The Speaker announced that there were 105 members present and a quorum.

Prayer

Prayer was offered by Pastor V. Baptiste, Jr. of Nazarene Baptist Church, Alexandria.

Pledge of Allegiance


Reading of the Journal

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

On motion of Rep. Hill, the Journal of April 17, 2012, was adopted.

Petitions, Memorials, and Communications

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

Message from the Senate

ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS

April 18, 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 No. 17

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 18, 2012

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

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

Senate Bill Nos. 446, 499, 643, 676, and 677

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. 446—
BY SENATOR PETERSON
AN ACT
To enact R.S. 40:2013.7, relative to mental health; to provide a prohibition on discrimination by a primary care provider based on a serious mental illness; to provide definitions; and to provide for related matters.
Read by title.

SENATE BILL NO. 499—
BY SENATOR RISER
AN ACT
To enact R.S. 39:1405.8, relative to the issuance of debt by political subdivisions; to prohibit the State Bond Commission from approving the issuance of bonds, notes, or other evidences of indebtedness related to certain political subdivisions against whom there are filed certain unpaid judgments; to provide for the filing of notices of certain unpaid eligible judgments with the State Bond Commission; to provide that eligible judgments shall include judgments owed for goods, services, or work performed under a contractual obligation to provide for exemptions for certain political subdivisions; and to provide for related matters.
Read by title.

SENATE BILL NO. 643—
BY SENATOR CORTEZ
AN ACT
To amend and reenact R.S. 22:1061(5)(e)(ii) and (iii), relative to portability, availability, and renewability of health insurance coverage; to provide for definitions of large and small employers for purposes of such coverage; and to provide for related matters.
Read by title.

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(B), 1713(B) and (C), 1714, and 1726 and to enact R.S. 23:1511(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.

SENATE BILL NO. 677 (Substitute of Senate Bill No. 491 by Senator Morrell)—
BY SENATOR MORRELL
AN ACT
To amend and reenact R.S. 33:4702(B)(1), (2), (3), (4), (6), and (7) and 4702 (D), (E), and (F) and to enact R.S. 33:4701(D) and 4702(C)(3), (H), and (I), relative to Orleans Parish; to change references to legislative districts in Orleans Parish; to appointing authority for members serving on the board of the New Orleans Regional Business Park; to provide for the board's membership, term of office, its powers and duties; 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. 52—
BY REPRESENTATIVES NORTON, BARROW, CHAMPAGNE, HILL, HOGUE, KATRINA JACKSON, NANCY LANDRY, MORENO, SMITH, ST. GERMAIN, THIBODEAUX, AND WHITNEY; AND SENATORS BROOME, BUFFINGTON, AND DORSEY-COLOMB
A RESOLUTION
To commend Skylar Norton, for her outstanding accomplishments on the occasion of her induction into the National Elementary Honor Society at Judson Fundamental Elementary Magnet School in Shreveport.
Read by title.
On motion of Rep. Norton, and under a suspension of the rules, the resolution was adopted.

HOUSE CONCURRENT RESOLUTION NO. 97—
BY REPRESENTATIVES HOFFMANN, ANDERS, CHANEY, FANNIN, HUNTER, KATRINA JACKSON, JAY MORRIS, PYLANT, AND SHADON AND SENATORS GALLOWAY, KOSTELKA, RISER, THOMPSON, AND WALSWORTH
A CONCURRENT RESOLUTION
To commend Charles "Charlie Mac" McDonald of Bastrop, former state representative, and to express enduring gratitude for his outstanding contributions to education in the state of Louisiana.
Read by title.
On motion of Rep. Hoffmann, and under a suspension of the rules, the resolution was adopted.

Ordered to the Senate.

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

HOUSE CONCURRENT RESOLUTION NO. 96—
BY REPRESENTATIVE SIMON
A CONCURRENT RESOLUTION
To urge and request the Department of Health and Hospitals to study means by which to expand access by Louisianans to telehealth services and to report its findings to the legislative committee on health and welfare.
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 contained in the message were taken up and acted upon as follows:

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SENATE CONCURRENT RESOLUTION NO. 57—
BY SENATOR MURRAY
A CONCURRENT RESOLUTION
To urge and request the Louisiana State Law Institute to study how the value of a usufruct should be properly determined under state law.

