, or suspend the right of the licensee to use such license, or refuse to renew any such license, or issue cease and desist orders to stop work, or debar any person or licensee, for any of the following causes:

* * *

(11) Failing to possess any insurance required by federal law.

* * *

§2171. Prohibited activities

No person shall hold himself out as a Louisiana licensed residential building contractor unless he holds an active license as such pursuant to the provisions of this Chapter, and possesses any insurance required by federal law.

* * *

§2175.3. Home improvement contracting; prohibited acts; violations

A. The following acts are prohibited by persons performing home improvement contracting services:

* * *

(9) Failing to possess any insurance required by federal law.

* * **

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Miller
Adams	Greene	Montoucet
Anders	Guillory	Moreno
Armes	Guinn	Norton
Arnold	Harris	Ortego
Badon	Harrison	Pearson
Barras	Havard	Pierre
Barrow	Hazel	Ponti
Berthelot	Henry	Pope
Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Bishop, W.	Hodges	Pylant

Broadwater	Hoffmann	Reynolds
Brossett	Hollis	Richard
Brown	Honore	Richardson
Burford	Howard	Ritchie
Burns, H.	Hunter	Robideaux
Burns, T.	Jackson, G.	Schexnayder
Burrell	Jackson, K.	Seabaugh
Carmody	James	Simon
Carter	Jefferson	Smith
Chaney	Johnson	St. Germain
Cox	Jones	Talbot
Cromer	Lambert	Thibaut
Danahay	Landry, N.	Thierry
Dixon	Landry, T.	Thompson
Dove	LeBas	Whitney
Edwards	Leger	Williams, A.
Foil	Leopold	Williams, P.
Gaines	Ligi	Willmott
Garofalo	Lorusso	
Geymann	Mack	
Total - 94		

NAYS

Total - 0

ABSENT

Mr. Speaker	Franklin	Morris, Jim
Champagne	Huval	Schroder
Connick	Lopinto	Shadoin
Fannin	Morris, Jay	
Total - 11		

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

HOUSE BILL NO. 161—

BY REPRESENTATIVE RITCHIE

AN ACT

To amend and reenact R.S. 37:846(A)(11) and to enact R.S. 37:831(80) through (87), 846(A)(20), and 854, relative to embalmers and funeral directors; to create a continuing education program; to provide for definitions; to provide for powers and duties of the board; to provide for renewal of licenses; to provide for requirements and enforcement; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Reengrossed House Bill No. 161 by Representative Ritchie

AMENDMENT NO. 1

On page 1, line 6, after "enforcement;" insert "to provide an effective date;"

AMENDMENT NO. 2

On page 3, line 25, after "age" insert "or older"

AMENDMENT NO. 3

On page 5, after line 20 insert the following:

"Section 2. This Act shall become effective on January 1, 2013."

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 161 by Representative Ritchie

AMENDMENT NO. 1

On page 2, line 11, following "R.S." change "37:853" to "37:854"

AMENDMENT NO. 2

On page 3, line 10, following "periods" and before "up" insert "z"

AMENDMENT NO. 3

On page 4, line 20, following "in" and before "(a)" change "Paragraph" to "Subparagraph"

AMENDMENT NO. 4

On page 4, line 20, following "of this" and before "z" change "Subsection" to "Paragraph"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Mack
Adams	Greene	Miller
Anders	Guillory	Montoucet
Armes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Pearson
Billiot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Broadwater	Hoffmann	Price
Brossett	Hollis	Pugh
Brown	Honore	Pylant
Burford	Howard	Reynolds
Burns, H.	Hunter	Richard
Burns, T.	Huval	Richardson
Burrell	Jackson, G.	Ritchie
Carmody	Jackson, K.	Robideaux
Carter	James	Schexnayder
Chaney	Jefferson	Seabaugh
Cox	Johnson	Simon
Cromer	Jones	Smith
Danahay	Landry, N.	St. Germain
Dixon	Landry, T.	Talbot
Dove	LeBas	Thierry
Edwards	Leger	Thompson
Foil	Leopold	Whitney
Gaines	Ligi	Williams, A.
Garofalo	Lopinto	Williams, P.
Geymann	Lorusso	Willmott
Total - 96		

NAYS

Total - 0

Page 22 HOUSE

39th Day's Proceedings - May 14, 2012

ABSENT

Mr. Speaker Fannin Schroder
Champagne Franklin Shadoin
Connick Lambert Thibaut
Total - 9

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

HOUSE BILL NO. 208—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 44:22(F), relative to economic development; to extend the sunset for the confidentiality of information submitted to the Department of Economic Development; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 208 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact" to "repeal" and after "development;" delete the remainder of the line and insert "to repeal the sunset"

AMENDMENT NO. 2

On page 1, delete lines 6 through 10, and insert the following:

"Section 1. R.S. 44:22(F) is hereby repealed."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson Greene Miller
Adams Guillory Montoucet
Anders Guinn Moreno
Armes Harris Morris, Jay
Arnold Harrison Morris, Jim
Badon Havard Norton
Barras Hazel Ortego
Barrow Henry Pearson
Berthelot Hensgens Pierre
Billiot Hill Ponti
Bishop, S. Hodges Pope
Bishop, W. Hoffmann Price
Broadwater Hollis Pugh
Brossett Honore Pylant
Brown Howard Reynolds
Burford Hunter Richard
Burns, H. Huval Richardson
Burns, T. Jackson, G. Ritchie
Burrell Jackson, K. Robideaux
Carmody James Schexnayder
Carter Jefferson Seabaugh

Chaney Johnson Simon
Cox Jones Smith
Cromer Lambert St. Germain
Danahay Landry, N. Talbot
Dixon Landry, T. Thierry
Dove LeBas Thompson
Edwards Leger Whitney
Foil Leopold Williams, A.
Gaines Ligi Williams, P.
Garofalo Lopinto Willmott
Geymann Lorusso
Gisclair Mack

Total - 97

NAYS

Total - 0

ABSENT

Mr. Speaker Fannin Shadoin
Champagne Franklin Thibaut
Connick Schroder
Total - 8

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

HOUSE BILL NO. 508—

BY REPRESENTATIVE PONTI

AN ACT

To enact R.S. 6:1083(24) and 1086(D), relative to residential mortgages; to define "regularly engaged"; to exempt from licensure as a mortgage loan originator or a mortgage broker or lender those persons not regularly engaged in residential mortgage lending; 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.

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 508 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 15, following "or" change "whose" to "employed by an"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Martiny to Reengrossed House Bill No. 508 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 16, after "employer" insert "who"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson Greene Montoucet
Adams Guillory Moreno
Anders Guinn Morris, Jay
Armes Harris Morris, Jim

Arnold	Harrison	Norton
Badon	Hazel	Ortego
Barras	Henry	Pearson
Berthelot	Hensgens	Pierre
Billiot	Hill	Ponti
Bishop, S.	Hodges	Pope
Bishop, W.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Richard
Burns, H.	Huval	Richardson
Burns, T.	Jackson, G.	Ritchie
Burrell	Jackson, K.	Robideaux
Carmody	James	Schexnayder
Carter	Jefferson	Seabaugh
Chaney	Johnson	Simon
Connick	Jones	Smith
Cox	Lambert	St. Germain
Cromer	Landry, N.	Talbot
Danahay	Landry, T.	Thibaut
Dixon	LeBas	Thierry
Dove	Leger	Thompson
Edwards	Leopold	Whitney
Foil	Ligi	Williams, A.
Gaines	Lopinto	Williams, P.
Garofalo	Lorusso	Willmott
Geymann	Mack	
Gisclair	Miller	
Total - 97		

NAYS

Total - 0

ABSENT

Mr. Speaker	Fannin	Schroder
Barrow	Franklin	Shadoin
Champagne	Havard	
Total - 8		

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

Consent to Correct a Vote Record

Rep. Schexnayder requested the House consent to record his vote on concurrence in the Senate amendments to House Bill No. 508 as yea, which consent was unanimously granted.

HOUSE BILL NO. 732—

BY REPRESENTATIVES HENRY BURNS, ADAMS, ANDERS, ARNOLD, BADON, BARROW, BERTHELOT, BROWN, TIM BURNS, BURRELL, CARTER, CHANEY, CONNICK, COX, CROMER, EDWARDS, FOIL, GAINES, GAROFALO, GISCLAIR, GREENE, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HUNTER, KATRINA JACKSON, JAMES, JEFFERSON, JONES, KLECKLEY, TERRY LANDRY, LEBAS, LEOPOLD, LIGI, LORUSSO, MACK, MILLER, MORENO, JAY MORRIS, NORTON, PIERRE, PONTI, POPE, PRICE, PUGH, REYNOLDS, RICHARD, RICHARDSON, RITCHIE, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SMITH, ST. GERMAIN, THIERRY, THOMPSON, WHITNEY, PATRICK WILLIAMS, AND WILLMOTT

AN ACT

To enact R.S. 37:3650, relative to professions and occupations; to provide for certain licensure of individuals with military training and experience; to provide for terms, conditions, procedures, and requirements; to provide certain exceptions; to provide for licensure by endorsement for spouses of such individuals; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 732 by Representative Henry Burns

AMENDMENT NO. 1

On page 2, line 6, following "jurisdiction" and before "that" insert "for an act"

AMENDMENT NO. 2

On page 3, line 1, following "jurisdiction" and before "that" insert "for an act"

AMENDMENT NO. 3

On page 3, line 4, following "agency that" delete "had"

AMENDMENT NO. 4

On page 3, line 5, change "jurisdiction to issue" to "issued"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Mack
Adams	Greene	Miller
Anders	Guillory	Montoucet
Armes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Pearson
Billiot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Broadwater	Hoffmann	Price
Brossett	Hollis	Pugh
Brown	Honore	Pylant
Burford	Howard	Reynolds
Burns, H.	Hunter	Richard
Burns, T.	Huval	Richardson
Burrell	Jackson, G.	Ritchie
Carmody	Jackson, K.	Robideaux
Carter	James	Schexnayder
Chaney	Jefferson	Seabaugh
Connick	Johnson	Simon
Cox	Jones	Smith
Cromer	Lambert	St. Germain
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thibaut
Dove	LeBas	Thierry
Edwards	Leger	Thompson
Foil	Leopold	Whitney
Gaines	Ligi	Williams, A.
Garofalo	Lopinto	Williams, P.
Geymann	Lorusso	Willmott
Total - 99		

NAYS

Total - 0

ABSENT

Mr. Speaker	Fannin	Schroder
Champagne	Franklin	Shadoin
Total - 6		

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

HOUSE BILL NO. 1128—
BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 6:1033(B) and 1040(A), (B), and (C), R.S. 9:3561.1(B) and (F), and R.S. 37:1785(A) and 1786(C) and (D) and to enact R.S. 6:1033(D), R.S. 9:3561.1(I), and R.S. 37:1786(F), relative to licensure renewal dates within the regulation of the Office of Financial Institutions; to provide for annual renewal of licenses under the Sales of Checks and Money Transmission Act, the Louisiana Consumer Credit Law, and the Louisiana Pawnshop Act; to provide relative to the electronic database licensing system; to provide for failure to pay renewal fee; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Commerce, Consumer Protection and International Affairs to Engrossed House Bill No. 1128 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 2, delete "and 1040(A),(B), and (C)" and insert
", 1040(A),(B), and (C) and 1088.1(B)"

AMENDMENT NO. 2

On page 1, delete line 8 and insert

"electronic database licensing system; to provide for the failure to pay renewal fees; to provide relative to the payment of certain licensing system utilization fees under the Louisiana Secure and Fair Enforcement of Mortgage Licensing Act of 2009; to"

AMENDMENT NO. 3

On page 1, line 11, delete "and 1040(A),(B), and (C)" and insert
", 1040(A),(B), and (C), and 1088.1(B)"

AMENDMENT NO. 4

On page 2, after line 28, insert

"§1088.1. Licensing system; authorization; fees; required use

* * *

~~B.(1) Except as provided in Paragraph (2) of this Subsection, persons~~ Persons engaged in activities that require licensure pursuant to this Chapter shall be required to pay all applicable fees to utilize the licensing system.

~~(2) For persons licensed or locations established as of June 30, 2008, payment of only the following fees to utilize the licensing system pursuant to this Section shall be required:~~

~~(a) For each residential mortgage lender, an annual licensing system renewal fee not to exceed the lesser of the amount charged by the licensing system or one hundred dollars per year.~~

~~(b) For each loan originator, an annual licensing system renewal fee not to exceed the lesser of the amount charged by the licensing system or thirty dollars per year.~~

~~(c) For each loan originator, a notification of change in employer fee not to exceed the lesser of the amount charged by the licensing system or thirty dollars per change of employment.~~

~~(d) For each branch location, annual licensing system renewal fee not to exceed the lesser of the amount charged by the licensing system or twenty dollars; provided, however, payment of all applicable fees to utilize the licensing system shall be required for branch locations established after July 1, 2008.~~

* * *

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Geymann	Mack
Adams	Gisclair	Miller
Anders	Greene	Montoucet
Armes	Guillory	Moreno
Arnold	Guinn	Morris, Jay
Badon	Harris	Morris, Jim
Barras	Harrison	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Pearson
Billiot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Broadwater	Hoffmann	Price
Brown	Hollis	Pugh
Burford	Honore	Pylant
Burns, H.	Howard	Reynolds
Burns, T.	Hunter	Richard
Burrell	Huval	Richardson
Carmody	Jackson, G.	Ritchie
Carter	Jackson, K.	Robideaux
Chaney	James	Schexnayder
Connick	Jefferson	Seabaugh
Cox	Johnson	Simon
Cromer	Jones	Smith
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thierry
Dove	Leger	Thompson
Edwards	Leopold	Whitney
Foil	Ligi	Williams, A.
Gaines	Lopinto	Williams, P.
Garofalo	Lorusso	Willmott
Total - 93		

NAYS

Total - 0

ABSENT

Mr. Speaker	Franklin	Schroder
Brossett	Havard	Shadoin
Champagne	Lambert	St. Germain
Fannin	LeBas	Thibaut
Total - 12		

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

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 947—

BY REPRESENTATIVE NANCY LANDRY
AN ACT

To amend and reenact R.S. 37:3241(8) and (12), 3244(B) and (C), 3245(D)(1), and 3248 and to enact R.S. 37:3241(15) and (16), 3244(D), (E), (F), and (G), 3255(D), 3258, and 3259, relative to the Midwife Practitioners Act; to provide for definitions; to further define the scope of practice as it relates to requirements for physician evaluations and examinations and risk management physician referrals; to provide authority for the issuance of a midwifery license to applicants who are members of certain midwifery certifying organizations; to exempt certain students participating in a board approved, accredited midwifery education program from the rules governing midwives; to provide authority for the board to accept an examination administered by the North American Registry of Midwives or other approved certifying examination; to establish professional liability and immunity for physicians performing risk assessments in certain settings; to provide for limitations on the Louisiana State Board of Nursing; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 947 by Representative Nancy Landry

AMENDMENT NO. 1

On page 3, line 1, following "refer" and before the end of the line change "a patient to a physician for risk assessment" to "to a physician for risk assessment a patient"

AMENDMENT NO. 2

On page 4, line 12, following "may" and before "under" change "only provide care or services" to "provide care or services only"

AMENDMENT NO. 3

On page 4, line 16, delete "*" * *"

AMENDMENT NO. 4

On page 4, line 20, following "license" change "." to "by submitting the following:"

AMENDMENT NO. 5

On page 5, line 7, following "study" and before the end of the line change ". that" to "and"

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

Rep. Nancy Landry moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gisclair	Lorusso
Adams	Greene	Mack
Anders	Guillory	Miller
Armes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Pearson
Billiot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Broadwater	Hoffmann	Price
Brossett	Hollis	Pugh
Brown	Honore	Pylant
Burford	Howard	Reynolds
Burns, H.	Hunter	Richard
Burns, T.	Huval	Richardson
Burrell	Jackson, G.	Ritchie
Carmody	Jackson, K.	Robideaux
Carter	James	Schexnayder
Chaney	Jefferson	Simon
Connick	Johnson	Smith
Cox	Jones	St. Germain
Danahay	Lambert	Talbot
Dixon	Landry, N.	Thibaut
Dove	Landry, T.	Thierry
Edwards	LeBas	Thompson
Foil	Leger	Whitney
Gaines	Leopold	Williams, P.
Garofalo	Ligi	
Geymann	Lopinto	

Total - 94

NAYS

Total - 0

ABSENT

Mr. Speaker	Franklin	Shadoin
Champagne	Montoucet	Williams, A.
Cromer	Schroder	Willmott
Fannin	Seabaugh	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 1209 (Substitute for House Bill No. 312 by Representative Richard)—

BY REPRESENTATIVE RICHARD
AN ACT

To amend and reenact R.S. 17:416(A)(2)(c) and 416.2(A) and (D) and to repeal R.S. 17:416.2(B) and (F), relative to students suspended or expelled from school; to provide relative to placement of students in alternative education programs; to provide relative to such programs, including provisions for agreements for provision of education services to certain students; to remove the exclusion of certain students from the requirement for supervision of expelled and suspended students; to repeal provisions relative to waivers from a requirement for alternative education programs and provisions prohibiting return of certain students to alternative education programs; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 1209 by Representative Richard

AMENDMENT NO. 1

On page 2, line 18, following "may" and before "to" change "only be readmitted" to "be readmitted only"

AMENDMENT NO. 2

On page 2, line 29, following "in" and before "Article 302" delete "Chapter 2."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Smith to Engrossed House Bill No. 1209 by Representative Richard

AMENDMENT NO. 1

On page 1, line 4, after "programs;" and before "to" insert "to require attendance of students placed in alternative schools or alternative education programs; to require parents, tutors, and guardians of the students to assure attendance, and to provide for enforcement and penalties for violations;"

AMENDMENT NO. 2

On page 2, between lines 21 and 22, insert:

"(3)(a) Any student placed in an alternative school or an alternative education program, including but not limited to any student receiving education services pursuant to an agreement subject to Paragraph (D)(2) of this Section, shall attend and participate in such school, program, or education services.

(b) The parent, tutor, or legal guardian of any such student shall ensure attendance as required by this Paragraph and any violation of this Subparagraph shall be subject to the provisions of R.S. 17:221(A)(2) and (3).

(c) Visiting teachers or supervisors of child welfare and attendance, with the approval of the superintendent of the local public school system, shall file proceedings in court to enforce the provisions of this Paragraph."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Richard to Engrossed House Bill No. 1209 by Representative Richard

AMENDMENT NO. 1

On page 2, line 28, after "education of" delete the remainder of the line and delete line 29, and on page 3, delete lines 1 through 5 and insert in lieu thereof:

"a student who meets any of the following criteria:

(a) Has been adjudicated delinquent by a court having juvenile jurisdiction as defined in Chapter 2, Article 302 of the Louisiana Children's Code.

(b) Has been adjudicated by a court as a member of a family in need of services.

(c) Is in the custody of the office of juvenile justice as a result of an adjudication and is assigned by the office of juvenile justice to a community-based program or facility.

(d) Is a student who has been suspended or expelled pursuant to the provisions of R.S. 17:416(B) or (C)(2)."