Read by title.

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

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. 111—
BY SENATOR JOHNS
AN ACT
To amend and reenact R.S. 44:9(F) and (G), relative to the Public Records Law; relative to records of violations of municipal ordinances and of state statutes classified as a misdemeanor or felony; to provide the Louisiana Board of Pharmacy and the office of financial institutions with access to expunged records under certain circumstances; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 161—
BY SENATOR JOHNS
AN ACT
To amend and reenact R.S. 18:1311, relative to the Louisiana Election Code; to delete the requirement for the registrar of voters to post a list of voters who request to vote absentee by mail; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 198—
BY SENATOR MURRELL
AN ACT
To amend and reenact the introductory paragraph of R.S. 27:302(A)(5), relative to video draw poker; to provide with respect to legislative oversight of games of video draw poker and other such card games; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 206—
BY SENATOR MORRIS
AN ACT
To amend and reenact R.S. 22:1060.3(A), 1068(D)(2), and 1074(D)(2), relative to health benefit plans; to provide with respect to the continuation of coverage; to provide for guaranteed renewability of coverage

Read by title.

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

SENATE BILL NO. 225—
BY SENATOR MORRIS
AN ACT
To amend and reenact R.S. 22:1122(1), 1132(A) and (B)(introductory paragraph), 1133, 1135(A), (B), and (D)(introductory paragraph), 1137(A), and 1144(B) and to enact R.S. 22:1122(27.1), 1132(B)(3), (4), and (5), and 1137(E), and to repeal R.S. 22:1122(18), relative to Medical Necessity Review Organizations; to provide definitions; to provide with respect to independent external review and appeal processes; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 232—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 22:18(A), relative to the suspension or revocation of insurers' licenses; to provide for the issuance of cease and desist orders by the commissioner; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 316—
BY SENATOR MARTZ
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.

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

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.

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

SENATE BILL NO. 381—
BY SENATOR BROOME
AN ACT
To amend and reenact R.S. 24:972(A)(22), R.S. 36:4(N) and the heading of 802.14, the title of Chapter 17 of Title 49 of the Louisiana Revised Statutes of 1950, the introductory paragraph of R.S. 49:1122(A) and (B)(2)(a) and 1122 and to repeal R.S. 49:1121, relative to the Louisiana Serve Commission; to provide for a change in the name of the commission; and to provide for related matters.

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

SENATE BILL NO. 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.

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

SENATE BILL NO. 403—
BY SENATOR MORELL
AN ACT
To enact R.S. 44:9(E)(1)(e) and (d), relative to expungement of criminal records; to authorize the expungement of criminal records of persons who have successfully completed the Department of Public Safety and Corrections intensive incarceration program; to provide relative to other conditions necessary for the expungement of criminal records; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 421—
BY SENATOR DONAHUE
AN ACT
To amend and reenact the introductory paragraph of R.S. 22:347(A)(4)(e) and the introductory paragraph of R.S. 48:756(A)(1), relative to population estimates used in certain fund distributions; to provide for an entity under the latest federal-state cooperative program for local population estimates; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 500—
BY SENATORS BUFFINGTON AND MILLS
AN ACT
To amend and reenact R.S. 36:919.4 and R.S. 40:1231, 1231.1(A), 1232(A) and (B), 1232.1(A) and (B), 1232.2(B)(1)(b) and (d), (B)(2), and (G), 1232.3(A)(1) through (3) and (B), 1232.4(A), (3), and (3), 1232.5, the introductory paragraph of 1232.6 and 1232.7(C)(1), (2), (12), 1232.7(D) and (E), 1229.9, 1229.11, 1223, 1224, 1225(A)(1), (2)(a), (e), and (d), 1225.1(A), 1226, 1236.1, 1236.13(B) and (F), 1299.58.2(A), 1299.64.2(3); to enact R.S. 40:1232.4(10) and 1232.6(15), and to repeal R.S. 40:1236.3, relative to the changes within the emergency medical services provisions; to provide for changes in references to emergency medical personnel; to provide for the changes in the emergency medical services provisions; to provide for the changes in references to emergency medical personnel; to provide relative to the permissible functions which an emergency medical services practitioner student may perform and under what conditions they may be performed; to provide with respect to the certifications necessary for an emergency medical services practitioner to hold; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 631—
BY SENATOR LONG
AN ACT
To enact R.S. 37:2804(1), relative to chiropractors; to provide for licensure of chiropractors; to provide for criminal background checks; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 646—
BY SENATORS THOMPSON, ALLAIN, GALLOW, LONG AND RISER
AN ACT
To amend and reenact R.S. 3:1615(A)(1) and (4), relative to Boll Weevil Eradication assessments; to provide for the transfer of assessments to the Louisiana Agricultural Finance Authority; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 747 (SUBSTITUTE OF SENATE BILL NO. 108 BY SENATOR MORRIS)
BY SENATOR MORRIS
AN ACT
To enact R.S. 27:19(D), relative to video poker; to prohibit persons and entities advising the state from representing any business or legal entity seeking to be engaged in or who is engaged in any activity regulated by the Video Draw Poker Devices Control Law; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 748 (SUBSTITUTE OF SENATE BILL NO. 344 BY SENATOR MORRIS)
BY SENATOR MORRIS
AN ACT
To amend and reenact R.S. 30:2375(B)(1), relative to environmental quality; to provide for the failure to report certain reportable releases; to provide for the reportable release from natural gas distribution lines; and to provide for related matters.

Read by title.

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

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. 618—
BY REPRESENTATIVE ABRAMSON
AN ACT
To enact Code of Civil Procedure Article 1563, relative to liability for environmental damages; to provide for limitations on the effect of an admission of liability; to provide for admissibility of evidence; to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction; and to provide for related matters.
Read by title.
Reported with amendments by the Committee on Civil Law and Procedure.
The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Civil Law and Procedure to Original House Bill No. 618 by Representative Abramson

AMENDMENT NO. 1
On page 1, on line 4, after "evidence," and before "and" insert "to provide for referral to the Department of Natural Resources; to provide for admissibility of admission of responsibility; to provide for funding of the department's review; to provide for reimbursement to plaintiff; to provide for primary jurisdiction;"

AMENDMENT NO. 2
On page 1, at the beginning of line 8, insert "A."

AMENDMENT NO. 3
On page 1, delete lines 16 through 18 in their entirety and insert the following:

"admitting party. Within thirty days of an admission of responsibility as to all or any portion of the property, and whether by one or more of the defendants, the court shall refer the matter to the Department of Natural Resources for the approval or structure of a plan which the department determines to be the most feasible plan to evaluate or remediate the environmental damage under the applicable regulatory standards. An admission of responsibility, as provided for in this article, for implementing the most feasible plan and the plan approved by the department shall be admissible as evidence in any action. The party admitting responsibility shall be required to deposit with the department sufficient funds to cover the cost of the department's review of the plans or submittals including the cost of holding a public hearing to approve or structure the feasible plan. The initial payment of these costs shall be in the amount of one hundred thousand dollars. This initial payment shall be deposited prior to or along with the submission of the plan by the admitting party. Within thirty days of the department's filing of the plan, the party admitting responsibility for implementing the most feasible plan shall reimburse the plaintiff for those costs which the court determines to be recoverable under R.S. 30:233(E)(1)."

B. The provisions of this Article shall not establish primary jurisdiction with the Department of Natural Resources.

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 674—
BY REPRESENTATIVE ROBIDEAUX
A JOINT RESOLUTION
Proposing to add Article VII, Section 21(I) of the Constitution of Louisiana, to authorize the granting of ad valorem tax exemption contracts to certain businesses; to authorize the Board of Commerce and Industry to enter into contracts; to provide with respect to contract approvals; to provide for certain contract limitations; to provide with respect to the assessment and taxation of property subject to a contract; to require the legislature to establish a program for the granting of contracts; to provide for effectiveness; to provide for submission of the proposed amendment to the electorate; and to provide for related matters.
Read by title.
Reported with amendments by the Committee on Ways and Means.
The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Ways and Means to Original House Bill No. 674 by Representative Robideaux

AMENDMENT NO. 1
On page 1, line 4, after "contracts" delete the remainder of the line and from the beginning of line 5, delete "approval;" and insert a semi-colon ";" and insert "to provide with respect to contract approvals;"

AMENDMENT NO. 2
On page 2, at the end of line 7, insert the following:

"The legislature may provide by law for approval of contracts by the board and the parish governing authority."