AMENDMENT NO. 2

On page 3, line 7, between "include" and "the" insert "all of"

AMENDMENT NO. 3

On page 4, line 22, after "Section" and before "and" insert a comma ","

AMENDMENT NO. 4

On page 4, between lines 27 and 28, insert:

"* * *

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

Acting Speaker Ligi in the Chair

Speaker Pro Tempore Leger in the Chair

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gaines	Ligi
Abramson	Garofalo	Lopinto
Adams	Geymann	Lorusso
Arnes	Gisclair	Mack
Arnold	Greene	Miller

Badon	Guillory	Montoucet
Barras	Harris	Moreno
Barrow	Havard	Morris, Jim
Berthelot	Hazel	Norton
Billiot	Henry	Ortego
Bishop, S.	Hensgens	Pierre
Bishop, W.	Hill	Ponti
Broadwater	Hollis	Price
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burns, H.	Hunter	Richard
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Robideaux
Carmody	Jackson, K.	Schexnayder
Carter	James	Smith
Chaney	Jefferson	St. Germain
Connick	Johnson	Talbot
Cox	Jones	Thibaut
Cromer	Lambert	Thierry
Danahay	Landry, N.	Thompson
Dixon	Landry, T.	Whitney
Edwards	LeBas	Williams, A.
Fannin	Leger	Williams, P.
Foil	Leopold	Willmott

Total - 87

NAYS

Burford	Hoffmann	Pugh
Dove	Morris, Jay	Richardson
Harrison	Pearson	Seabaugh
Hodges	Pope	Simon

Total - 12

ABSENT

Anders	Franklin	Schroder
Champagne	Guinn	Shadoin

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Richard 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. Lambert requested the House consent to correct his vote on final passage of House Bill No. 1209 from nay to yea, which consent was unanimously granted.

HOUSE BILL NO. 1210 (Substitute for House Bill No. 807 by Representative Huval)—
BY REPRESENTATIVE HUVAL

AN ACT

To amend and reenact R.S. 42:1123(37), relative to ethics; to provide exceptions to the Code of Governmental Ethics relative to the provision of certain insurance services and compensation related thereto; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Huval to Engrossed House Bill No. 1210 by Representative Huval

AMENDMENT NO. 1

On page 2, delete lines 27 through 29 and insert the following:

"insurance producer discloses to the governmental entity the name of any insurer or source from which he receives fees, commissions, or other compensation if such insurer or other source is providing or is seeking to provide services or insurance coverage to the governmental entity at the time the insurance producer is providing services to the governmental entity."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 99

NAYS

Total - 0

ABSENT

Champagne	Guinn	Schroder
Franklin	Lambert	Shadoin

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Page 28 HOUSE

39th Day's Proceedings - May 14, 2012

HOUSE BILL NO. 1211 (Substitute for House Bill No. 1175 by Representative St. Germain)— BY REPRESENTATIVE ST. GERMAIN AN ACT

To amend and reenact R.S. 30:2456(E) and to enact R.S. 30:2456(D)(3), relative to the Louisiana Oil Spill Prevention and Response Act; to provide relative to contracts entered into by the oil spill coordinator; to provide relative to entry on to vessels by the coordinator; to provide for a study of the Oil Spill Contingency Fund; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 1211 by Representative St. Germain

AMENDMENT NO. 1

On page 2, line 1, following "(OSPRE), R.S." and before ":2451" change "20" to "30"

AMENDMENT NO. 2

On page 2, line 19, following "last" and before "property" change "record" to "recorded"

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

Rep. St. Germain moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Mr. Speaker, Geymann, Montoucet; Abramson, Gisclair, Moreno; Adams, Greene, Morris, Jay; Anders, Guillory, Morris, Jim; Armes, Harris, Norton; Arnold, Harrison, Ortego; Badon, Havard, Pearson; Barras, Hazel, Pierre; Barrow, Hill, Ponti; Berthelot, Hodges, Pope; Billiot, Hoffmann, Pugh; Bishop, S., Hollis, Pylant; Bishop, W., Honore, Reynolds; Broadwater, Howard, Richard; Brossett, Hunter, Richardson; Brown, Huval, Ritchie; Burford, Jackson, G., Robideaux; Burns, H., Jackson, K., Schexnayder; Burns, T., James, Seabaugh; Burrell, Jefferson, Simon; Carmody, Johnson, Smith; Carter, Jones, St. Germain; Chaney, Landry, N., Talbot; Connick, Landry, T., Thibaut; Cox, LeBas, Thierry; Cromer, Leger, Thompson; Danahay, Leopold, Whitney; Dixon, Ligi, Williams, A.

Table listing names of representatives who voted 'NAYS' or 'ABSENT': Dove, Edwards, Foil, Garofalo, Lopinto, Lorusso, Mack, Miller, Williams, P., Willmott.

Total - 94 NAYS
Total - 0 ABSENT

Table listing names of representatives who were 'ABSENT': Champagne, Fannin, Franklin, Gaines, Guinn, Henry, Hensgens, Lambert, Price, Schroder, Shadoin.

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Huval, 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:

Local and Consent Calendar

SENATE BILL NO. 116— BY SENATOR MILLS AN ACT

To amend and reenact R.S. 28:912(B)(2) and to enact R.S. 28:912(B)(1)(g) and 915(B)(8), relative to human services districts; to provide with respect to the naming of Region 4; to provide the authority for the naming of human services districts; and to provide for related matters.

Read by title.

Rep. LeBas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of senators who voted 'YEAS': Mr. Speaker, Garofalo, Lorusso; Abramson, Geymann, Mack; Adams, Gisclair, Miller; Anders, Greene, Montoucet; Armes, Guillory, Moreno; Arnold, Guinn, Morris, Jay; Badon, Harris, Morris, Jim; Barras, Havard, Norton; Barrow, Hazel, Ortego; Berthelot, Henry, Pierre; Billiot, Hensgens, Ponti; Bishop, S., Hill, Pope; Broadwater, Hodges, Price; Brossett, Hoffmann, Pugh; Brown, Hollis, Reynolds.

Burford	Honore	Richard
Burns, H.	Howard	Richardson
Burns, T.	Hunter	Ritchie
Burrell	Huval	Robideaux
Carmody	Jackson, G.	Schexnayder
Carter	Jackson, K.	Seabaugh
Chaney	James	Simon
Connick	Jefferson	Smith
Cox	Johnson	St. Germain
Cromer	Jones	Talbot
Danahay	Landry, N.	Thibaut
Dixon	Landry, T.	Thierry
Dove	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Leopold	Williams, P.
Foil	Ligi	Willmott
Gaines	Loporto	
Total - 95		

NAYS

Total - 0

ABSENT

Bishop, W.	Lambert	Shadoin
Champagne	Pearson	Williams, A.
Franklin	Pylant	
Harrison	Schroder	
Total - 10		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 145—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 28:22.8(A) and 451.4(B) and to repeal R.S. 28:894(A)(5) and R.S. 36:259(C)(15), (17) through (20), (22), (25), and (26), relative to the Department of Health and Hospitals; to delete provisions related to certain supports and services centers and employment service programs no longer in existence; and to provide for related matters.

Read by title.

Rep. LeBas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Lorusso
Abramson	Geymann	Mack
Adams	Gisclair	Miller
Anders	Greene	Montoucet
Armes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Barras	Harrison	Morris, Jim
Barrow	Havard	Norton
Berthelot	Hazel	Pierre
Billiot	Henry	Ponti
Bishop, S.	Hensgens	Pope
Bishop, W.	Hill	Price
Broadwater	Hodges	Pugh
Brossett	Hoffmann	Pylant
Brown	Hollis	Reynolds
Burford	Honore	Richard

Burns, H.	Howard	Richardson
Burns, T.	Hunter	Ritchie
Burrell	Huval	Robideaux
Carmody	Jackson, G.	Schexnayder
Carter	Jackson, K.	Seabaugh
Chaney	James	Simon
Connick	Jefferson	Smith
Cox	Johnson	St. Germain
Cromer	Jones	Talbot
Danahay	Landry, N.	Thierry
Dixon	Landry, T.	Thompson
Dove	LeBas	Whitney
Edwards	Leger	Williams, P.
Fannin	Leopold	Willmott
Foil	Ligi	
Gaines	Loporto	
Total - 94		

NAYS

Total - 0

ABSENT

Badon	Lambert	Shadoin
Champagne	Ortego	Thibaut
Franklin	Pearson	Williams, A.
Guillory	Schroder	
Total - 11		

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 212—
BY SENATOR MILLS

AN ACT

To amend and reenact R.S. 37:1177(A), relative to the Louisiana Board of Pharmacy; to provide for a specific date for the beginning of the term of pharmacists who are appointed to the board; and to provide for related matters.

Read by title.

Rep. LeBas moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Lorusso
Abramson	Greene	Mack
Adams	Guillory	Miller
Anders	Guinn	Montoucet
Armes	Harris	Moreno
Arnold	Harrison	Morris, Jay
Badon	Havard	Morris, Jim
Barras	Hazel	Norton
Barrow	Henry	Ortego
Berthelot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Broadwater	Hoffmann	Price
Brossett	Hollis	Pugh
Brown	Honore	Pylant
Burford	Howard	Reynolds
Burns, H.	Hunter	Richard
Burns, T.	Huval	Richardson
Burrell	Jackson, G.	Ritchie
Carmody	Jackson, K.	Robideaux

Carter	James	Schexnayder
Chaney	Jefferson	Seabaugh
Connick	Johnson	Simon
Cox	Jones	Smith
Cromer	Lambert	St. Germain
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thibaut
Dove	LeBas	Thierry
Edwards	Leger	Thompson
Foil	Leopold	Whitney
Gaines	Ligi	Williams, P.
Garofalo	Lopinto	Willmott

Total - 96

NAYS

Total - 0

ABSENT

Billiot	Franklin	Schroder
Champagne	Geymann	Shadoin
Fannin	Pearson	Williams, A.