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on Civil Law and Procedure.

HOUSE BILL NO. 694—
BY REPRESENTATIVE ROBIDEAUX
AN ACT
To enact Chapter 5 of Subtitle V of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:4351 through 4355, relative to ad valorem taxation; to establish a program for the granting of ad valorem tax exemption contracts for certain businesses; to provide for the administration of the program; to provide for optional participation by parishes; to provide for eligibility for participation in the program; to authorize contracts under certain circumstances; to provide for contract terms, conditions, and limitations; to provide with respect to approval of contracts and notification of certain entities relative to contracts; to provide with respect to contract suspension and cancellation; to authorize rulemaking; to provide for effectiveness; and to provide for related matters.
Read by title.
Reported with amendments by the Committee on Ways and Means.
The committee amendments were read as follows:
HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Ways and Means to Original House Bill No. 694 by Representative Robideaux

AMENDMENT NO. 1
On page 2, line 25, after "for" and before "which" delete "business projects" and insert "qualifying businesses with projects"

AMENDMENT NO. 2
On page 3, delete lines 5 through 13 in their entirety, and insert the following:

"B.(1) The governing authority of any parish may elect to participate in the program by the adoption of a resolution or ordinance approving the granting of an ad valorem tax exemption for any of the following:

(a) All projects recommended by the secretary and approved by the board and the governor;

(b) All projects meeting specific criteria selected by the parish governing authority from a list of options proposed by the department; however, the authority may reserve the right to require its approval of any other specific project by subsequent resolution or ordinance;

(c) On an individual project basis by subsequent resolution or ordinance.

(2) An election to participate in the program shall not be deemed to end active negotiation for purposes of R.S. 44:22(C).

(3) Participation in the program shall be for an indefinite term, but may be rescinded at any time by the parish governing authority. However, such rescission shall not affect existing contracts or renewals thereof, and shall be without effect as to any contract previously approved by the parish for the ad valorem tax exemption by the parish, by any of the methods provided in Paragraph (1) of this Subsection, and for which an offer including the exemption has been made to a business by the department.

C. The confidentiality granted under R.S. 44:22 shall extend to all documents and records in the possession of a parish governing authority for purposes of participation in the program.

AMENDMENT NO. 3
On page 3, line 22, after "include" and before "corporate" insert "or will include"

AMENDMENT NO. 4
On page 3, between lines 26 and 27, insert the following:

"(3) The business intends to either locate a project or undertake an expansion project in Louisiana, either of which shall entail a capital expenditure within Louisiana of at least twenty-five million dollars."

AMENDMENT NO. 5
On page 4, line 3, after "services," and before "natural" delete "gaming or gambling."

AMENDMENT NO. 6
On page 4, at the end of line 5, insert "No business engaged in gaming or gambling shall be eligible for the program."

AMENDMENT NO. 7
On page 4, line 7, after "secretary" delete the comma "," and delete the remainder of the line, and from the beginning of line 8, delete "a new or expanded facility for the business by submitting" and insert the following:

"or parish governing authority, a qualified business may apply for a contract based on a project located in a parish participating in the program. Application shall consist of submission by the business"

AMENDMENT NO. 8
On page 4, line 10, after "shall" delete the remainder of the line and from the beginning of line 11, delete "business project" and insert the following:

"only consider applications for projects which entail a capital investment in Louisiana of at least twenty-five million dollars. At his discretion, he may recommend the project of a qualified business"

AMENDMENT NO. 9
On page 4, at the beginning of line 26, after "A," and before "governor" delete "Upon approval by the board and" and insert the following:

"(1) If the project is located in a parish which requires the approval of each proposed contract by the parish governing authority pursuant to R.S. 44:22(1)(c), the secretary shall submit the proposed contract to the authority. If approved, the proposed contract shall then be submitted by the secretary to the board and the governor for approval.

(2) If the project is located in a parish which does not require parish approval of each contract, the secretary shall submit the proposed contract to the board and the governor for approval.

(3) Upon approval by the"

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

Under the rules, the above bill, as amended, was ordered engrossed and recommitted to the Committee on House and Governmental Affairs.

HOUSE BILL NO. 857—
BY REPRESENTATIVE JOHNSON
AN ACT
To enact R.S. 32:900.1, relative to for-hire motor vehicles used to transport railroad workers; to provide for minimum liability coverage for passengers; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 857 by Representative Johnson

AMENDMENT NO. 1
On page 1, line 2, after "relative to" insert "for-hire"

AMENDMENT NO. 2
On page 1, line 9, after "the" and before "business" insert "for-hire"
AMENDMENT NO. 3
On page 1, line 11, after "any" insert "for-hire"

AMENDMENT NO. 4
On page 1, line 15 after "such" insert "for-hire"

AMENDMENT NO. 5
On page 1, line 20, before "person" insert "for-hire"

AMENDMENT NO. 6
On page 2, line 2, after "that" insert "for-hire"

AMENDMENT NO. 7
On page 2, line 6, before "carrier" insert "for-hire"

AMENDMENT NO. 8
On page 2, after line 18, insert the following:

"E. The provisions of this Section shall not apply to any railroad company using vehicles owned by the railroad company and operated by railroad employees to transport railroad employees in the course of their employment."

On motion of Rep. St. Germain, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1053—
BY REPRESENTATIVE GAROFALO
AN ACT
To repeal R.S. 32:392.1, relative to motor vehicles; to repeal the prohibition on the impoundment of motor vehicles in certain circumstances.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1054—
BY REPRESENTATIVE HILL
AN ACT
To enact R.S. 56:1948.5(57)(f) through (l), and (62)(b) through (l), and (64), relative to Louisiana Byways designation, to provide for route additions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS
Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 1054 by Representative Hill

AMENDMENT NO. 1
On page 2, line 1, delete "LA 171" and insert "US 171"

AMENDMENT NO. 2
On page 2, line 2, delete "LA 171" and insert "US 171"

AMENDMENT NO. 3
On page 2, line 6, delete "LA 190" and insert "US 190"

On motion of Rep. St. Germain, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1063—
BY REPRESENTATIVE SIMON
AN ACT
To enact R.S. 37:158, relative to the practice of architecture; to provide for firm practices; to provide for licensure by the State Board of Architectural Examiners; to provide for prolongation of rules; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

HOUSE BILL NO. 1072—
BY REPRESENTATIVE HENRY
AN ACT
To amend and reenact R.S. 51:2454(B), relative to tax rebates; to provide for contracts under the Quality Jobs Program; to authorize contract renewals for certain franchises of the National Basketball Association; to provide for conditions of contract renewals; to provide for limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1096—
BY REPRESENTATIVE BILLIOT
AN ACT
To amend and reenact Section 3 of Act No. 535 of the 1988 Regular Session of the Legislature, as amended by Section 2 of Act No. 285 of the 1992 Regular Session of the Legislature, Section 3 of Act No. 1291 of the 1997 Regular Session of the Legislature, Section 1 of Act No. 50 of the 1998 Regular Session of the Legislature, Section 1 of Act No. 7 of the 2001 First Extraordinary Session of the Legislature, Section 1 of Act No. 14 of the 2004 First Extraordinary Session of the Legislature, Section 1 of Act No. 76 of the 2006 Regular Session of the Legislature, and Section 1 of Act No. 232 of the 2008 Regular Session of the Legislature, relative to the Louisiana Tax Free Shopping Program; to change the termination date of the program; and to provide for related matters.

Read by title.
Reported favorably by the Committee on Ways and Means.