Total - 9

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 355—
BY SENATOR AMEDEE

AN ACT

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

Read by title.

Rep. Lambert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Lorusso
Abramson	Greene	Mack
Adams	Guillory	Miller
Anders	Guinn	Montoucet
Armes	Harris	Moreno
Arnold	Harrison	Morris, Jay
Badon	Havard	Morris, Jim
Barras	Hazel	Norton
Barrow	Henry	Pierre
Berthelot	Hensgens	Ponti
Billiot	Hill	Pope
Bishop, S.	Hodges	Price
Bishop, W.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brossett	Honore	Reynolds
Brown	Howard	Richard
Burford	Hunter	Richardson
Burns, H.	Huval	Ritchie
Burns, T.	Jackson, G.	Robideaux
Carmody	James	Schexnayder
Carter	Jefferson	Seabaugh
Chaney	Johnson	Simon
Connick	Jones	Smith
Cox	Lambert	St. Germain

Cromer	Landry, N.	Talbot
Danahay	Landry, T.	Thibaut
Edwards	LeBas	Thierry
Fannin	Leger	Thompson
Foil	Leopold	Whitney
Gaines	Ligi	Williams, P.
Garofalo	Lopinto	Willmott

Total - 93

NAYS

Total - 0

ABSENT

Burrell	Franklin	Pearson
Champagne	Geymann	Schroder
Dixon	Jackson, K.	Shadoin
Dove	Montoucet	Williams, A.

Total - 12

The Chair declared the above bill was finally passed.

Rep. Lambert 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. 387—
BY SENATOR WARD

AN ACT

To amend and reenact R.S. 56:125(B), relative to hunting; to provide certain requirements for the possession of game quadrupeds; to provide for the positive evidence of sex identification of deer and turkey; and to provide for related matters.

Read by title.

Rep. Thibaut moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Lorusso
Abramson	Greene	Mack
Adams	Guillory	Miller
Anders	Guinn	Montoucet
Armes	Harris	Moreno
Arnold	Harrison	Morris, Jay
Badon	Havard	Morris, Jim
Barras	Hazel	Norton
Barrow	Henry	Pierre
Berthelot	Hill	Ponti
Billiot	Hodges	Pope
Bishop, S.	Hoffmann	Price
Bishop, W.	Hollis	Pugh
Broadwater	Honore	Pylant
Brossett	Howard	Richard
Brown	Hunter	Richardson
Burford	Huval	Ritchie
Burns, H.	Jackson, G.	Robideaux
Burns, T.	Jackson, K.	Schexnayder
Carmody	James	Seabaugh
Carter	Jefferson	Simon
Chaney	Johnson	Smith
Connick	Jones	St. Germain
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Edwards	LeBas	Thompson
Fannin	Leger	Whitney
Foil	Leopold	Williams, A.

Gaines	Ligi	Willmott
Garofalo	Lopinto	
Total - 92		
	NAYS	
Total - 0		
	ABSENT	
Burrell	Geymann	Schroder
Champagne	Hensgens	Shadoin
Dixon	Ortego	Williams, P.
Dove	Pearson	
Franklin	Reynolds	
Total - 13		

The Chair declared the above bill was finally passed.

Rep. Thibaut 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. Brown requested the House consent to record his vote on final passage of Senate Bill No. 387 as yea, which consent was unanimously granted.

SENATE BILL NO. 583—
BY SENATORS GALLOT AND THOMPSON
AN ACT

To authorize the division of administration to transfer certain state property in Lincoln Parish to Grambling State University and to Louisiana Tech University; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

Rep. Jefferson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Miller
Abramson	Greene	Montoucet
Adams	Guinn	Moreno
Anders	Harris	Morris, Jay
Armes	Harrison	Morris, Jim
Arnold	Havard	Norton
Badon	Hazel	Ortego
Barras	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Billiot	Hodges	Price
Bishop, S.	Hoffmann	Pylant
Bishop, W.	Hollis	Reynolds
Broadwater	Honore	Richard
Brossett	Howard	Richardson
Brown	Hunter	Ritchie
Burford	Huval	Robideaux
Burns, H.	Jackson, G.	Schexnayder
Burns, T.	Jackson, K.	Seabaugh
Carmody	James	Simon
Carter	Jefferson	Smith
Chaney	Johnson	St. Germain
Connick	Jones	Talbot
Cox	Lambert	Thibaut
Cromer	Landry, N.	Thierry
Danahay	Landry, T.	Thompson
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.

Foil	Ligi	Williams, P.
Gaines	Lopinto	Willmott
Garofalo	Lorusso	
Geymann	Mack	
Total - 94		
	NAYS	

Total - 0

ABSENT

Burrell	Franklin	Pugh
Champagne	Guillory	Schroder
Dixon	LeBas	Shadoin
Dove	Pearson	
Total - 11		

The Chair declared the above bill was finally passed.

Rep. Jefferson 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. 80—
BY SENATOR CORTEZ
AN ACT

To enact R.S. 33:423.23, relative to the city of Youngsville; to provide for the authority and disciplinary actions by the chief of police with respect to police personnel; and to provide for related matters.

Read by title.

Rep. Barras moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Lorusso
Abramson	Greene	Mack
Adams	Guillory	Miller
Anders	Guinn	Montoucet
Armes	Harris	Moreno
Arnold	Harrison	Morris, Jay
Badon	Havard	Morris, Jim
Barras	Hazel	Norton
Barrow	Henry	Ortego
Berthelot	Hensgens	Pearson
Billiot	Hill	Pierre
Bishop, S.	Hodges	Ponti
Bishop, W.	Hoffmann	Pope
Broadwater	Hollis	Price
Brossett	Honore	Pugh
Brown	Howard	Pylant
Burford	Hunter	Reynolds
Burns, H.	Huval	Richard
Burns, T.	Jackson, G.	Richardson
Carmody	Jackson, K.	Ritchie
Carter	James	Robideaux
Chaney	Jefferson	Schexnayder
Connick	Johnson	Seabaugh
Cox	Jones	Simon
Cromer	Lambert	Smith
Danahay	Landry, N.	St. Germain
Edwards	Landry, T.	Talbot
Fannin	LeBas	Thibaut
Foil	Leger	Thierry
Gaines	Leopold	Thompson
Garofalo	Ligi	Whitney
Geymann	Lopinto	Willmott
Total - 96		

Page 32 HOUSE

39th Day's Proceedings - May 14, 2012

NAYS		
Total - 0		
ABSENT		
Burrell	Dove	Shadoin
Champagne	Franklin	Williams, A.
Dixon	Schroder	Williams, P.
Total - 9		

The Chair declared the above bill was finally passed.

Rep. Barras 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. 315—
BY SENATOR AMEDEE

AN ACT

To enact R.S. 49:191(6)(a) and to repeal R.S. 49:191(4)(c), relative to the Department of Culture, Recreation and Tourism, including provisions to provide for the re-creation of the Department of Culture, Recreation and Tourism and the statutory entities made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; and to provide for related matters.

Read by title.

Rep. Berthelot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. Speaker	Geymann	Lorusso
Abramson	Gisclair	Mack
Adams	Greene	Miller
Anders	Guillory	Montoucet
Armes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Broadwater	Hodges	Price
Brossett	Hoffmann	Pugh
Brown	Hollis	Pylant
Burford	Honore	Reynolds
Burns, H.	Howard	Richard
Burns, T.	Hunter	Richardson
Burrell	Huval	Ritchie
Carmody	Jackson, G.	Robideaux
Carter	Jackson, K.	Schexnayder
Chaney	James	Seabaugh
Connick	Jefferson	Simon
Cox	Johnson	Smith
Cromer	Jones	Talbot
Danahay	Lambert	Thibaut
Dixon	Landry, N.	Thierry
Dove	Landry, T.	Thompson
Edwards	LeBas	Whitney
Fannin	Leger	Williams, P.
Foil	Leopold	Willmott

Gaines	Ligi	
Garofalo	Lopinto	
Total - 97		
NAYS		
Total - 0		
ABSENT		
Bishop, W.	Ortego	St. Germain
Champagne	Schroder	Williams, A.
Franklin	Shadoin	
Total - 8		

The Chair declared the above bill was finally passed.

Rep. Berthelot 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. 472—
BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 23:1472(12)(E) and 1761(9) and to enact R.S. 23:1472(12)(H)(XXII) and 1711(G), relative to unemployment compensation; to provide for employers' classification of workers; to provide for independent contractors; to provide for penalties; and to provide for related matters.

Read by title.

Motion

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Broadwater gave notice of his intention to call Senate Bill No. 472 from the calendar on Tuesday, May 22, 2012.

SENATE BILL NO. 496—
BY SENATOR PERRY

AN ACT

To amend and reenact Section 7(B) of Act No. 333 of the 1972 Regular Session of the Louisiana Legislature as amended by Act No. 56 of the 1987 Regular Session of the Louisiana Legislature and Act No. 17 of the 1998 First Extraordinary Session of the Louisiana Legislature and to enact R.S. 33:423.23, relative to the city of Kaplan; to provide for the authority of the chief of police regarding police personnel; to provide that the position of assistant to the chief of police shall be in the unclassified service; to provide for the authority of the assistant to the chief of police; and to provide for related matters.

Read by title.

Rep. Hensgens moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS		
Mr. Speaker	Geymann	Lorusso
Abramson	Gisclair	Mack
Adams	Greene	Miller
Anders	Guillory	Montoucet
Armes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim

Barras	Havard	Norton
Berthelot	Hazel	Ortego
Billiot	Henry	Pearson
Bishop, S.	Hensgens	Pierre
Bishop, W.	Hill	Ponti
Broadwater	Hodges	Pope
Brossett	Hoffmann	Price
Brown	Hollis	Pugh
Burford	Honore	Pylant
Burns, H.	Howard	Reynolds
Burns, T.	Hunter	Richard
Burrell	Huval	Richardson
Carmody	Jackson, G.	Ritchie
Carter	Jackson, K.	Robideaux
Chaney	James	Schexnayder
Connick	Jefferson	Seabaugh
Cox	Johnson	Simon
Cromer	Jones	Smith
Danahay	Lambert	St. Germain
Dixon	Landry, N.	Talbot
Dove	Landry, T.	Thibaut
Edwards	LeBas	Thierry
Fannin	Leger	Thompson
Foil	Leopold	Whitney
Gaines	Ligi	Williams, A.
Garofalo	Lopinto	Willmott

Total - 99

NAYS

Total - 0

ABSENT

Barrow	Franklin	Shadoin
Champagne	Schroder	Williams, P.

Total - 6

The Chair declared the above bill was finally passed.

Rep. Hensgens 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. 617—
BY SENATOR DONAHUE

AN ACT

To amend and reenact R.S. 33:130.402(A)(1) and (F), relative to the St. Tammany Parish Development District; to change the composition of the board of commissioners; to provide for quorum; to provide for special meetings; and to provide for related matters.

Read by title.

Rep. Pugh moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Mack
Abramson	Gisclair	Miller
Adams	Greene	Montoucet
Anders	Guillory	Moreno
Armes	Guinn	Morris, Jay
Arnold	Harris	Morris, Jim
Badon	Harrison	Norton
Barras	Havard	Ortego
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti

Bishop, S.	Hill	Pope
Bishop, W.	Hodges	Price
Broadwater	Hoffmann	Pugh
Brossett	Hollis	Pylant
Brown	Honore	Reynolds
Burford	Howard	Richard
Burns, H.	Hunter	Richardson
Burns, T.	Huval	Ritchie
Burrell	Jackson, G.	Robideaux
Carmody	Jackson, K.	Schexnayder
Carter	James	Seabaugh
Chaney	Jefferson	Simon
Connick	Johnson	Smith
Cox	Jones	St. Germain
Cromer	Lambert	Talbot
Danahay	Landry, N.	Thibaut
Dixon	Landry, T.	Thierry
Dove	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Ligi	Williams, A.
Foil	Lopinto	Willmott
Gaines	Lorusso	

Total - 98

NAYS

Total - 0

ABSENT

Champagne	Leopold	Williams, P.
Franklin	Schroder	
Geymann	Shadoin	

Total - 7

The Chair declared the above bill was finally passed.

Rep. Pugh 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. 622—
BY SENATOR AMEDEE

AN ACT

To amend and reenact R.S. 36:202(A) and 203, relative to the Department of Culture, Recreation and Tourism; authorizes the lieutenant governor to perform the duties, functions and responsibilities of the secretary of culture, recreation and tourism; and to provide for related matters.

Read by title.

Rep. Berthelot moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Lorusso
Abramson	Geymann	Mack
Adams	Gisclair	Miller
Anders	Greene	Montoucet
Armes	Guillory	Moreno
Arnold	Guinn	Morris, Jay
Badon	Harris	Morris, Jim
Barras	Harrison	Norton
Berthelot	Havard	Pearson
Billiot	Hazel	Pierre
Bishop, S.	Henry	Ponti
Bishop, W.	Hensgens	Pope
Broadwater	Hill	Pugh

Brossett	Hodges	Pylant
Brown	Hoffmann	Reynolds
Burford	Hollis	Richard
Burns, H.	Honore	Richardson
Burns, T.	Howard	Ritchie
Burrell	Hunter	Robideaux
Carmody	Huval	Schexnayder
Carter	Jackson, G.	Seabaugh
Chaney	Jackson, K.	Simon
Connick	Jefferson	St. Germain
Cox	Johnson	Talbot
Cromer	Jones	Thierry
Danahay	Lambert	Thompson
Dixon	Landry, N.	Whitney
Dove	Landry, T.	Williams, A.
Edwards	Leger	Williams, P.
Fannin	Ligi	Willmott
Foil	Lopinto	
Total - 92		

NAYS

James	Smith
Total - 2	

ABSENT

Barrow	LeBas	Schroder
Champagne	Leopold	Shadoin
Franklin	Ortego	Thibaut
Gaines	Price	
Total - 11		

The Chair declared the above bill was finally passed.

Rep. Berthelot 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. Katrina Jackson requested the House consent to correct her vote on final passage of Senate Bill No. 622 from nay to yea, which consent was unanimously granted.

SENATE BILL NO. 630—
BY SENATOR MORRELL AN ACT

To enact R.S. 33:9106.3, relative to St. Bernard Parish; to authorize St. Bernard Parish 911 Communications District to levy a fixed rate for emergency telephone service charges; to require voter approval of the fixed rate fee under certain conditions; to provide that the fixed rate fee shall be uniformly applied to residential, commercial, and cellular services; 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

Mr. Speaker	Garofalo	Lopinto
Abramson	Geymann	Lorusso
Adams	Gisclair	Mack
Anders	Greene	Miller
Armes	Guillory	Montoucet
Arnold	Guinn	Moreno
Badon	Harris	Morris, Jay
Barras	Harrison	Morris, Jim

Barrow	Havard	Norton
Berthelot	Hazel	Ortego
Billiot	Henry	Pearson
Bishop, S.	Hensgens	Pierre
Bishop, W.	Hill	Ponti
Broadwater	Hodges	Pope
Brossett	Hoffmann	Price
Brown	Hollis	Pylant
Burford	Honore	Reynolds
Burns, H.	Howard	Richard
Burns, T.	Hunter	Richardson
Burrell	Huval	Ritchie
Carmody	Jackson, G.	Robideaux
Carter	Jackson, K.	Schexnayder
Chaney	James	Seabaugh
Connick	Jefferson	Smith
Cox	Johnson	St. Germain
Cromer	Jones	Talbot
Danahay	Lambert	Thibaut
Dixon	Landry, N.	Thierry
Dove	Landry, T.	Thompson
Edwards	LeBas	Whitney
Fannin	Leger	Williams, A.
Foil	Leopold	Williams, P.
Gaines	Ligi	Willmott
Total - 99		

NAYS

Total - 0
ABSENT

Champagne	Pugh	Shadoin
Franklin	Schroder	Simon
Total - 6		

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. 676 (Substitute of Senate Bill No. 437 by Senator Crowe)—
BY SENATOR CROWE AN ACT

To amend and reenact R.S. 23:1513(A)(1), 1553(A), 1576, 1601(8), 1713(B) and (C), 1714, and 1726 and to enact R.S. 23:1531.1(E), and to repeal R.S. 23:1713(D), relative to unemployment compensation; to provide for the penalty and interest account; to provide for filing certain documents; to provide for separation notices; to provide for method of calculation regarding the experience-rating account of an employer; to provide for disqualification of employee benefits subsequent to commission of a fraudulent act; to provide for the recovery of overpayment of benefits; to provide for the payment of certain benefits; and to provide for related matters.

Read by title.

Rep. Broadwater moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Miller
Abramson	Greene	Montoucet
Adams	Guillory	Moreno
Anders	Guinn	Morris, Jay
Armes	Harris	Morris, Jim
Arnold	Harrison	Norton

Badon	Havard	Ortego
Barras	Hazel	Pearson
Barrow	Henry	Pierre
Berthelot	Hensgens	Ponti
Billiot	Hill	Pope
Bishop, S.	Hodges	Price
Bishop, W.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brossett	Honore	Reynolds
Brown	Howard	Richard
Burford	Hunter	Richardson
Burns, H.	Huval	Ritchie
Burns, T.	Jackson, G.	Robideaux
Burrell	Jackson, K.	Schexnayder
Carmody	James	Seabaugh
Carter	Jefferson	Simon
Chaney	Johnson	Smith
Connick	Jones	St. Germain
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dixon	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Ligi	Williams, P.
Gaines	Lopinto	Willmott
Garofalo	Lorusso	
Geymann	Mack	
Total - 100		

NAYS

Total - 0

ABSENT

Champagne	Franklin	Shadoin
Dove	Schroder	
Total - 5		

The Chair declared the above bill was finally passed.

Rep. Broadwater 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. 193—
BY SENATORS GUILLORY AND THOMPSON
AN ACT

To enact R.S. 47:463.155, relative to special prestige motor vehicle license plates; to provide for the creation, issuance, and design of such license plates for the Phi Beta Sigma Fraternity, Inc.; 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.

Read by title.

Rep. Thierry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Miller
Abramson	Gisclair	Montoucet
Adams	Greene	Moreno
Anders	Guillory	Morris, Jay
Armes	Guinn	Morris, Jim
Arnold	Harris	Norton
Badon	Harrison	Ortego
Barras	Havard	Pearson

Barrow	Hazel	Pierre
Berthelot	Henry	Ponti
Billiot	Hensgens	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hodges	Pugh
Broadwater	Hoffmann	Pylant
Brossett	Hollis	Reynolds
Brown	Honore	Richard
Burford	Howard	Richardson
Burns, H.	Hunter	Ritchie
Burns, T.	Huval	Robideaux
Burrell	Jackson, K.	Schexnayder
Carmody	James	Seabaugh
Chaney	Jefferson	Simon
Connick	Johnson	Smith
Cox	Jones	St. Germain
Cromer	Lambert	Talbot
Danahay	Landry, N.	Thibaut
Dixon	Landry, T.	Thierry
Edwards	LeBas	Thompson
Fannin	Leger	Whitney
Foil	Ligi	Williams, P.
Gaines	Lopinto	Willmott
Garofalo	Lorusso	
Mack		

Total - 97

NAYS

Total - 0

ABSENT

Champagne	Jackson, G.	Shadoin
Dove	Leopold	Williams, A.
Franklin	Schroder	
Total - 8		

The Chair declared the above bill was finally passed.