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 1102—**
**BY REPRESENTATIVE LIGI**

AN ACT
To enact R.S. 47:1508(B)(30), relative to the Department of Revenue; to authorize the disclosure of certain taxpayer information to the Louisiana Clerks of Court Association; to restrict the use of such information; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**
Amendments proposed by House Committee on Ways and Means to Original House Bill No. 1102 by Representative Ligi

**AMENDMENT NO. 1**
On page 1, line 2, after "tax" and before the semi-colon ";" change "credits" to "incentives"

**AMENDMENT NO. 2**
On page 1, line 3, after "credits" and before "to" insert "and tax rebates"

**AMENDMENT NO. 3**
On page 1, line 4, after "limitations;" and before "and" insert "to provide for definitions;"

**AMENDMENT NO. 4**
On page 1, line 8, after "$1517.1. Tax" delete the remainder of the line and insert the following:

"incentives; state agencies and state offices which administer tax incentives;"

**AMENDMENT NO. 5**
On page 1, at the beginning of line 12, after "credit" delete the remainder of the line and insert the following:

"or tax rebate, hereinafter referred to collectively as "tax incentive", shall prepare and submit to the legislature a report regarding the tax incentive;"

**AMENDMENT NO. 6**
On page 1, line 14, after "tax" and before "based" change "credit" to "incentive"

**AMENDMENT NO. 7**
On page 1, line 15, after "tax" and before "has" change "credit" to "incentive"

**AMENDMENT NO. 8**
On page 1, line 16, after "tax" and before "benefits" change "credit" to "incentive"

**AMENDMENT NO. 9**
On page 1, line 19, after "tax" and before "is" change "credit" to "incentive"

**AMENDMENT NO. 10**
On page 2, from the beginning of line 2, delete "credit, including whether each tax credit" and insert "incentive, including whether each tax incentive"

**AMENDMENT NO. 11**
On page 2, at the beginning of line 4, after ",B. and before "Each" insert the following:

"(1) Nothing in this Section shall be construed to require the disclosure of proprietary or trade secret information which has been submitted to any state agency with respect to a tax credit.

(2) Nothing in this Section shall be construed to supersede any provision of R.S. 47:1508 with respect to the confidentiality of taxpayer records.

C.
AMENDMENT NO. 12
On page 2, between lines 7 and 8, insert the following:

"D. For purposes of this Section, the terms "state agency" and "state office" shall mean any office, department, board, commission, institution, or division within the executive branch of state government. An agency which is required to generate reports pursuant to this Section shall be an agency which is required by law to administer the tax credit. Administration of a tax credit shall be evidenced by a legal requirement or authorization to undertake any of the following actions for purposes of administration of the tax credit:

(1) Promulgate rules or regulations; in cases where more than one agency has rulemaking authority, the report shall be prepared collaboratively.

(2) Eligibility or qualifications.

(3) Agency contract with an entity for purposes of a tax credit.

(4) Oversight or substantial administrative functions for a tax credit when the public purpose associated with the tax credit is within the core mission of the agency."

AMENDMENT NO. 13
On page 2, at the beginning of line 8, change "C. to "E."

AMENDMENT NO. 14
On page 2, at the beginning of line 13, change "D. to "E."

AMENDMENT NO. 15
On page 2, line 17, after "tax" and before "which" change "credits" to "incentives"

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1108—
BY REPRESENTATIVE BROWN
AN ACT
To enact R.S. 38:3111, relative to public works; to provide for plans, transfers, and relocations concerning buildings with historical or cultural significance; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Transportation, Highways and Public Works.

The substitute was read by title as follows:

HOUSE BILL NO. 1200 (Substitute for House Bill No. 1108 by Representative Brown)—
BY REPRESENTATIVE BROWN
AN ACT
To enact R.S. 48:283, relative to public works by the Department of Transportation and Development; to provide for plans, transfer, and relocations concerning buildings with historical or cultural significance acquired by the Department of Transportation and Development; and to provide for related matters.

Read by title.


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

HOUSE BILL NO. 1111—
BY REPRESENTATIVE THIBAULT
AN ACT
To enact R.S. 4:183(C), relative to the Horsemens' Benevolent and Protective Association; to describe benefits for permittees and employees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Commerce.

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

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

HOUSE BILL NO. 1112—
BY REPRESENTATIVE ST. GERMAIN
AN ACT
To amend and reenact R.S. 47:501(C)(1) and (2), relative to application for a motor vehicle registration; to require submission of a current and valid photo identification; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Transportation, Highways and Public Works.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 1112 by Representative St. Germain

AMENDMENT NO. 1
On page 1, delete lines 13 through 16 in their entirety and insert the following:

"a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States military. An individual applying for initial registration through the mail shall include a copy of a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States military with his application. The individual's full legal name and the number on the identification provided shall be placed on the application."