Rep. Thierry 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. 316—
BY SENATOR MARTINY
AN ACT

To enact R.S. 6:356, relative to financial institutions; to provide relative to the use of a power of attorney for certain bank transactions; to provide for revocation of a power of attorney; to provide for definitions; to provide for terms, conditions, and procedures; and to provide for related matters.

Read by title.

Rep. Ponti moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Lorusso
Abramson	Geymann	Mack
Adams	Gisclair	Miller
Anders	Greene	Montoucet
Armes	Guillory	Moreno
Arnold	Guinn	Morris, Jay
Badon	Harris	Morris, Jim
Barras	Harrison	Ortego
Barrow	Havard	Pearson
Berthelot	Hazel	Ponti
Billiot	Henry	Pope

Page 36 HOUSE

39th Day's Proceedings - May 14, 2012

Bishop, S.	Hensgens	Price
Broadwater	Hill	Pugh
Brossett	Hodges	Pylant
Brown	Hoffmann	Reynolds
Burford	Hollis	Richard
Burns, H.	Honore	Richardson
Burns, T.	Howard	Ritchie
Burrell	Hunter	Robideaux
Carmody	Huval	Schexnayder
Carter	Jackson, G.	Seabaugh
Chaney	Jefferson	Simon
Connick	Johnson	St. Germain
Cox	Jones	Thibaut
Cromer	Lambert	Thierry
Danahay	Landry, N.	Thompson
Dixon	Landry, T.	Whitney
Edwards	LeBas	Williams, A.
Fannin	Leger	Williams, P.
Foil	Ligi	Willmott
Gaines	Lopinto	

Total - 92

NAYS

Total - 0

ABSENT

Bishop, W.	James	Shadoin
Champagne	Leopold	Smith
Dove	Norton	Talbot
Franklin	Pierre	
Jackson, K.	Schroder	

Total - 13

The Chair declared the above bill was finally passed.

Rep. Ponti 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. 326—
BY SENATORS BROOME AND DORSEY-COLOMB
AN ACT

To enact R.S. 9:3578.8(C) and (D), relative to the Louisiana Deferred Presentment and Small Loan Act; to provide for duties of the commissioner of the office of financial institutions; to provide for the compiling of certain information; to require the commissioner to submit a report to the Louisiana Legislature by April 1, 2014; and to provide for related matters.

Read by title.

Rep. Wesley Bishop moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Miller
Abramson	Guillory	Montoucet
Adams	Guinn	Moreno
Armes	Harris	Morris, Jay
Arnold	Harrison	Morris, Jim
Badon	Havard	Norton
Barras	Hazel	Ortego
Barrow	Henry	Pearson
Berthelot	Hensgens	Pierre
Billiot	Hill	Ponti
Bishop, S.	Hodges	Pope

Bishop, W.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Richard
Burns, H.	Huval	Richardson
Burns, T.	Jackson, G.	Ritchie
Burrell	Jackson, K.	Robideaux
Carmody	James	Schexnayder
Carter	Jefferson	Seabaugh
Chaney	Johnson	Simon
Connick	Jones	Smith
Cox	Lambert	St. Germain
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thibaut
Edwards	LeBas	Thierry
Fannin	Leger	Thompson
Foil	Leopold	Whitney
Gaines	Ligi	Williams, A.
Garofalo	Lopinto	Williams, P.
Geymann	Lorusso	Willmott
Gisclair	Mack	

Total - 98

NAYS

Total - 0

ABSENT

Anders	Dove	Shadoin
Champagne	Franklin	
Cromer	Schroder	

Total - 7

The Chair declared the above bill was finally passed.

Rep. Wesley Bishop 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. 360—
BY SENATOR MARTINY AND REPRESENTATIVE PONTI
AN ACT

To amend and reenact R.S. 32:1252(4) and (19), 1261, 1261.1, and 1263, to enact R.S. 32:1252(52) through (69), 1262(C), 1264(D), 1267(C), 1268(D), and Parts II, III, and IV of Chapter 6 of Title 32 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 32:1270 through 1270.30, and to repeal R.S. 32:1257.1 and 1268.1, relative to marine products, motorcycles, all-terrain vehicles, and recreational vehicles; to provide for certain terms, conditions, requirements, and procedures; to provide for definitions; to provide for the establishment of new dealerships and the relocation of existing dealerships; to provide for payment to dealers; to provide for unauthorized acts; to provide for warranty agreements and application thereof; to provide for the sale and leasing of certain marine products, motorcycles, all-terrain vehicles, and recreational vehicles; to provide for the succession of a dealer; to provide for the procedure to terminate a dealership; to provide for the repurchase of certain products, equipment, parts, and tools; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Reengrossed Senate Bill No. 360 by Senator Martiny

AMENDMENT NO. 1

Delete Legislative Bureau Amendments Nos. 1, 2, 5, 17, 20, 21, 22, 23, 26, 27, 28, 31, 32, 33, 38, 39, 40, 41, 44, 47, 51, and 58 proposed by the Legislative Bureau and adopted by the House of Representatives on May 3, 2012.

AMENDMENT NO. 2

On page 5, line 6, after "duties" change "of such" to "as such"

AMENDMENT NO. 3

On page 12, line 11, after "Subparagraph (i)" change "above" to "of this Paragraph"

AMENDMENT NO. 4

On page 31. line 2 after "transportation" and before "facility" delete "or"

AMENDMENT NO. 5

On page 32, line 4, after "from" change "said" to "the"

AMENDMENT NO. 6

On page 35, line 2, after "giving" and before "sixty-day" insert "a"

AMENDMENT NO. 7

On page 35, line 5, after "period" and before "the" insert a comma ",."

AMENDMENT NO. 8

On page 36, line 11, after "compensate" change "any" to "its"

AMENDMENT NO. 9

On page 36, line 14, after "pay" change "any" to "its"

AMENDMENT NO. 10

On page 36, at the end of line 22, after "for" change "disapproval" to "denial"

AMENDMENT NO. 11

On page 48, line 14, after "of" change "said vehicles" to "the vehicle"

AMENDMENT NO. 12

On page 49, line 16, after "and" and before "motorcycle" insert "the"

AMENDMENT NO. 13

On page 51, line 7, after "from" change "said" to "the"

AMENDMENT NO. 14

On page 52, line1, after "giving" change "said" to "the"

AMENDMENT NO. 15

On page 54, at the beginning of line 26, change "(3)" to "(3)(a)" and at the end of the line, after "licensee" delete the colon ":" and at the beginning of line 27, change "(a) To" to "to"

AMENDMENT NO. 16

On page 55, line 3, after "period" and before "the" insert a comma ",."

AMENDMENT NO. 17

On page 60, line 13, after "dealer" and before "may" insert "of a dealership"

AMENDMENT NO. 18

On page 64, line 12, change "said recreational vehicles" to "the recreational vehicle"

AMENDMENT NO. 19

On page 67, line12, after "price." and before "not" delete "for a period"

AMENDMENT NO. 20

On page 68, line 6, after "condition" and before "the" insert a comma ",."

AMENDMENT NO. 21

On page 73, line 13, after "giving" and before "sixty-day" insert "a"

AMENDMENT NO. 22

On page 76, line 22, after "one" and before "of" delete "or all"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Lorusso
Abramson	Geymann	Mack
Adams	Gisclair	Miller
Anders	Greene	Montoucet
Arnes	Guillory	Moreno
Arnold	Guinn	Morris, Jay
Badon	Harris	Morris, Jim
Barras	Harrison	Norton
Barrow	Havard	Ortego
Berthelot	Hazel	Pearson
Billiot	Henry	Pierre
Bishop, S.	Hensgens	Ponti
Bishop, W.	Hill	Pope
Broadwater	Hodges	Price
Brossett	Hoffmann	Pugh
Brown	Hollis	Pylant
Burford	Honore	Reynolds
Burns, H.	Howard	Richard
Burns, T.	Hunter	Richardson
Burrell	Huval	Ritchie
Carmony	Jackson, K.	Robideaux
Carter	James	Schexnayder
Chaney	Jefferson	Seabaugh
Connick	Johnson	Simon
Cox	Jones	St. Germain
Cromer	Landry, N.	Talbot
Danahay	Landry, T.	Thibaut
Dixon	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Ligi	Williams, P.
Gaines	Lopinto	Willmott

Total - 96

NAYS

Total - 0

ABSENT

Champagne	Jackson, G.	Shadoin
Dove	Lambert	Smith
Franklin	Schroder	Thierry
Total - 9		

The Chair declared the above bill was finally passed.

Rep. Ponti 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. 557—

BY SENATORS ERDEY, ADLEY, BROWN, BUFFINGTON, HEITMEIER, NEVERS AND GARY SMITH

AN ACT

To amend and reenact R.S. 47:463.71(C), relative to the special prestige license plate for the Boy Scouts of America; to provide for an annual royalty fee and for distribution of collections; 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	Geymann	Mack
Abramson	Gisclair	Miller
Adams	Greene	Montoucet
Anders	Guinn	Moreno
Armes	Harris	Morris, Jay
Arnold	Harrison	Morris, Jim
Badon	Havard	Norton
Barras	Hazel	Ortego
Barrow	Henry	Pearson
Berthelot	Hensgens	Pierre
Billiot	Hill	Ponti
Bishop, S.	Hodges	Pope
Bishop, W.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Richard
Burns, H.	Huval	Richardson
Burns, T.	Jackson, G.	Ritchie
Burrell	Jackson, K.	Robideaux
Carmody	James	Schexnayder
Carter	Jefferson	Seabaugh
Chaney	Johnson	Simon
Connick	Jones	St. Germain
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dixon	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Ligi	Williams, P.
Gaines	Lopinto	Willmott
Garofalo	Lorusso	
Total - 98		

NAYS

Total - 0

ABSENT

Champagne	Guillory	Smith
Dove	Schroder	
Franklin	Shadoin	
Total - 7		

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.

Suspension of the Rules

On motion of Rep. Thibaut, the rules were suspended in order to take up and consider House and House Concurrent Resolutions on Third Reading for Final Consideration at this time.

House and House Concurrent Resolutions on Third Reading for Final Consideration

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

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVE THIBAUT

A CONCURRENT RESOLUTION

To establish the False River Watershed Council and to provide for its membership and responsibilities.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Thibaut to Original House Concurrent Resolution No. 123 by Representative Thibaut

AMENDMENT NO. 1

On page 5, line 6, after "watershed;" insert "identification of various funding options for ongoing maintenance of the False River watershed;"

AMENDMENT NO. 2

On page 5, delete line 13 and insert "January 11, 2016."

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

By a vote of 96 yeas and 0 nays, the resolution, as amended, was adopted.

Ordered to the Senate.

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 14, 2012

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. 50
Returned without amendments

House Concurrent Resolution No. 126
Returned without amendments

House Concurrent Resolution No. 136
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 14, 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 House Bills:

House Bill No. 26
Returned with amendments

House Bill No. 49
Returned with amendments

House Bill No. 64
Returned without amendments

House Bill No. 66
Returned without amendments

House Bill No. 86
Returned with amendments

House Bill No. 107
Returned without amendments

House Bill No. 112
Returned without amendments

House Bill No. 120
Returned without amendments

House Bill No. 136
Returned without amendments

House Bill No. 149
Returned with amendments

House Bill No. 164
Returned without amendments

House Bill No. 169
Returned without amendments

House Bill No. 170
Returned without amendments

House Bill No. 228
Returned without amendments

House Bill No. 249
Returned with amendments

House Bill No. 254
Returned without amendments

House Bill No. 273
Returned without amendments

House Bill No. 281
Returned without amendments

House Bill No. 315
Returned without amendments

House Bill No. 353
Returned without amendments

House Bill No. 414
Returned with amendments

House Bill No. 422
Returned without amendments

House Bill No. 430
Returned without amendments

House Bill No. 579
Returned without amendments

House Bill No. 584
Returned with amendments

House Bill No. 586
Returned with amendments

House Bill No. 587
Returned without amendments

House Bill No. 589
Returned with amendments

House Bill No. 615
Returned with amendments

House Bill No. 623
Returned with amendments

House Bill No. 668
Returned with amendments

House Bill No. 680
Returned with amendments

House Bill No. 696
Returned with amendments

House Bill No. 945
Returned without amendments

House Bill No. 1013
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 14, 2012

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 313 by Sen. Donahue, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

DISAGREEMENT TO SENATE BILL

May 14, 2012

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

I am directed to inform your honorable body that the Senate has refused to concur in the proposed House Amendments to Senate Bill No. 520 by Sen. Broome, and ask the Speaker to appoint a committee to confer with a like committee from the Senate on the disagreement.

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 14, 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. 105, 107, and 110

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Suspension of the Rules

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

**Senate Concurrent Resolutions
Lying Over**

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

SENATE CONCURRENT RESOLUTION NO. 105—

BY SENATOR CORTEZ

A CONCURRENT RESOLUTION

To commend the city of Lafayette, Louisiana on being honored as the winner of The South's Tastiest Town 2012 competition promoted by Southern Living Magazine.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 110—

BY SENATOR ALARIO

A CONCURRENT RESOLUTION

To commemorate the eightieth anniversary of the dedication of the Louisiana State Capitol on Wednesday, May 16, 2012, and to celebrate the pride, honor, and hope that the building brings to the citizens of the state of Louisiana.

Read by title.

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

Message from the Senate

SENATE BILLS

May 14, 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 No. 204

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. 204—

BY SENATOR MORRISH

AN ACT

To amend and reenact R.S. 13:4581, relative to bonds; to provide an exemption for Louisiana Citizens Property Insurance Corporation from posting bond; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Thibaut, 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 RESOLUTION NO. 93—

BY REPRESENTATIVE HARRISON

A RESOLUTION

To urge and request the Board of Regents to review the current placement of Louisiana public colleges and universities that offer academic degrees at the baccalaureate level and higher in either the Louisiana State University System, the Southern University System, or the University of Louisiana System, to study the benefits to public postsecondary education in our state and to the citizens of Louisiana that can be achieved by reorganizing the existing structure to the organizational structure proposed by House Bill No. 927 of the 2012 Regular Session of the Legislature of Louisiana, and to report in writing on study findings, conclusions, and recommendations.

Read by title.

Lies over under the rules.

HOUSE RESOLUTION NO. 94—

BY REPRESENTATIVE THIBAUT

A RESOLUTION

To commend Virginia Major of New Roads for her dedicated service as a foster parent in the state of Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 95—

BY REPRESENTATIVE LEGER

A RESOLUTION

To recognize Tuesday, May 22, 2012, as YMCA Day in Louisiana.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 147—

BY REPRESENTATIVE HARRISON

A CONCURRENT RESOLUTION

To urge and request the Board of Regents to review the current placement of Louisiana public colleges and universities that offer academic degrees at the baccalaureate level and higher in either the Louisiana State University System, the Southern University System, or the University of Louisiana System, to study the benefits to public postsecondary education in our state and to the citizens of Louisiana that can be achieved by reorganizing the existing structure to the organizational structure proposed by House Bill No. 927 of the 2012 Regular Session of the Legislature, and to report in writing on study findings, conclusions, and recommendations.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 148—

BY REPRESENTATIVE THOMPSON

A CONCURRENT RESOLUTION

To commend Vickey Thrash upon her retirement as principal of Benton High School after nearly three decades of service with the Bossier Parish School System and to recognize and record her myriad accomplishments and contributions.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 149—

BY REPRESENTATIVES BURFORD AND SEABAUGH AND SENATOR BUFFINGTON

A CONCURRENT RESOLUTION

To commend the Calvary Baptist Academy baseball team upon winning the 2012 Class 2A state championship.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 150—

BY REPRESENTATIVE BURFORD AND SENATOR BUFFINGTON

A CONCURRENT RESOLUTION

To commend the North DeSoto High School baseball team upon winning the 2012 Class 3A state championship.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVE SIMON AND SENATOR HEITMEIER

A CONCURRENT RESOLUTION

To commend Ms. Debra Ann "Debbie" Maxwell Gough for thirty-three years of dedicated service to the citizens of the state of Louisiana as an employee of the Louisiana Department of Health and Hospitals.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Appropriations

May 14, 2012

To the Speaker and Members of the House of Representatives:

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

House Bill No. 183, by Leger
Reported favorably. (14-0) (Regular)

House Bill No. 203, by Leger
Reported favorably. (14-0) (Regular)

House Bill No. 333, by Johnson
Reported favorably. (13-0) (Regular)

House Bill No. 347, by Reynolds
Reported with amendments. (15-0) (Regular)

House Bill No. 625, by St. Germain
Reported with amendments. (15-0) (Regular)

House Bill No. 717, by Thompson, J
Reported by substitute. (9-5-1) (Regular)

House Bill No. 723, by Burrell
Reported with amendments. (16-0) (Regular)

House Bill No. 741, by Broadwater
Reported with amendments. (14-0) (Regular)

House Bill No. 1069, by Burns, Tim
Reported with amendments. (13-0) (Regular)

Senate Bill No. 563, by White
Reported with amendments. (11-8) (Regular)

JAMES R. "JIM" FANNIN
Chairman

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

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended in order to take up and consider House Bill No. 717 contained in the report at this time.

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. 717—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 27:92(B)(2)(b)(i) and (c) and R.S. 47:322.30(C) and to enact R.S. 27:92(B)(2)(d) and R.S. 47:322.30(D) , relative to the collection and disposition of fees from the conduct of gaming activities on a riverboat; to dedicate a portion of fees collected from certain riverboats operating within Bossier Parish and Caddo Parish; to provide for the uses of the Shreveport-Bossier City Visitor Enterprise Fund; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Appropriations.

The substitute was read by title as follows:

HOUSE BILL NO. 1216 (Substitute for House Bill No. 717 by Representative Thompson)—
BY REPRESENTATIVE THOMPSON
AN ACT

To amend and reenact R.S. 27:92(B)(2)(b)(i) and (c) and to enact R.S. 27:92(B)(2)(d) and (D), relative to the collection and disposition of fees from the conduct of gaming activities on a riverboat; to dedicate a portion of fees collected from certain riverboats operating within Bossier Parish and Caddo Parish; to require the deposit of proceeds under certain circumstances; to establish the Caddo-Bossier Economic Development and Tourism Fund as a special treasury fund; to provide for deposits into a special treasury fund; to provide for uses of a special treasury fund; to provide for reporting; to provide for an effective date; and to provide for related matters.

Read by title.

On motion of Rep. Fannin, the substitute was adopted and became House Bill No. 1216 by Rep. Thompson, on behalf of the Committee on Appropriations, as a substitute for House Bill No. 717 by Rep. Thompson.

Under the rules, lies over in the same order of business.

Report of the Committee on Civil Law and Procedure

May 14, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Civil Law and Procedure to submit the following report:

House Bill No. 812, by Champagne (Joint Resolution)
Reported without amendments. (12-0) (Regular)

House Bill No. 860, by Greene (Joint Resolution)
Reported without amendments. (12-0) (Regular)

Senate Bill No. 70, by Murray
Reported with amendments. (10-0) (Regular)

Senate Bill No. 82, by Buffington (Joint Resolution)
Reported without amendments. (12-0) (Regular)

Senate Bill No. 139, by Long
Reported with amendments. (12-0) (Regular)

Senate Bill No. 176, by Buffington
Reported favorably. (12-0) (Regular)

Senate Bill No. 258, by Appel
Reported with amendments. (13-0) (Regular)

Senate Bill No. 261, by Nevers
Reported favorably. (8-2) (Regular)

Senate Bill No. 263, by Martiny
Reported favorably. (9-0) (Regular)

Senate Bill No. 299, by White (Joint Resolution)
Reported without amendments. (10-1-1) (Regular)

Senate Bill No. 303, by Riser (Joint Resolution)
Reported with amendments. (12-0) (Regular)

Senate Bill No. 410, by Claitor (Joint Resolution)
Reported without amendments. (10-0) (Regular)

Senate Bill No. 420, by Martiny
Reported favorably. (12-0) (Regular)

Senate Bill No. 429, by Nevers
Reported favorably. (10-0) (Regular)

Senate Bill No. 506, by Claitor
Reported with amendments. (12-0) (Regular)

Senate Bill No. 509, by Claitor
Reported with amendments. (12-0) (Regular)

Senate Bill No. 596, by Kostelka
Reported favorably. (12-0) (Regular)

NEIL C. ABRAMSON
Chairman

**RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON SENATE BILL NO. 410**

May 14, 2012

I. SUMMARY OF JOINT RESOLUTION

This report is for Senate Bill No. 410 of the 2012 Regular Session by Senator Claitor, proposing to amend Const. Art. III, Section 13 of the Constitution.

Establishes certain requirements prior to legislatively creating certain special districts.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Since restrictions on the enactment of local and special laws as well as notice requirements for introduction of such proposals are provided by the constitution, an exception to or establishment of notice requirements would require a constitutional amendment.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 49

Total joint resolutions reported
by other standing committees: 20

There are no other instruments amending Art. III, Section 13 of the Constitution and no apparent conflicts.

IV. RECOMMENDATION

With Amendments _____

Without Amendments X

**RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON HOUSE BILL NO. 812**

May 14, 2012

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 812 of the 2012 Regular Session by Representative Champagne, proposing to add Const. Art. VII, Section 10.2(G) of the Constitution.

Requires that monies received by the state from violations of certain federal and state laws associated with the Deepwater Horizon oil spill shall be deposited into the Coastal Protection and Restoration Fund.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Due to the constitutional creation of and restrictions on the use of the Coastal Protection and Restoration Fund, the proposed changes to these restrictions and restrictions provided in other sections of the constitution, such changes would have to be granted by the constitution.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 49

Total joint resolutions reported
by other standing committees: 20

There are no other instruments amending Art. VII, Section 10.2 of the Constitution and no apparent conflicts.

IV. RECOMMENDATION

With Amendments _____

Without Amendments X

**RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON HOUSE BILL NO. 860**

May 14, 2012

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 860 of the 2012 Regular Session by Representative Greene, proposing to add Const. Art. VII, Section 9(D) of the Constitution.

Requires the state treasurer to transfer calculated sums from the general fund directly to state retirement systems under certain circumstances.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Due to the constitutional limitations on the transfer of restricted funds, the proposed exception to authorize the legislature to alter or prohibit transfers of funds would have to be granted by the constitution.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 49

Total joint resolutions reported
by other standing committees: 20

There are no other instruments amending Art. VII, Section 9 of the Constitution and no apparent conflicts.

IV. RECOMMENDATION

With Amendments _____

Without Amendments X

**RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON SENATE BILL NO. 82**

May 14, 2012

I. SUMMARY OF JOINT RESOLUTION

This report is for Senate Bill No. 82 of the 2012 Regular Session by Senator Buffington, proposing to add Const. Art. VII, Section 10(F)(4)(g) of the Constitution.

Adds the Medicaid Trust Fund for the Elderly to the list of funds that are exempt from adjustments to eliminate a state deficit.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

In order to provide constitutional exemption from adjustments for deficit purposes, the proposed exemption would require a constitutional amendment.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 49

Total joint resolutions reported by other standing committees: 20

There are no other instruments amending Art. VII, Section 10(F) of the Constitution and no apparent conflicts.

IV. RECOMMENDATION

With Amendments _____

Without Amendments X

**RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON SENATE BILL NO. 299**

May 14, 2012

I. SUMMARY OF JOINT RESOLUTION

This report is for Senate Bill No. 299 of the 2012 Regular Session by Senator White, proposing to amend Const. Art. VIII, Section 13(D)(1) of the Constitution.

Grants the Southeast Baton Rouge community school system in East Baton Rouge Parish the same authority granted to parishes relative to MFP funding and raising revenue for schools.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Due to the constitutional limitations on the authority granted to parishes relative to MFP funding and raising of revenue for schools, the proposed change to authorize the Southeast Baton Rouge community school system to have the same authority as a parish would require a constitutional amendment.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 49

Total joint resolutions reported by other standing committees: 20

HB609 amends the same provision of the constitution and may create a conflict if both proposals are approved by the electors.

IV. RECOMMENDATION

With Amendments _____

Without Amendments X

**RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON SENATE BILL NO. 303**

May 14, 2012

I. SUMMARY OF JOINT RESOLUTION

This report is for Senate Bill No. 303 of the 2012 Regular Session by Senator Riser, proposing to amend Const. Art. I, Section 11 of the Constitution.

Requires that any denial, infringement, or restriction on one's right to acquire, keep, possess, transport, carry, transfer, and use arms for defense of life and property be subject to a strict scrutiny standard by courts in determining any violation of the right.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Since the proposed joint resolution modifies a constitutionally protected right, particularly with regard to the authority of the legislature to pass laws relative to concealed weapons, such a modification would require a constitutional amendment in order to have the same level of protection.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 49

Total joint resolutions reported by other standing committees: 20

There are no other instruments amending Art. I, Section 11 of the Constitution and no apparent conflicts.

IV. RECOMMENDATION

With Amendments X

Without Amendments _____

**Report of the Committee on
Commerce**

May 14, 2012

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 389, by Martiny
Reported with amendments. (14-0) (Regular)

Senate Bill No. 516, by Crowe
Reported with amendments. (13-0) (Regular)

Senate Bill No. 538, by White
Reported favorably. (13-0) (Local & Consent)

ERICH E. PONTI
Chairman

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

**Report of the Committee on
Transportation, Highways, and Public Works**

May 14, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Transportation, Highways, and Public Works to submit the following report:

Senate Concurrent Resolution No. 9, by Dorsey-Colomb
Reported favorably. (12-0)

Senate Concurrent Resolution No. 41, by Morrish
Reported favorably, with recommendation that it be recommitted to the Committee on Natural Resource. (11-0)

Senate Concurrent Resolution No. 46, by Morrish
Reported favorably, with recommendation that it be recommitted to the Committee on Natural Resource. (11-0)

Senate Concurrent Resolution No. 70, by Brown, Troy
Reported favorably. (14-0)

Senate Bill No. 79, by Morrish
Reported favorably. (13-0-1) (Regular)

Senate Bill No. 168, by Smith, Gary
Reported without action, with recommendation that it be recommitted to the Committee on Administration on Criminal Justice. (14-0)

Senate Bill No. 224, by Riser
Reported favorably. (14-0) (Local & Consent)

Senate Bill No. 338, by Appel
Reported favorably. (13-0) (Regular)

Senate Bill No. 376, by Smith, Gary
Reported favorably. (14-0) (Local & Consent)

Senate Bill No. 489, by Perry
Reported favorably. (11-3) (Regular)

Senate Bill No. 594, by Brown, Troy
Reported with amendments. (14-0) (Regular)

Senate Bill No. 599, by Adley
Reported favorably. (15-0) (Regular)

Senate Bill No. 634, by Morrish
Reported favorably. (13-0) (Regular)

Senate Bill No. 698, by Morrish
Reported with amendments. (14-0) (Regular)

KAREN GAUDET ST. GERMAIN
Chairwoman

The above Senate Bills reported favorably or with amendments were referred to the Legislative Bureau, except Senate Bill Nos. 168 and 599.

Privileged Report of the Committee on Enrollment

May 14, 2012

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. 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.

Respectfully submitted,

HAROLD RITCHIE
Chairman

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.

Suspension of the Rules

On motion of Rep. Robideaux, the rules were suspended to permit the Committee on Ways and Means to meet on Tuesday, May 15, 2012, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill Nos. 2 and 3

Senate Bill No. 144

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended to permit the Committee on Appropriations to meet upon adjournment, and consider the following legislative instruments:

House Bill No. 2

Leave of Absence

Rep. Champagne - 1 day

Rep. Schroder - 2 days

Rep. Shadoin - 1 day

Adjournment

On motion of Rep. Billiot, at 4:50 P.M., the House agreed to adjourn until Tuesday, May 15, 2012, at 2:00 P.M.

Page 46 HOUSE

39th Day's Proceedings - May 14, 2012

The Speaker Pro Tempore of the House declared the House adjourned until 2:00 P.M., Tuesday, May 15, 2012.

ALFRED W. SPEER
Clerk of the House