AMENDMENT NO. 2
On page 1, line 19, after "provide", delete the remainder of the line and line 20 in its entirety

AMENDMENT NO. 3
On page 2, delete lines 1 through 3 in its entirety and insert the following:

"a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States military with his application. The individual's full legal name and the number on the identification provided shall be placed on the application."

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military. An individual applying for a first renewal through the mail shall include a copy of a current and valid photo identification which includes the owner's full legal name and license number or identification card number issued either in this state, another state, or by the United States military with his application. The individual's full legal name and the number on the identification provided shall be placed on the application."

On motion of Rep. St. Germain, the amendments were adopted.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1135—
BY REPRESENTATIVE BILLIOT
AN ACT
To enact R.S. 32:83, relative to driving on certain highways; to provide for method of driving on multiple-lane highways with left-turn lanes; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1154—
BY REPRESENTATIVE THOMPSON
AN ACT
To enact R.S. 47:463.155, relative to motor vehicle special prestige plates; to provide for creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize promulgation of rules and regulations; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Transportation, Highways and Public Works.

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

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

HOUSE BILL NO. 1159—
BY REPRESENTATIVES ARNOLD AND LERGER AND SENATOR MORRELL
AN ACT
To amend and reenact Code of Civil Procedure Article 681, relative to real and actual interests; to provide for real and actual interests of certain legal entities; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1168—
BY REPRESENTATIVE TIM BURNS
AN ACT
To enact Code of Civil Procedure Article 1293(C), relative to service of process; to provide for the appointment of certain persons as private process servers; to provide for qualifications; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Civil Law and Procedure.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1178—
BY REPRESENTATIVES LERGER AND ORTEGO
AN ACT
To enact Chapter 27 of Title 12 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 12:1801 through 1832, relative to benefit corporations; to enact the "Benefit Corporations Law"; to provide for applicability; to provide for definitions; to provide for formation of benefit corporations; to provide for election and termination of benefit corporation status; to provide for corporate purposes; to provide for a standard of conduct for directors and officers; to provide for a benefit director; to provide for a benefit officer; to provide for a right of action; to require an annual benefit report; to provide for stock certificates; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Commerce.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Commerce to Original House Bill No. 1178 by Representative Leger

AMENDMENT NO. 1

On page 1, delete lines 14 and 15 in their entirety and insert in lieu thereof the following:

"CHAPTER 27. BENEFIT CORPORATIONS
PART I. PRELIMINARY PROVISIONS"

AMENDMENT NO. 2

On page 2, at the beginning of line 14, insert "A."

AMENDMENT NO. 3

On page 2, between lines 16 and 17, insert the following:

"(1) "Affiliate" means, in relation to a person, a subsidiary of the person or an entity which owns beneficially or of record majority of the outstanding equity interests of the person."

AMENDMENT NO. 4

On page 2, line 17, change "(1)" to "(2)"

AMENDMENT NO. 5

On page 2, line 20, change "(2)" to "(3)"

AMENDMENT NO. 6

On page 2, line 22, change "(3)" to "(4)"

AMENDMENT NO. 7

On page 2, line 28, change "(4)" to "(5)"
AMENDMENT NO. 8
On page 3, line 1, change "(5)" to "(6)"

AMENDMENT NO. 9
On page 3, line 4, change "(6)" to "(7)"

AMENDMENT NO. 10
On page 3, line 6, change "(7)" to "(8)"

AMENDMENT NO. 11
On page 3, at the end of line 8, after "employee" insert a comma ";" and delete "other"

AMENDMENT NO. 12
On page 3, delete line 9 in its entirety and insert in lieu thereof "officer, director of the benefit corporation, or an affiliate of the benefit"

AMENDMENT NO. 13
On page 3, delete lines 12 and 13 in their entirety and insert in lieu thereof the following: "three years, an employee, officer, or director of the benefit corporation, or an affiliate of the benefit corporation;"

AMENDMENT NO. 14
On page 3, delete lines 15 and 16 in their entirety and insert in lieu thereof the following: "outstanding shares of the benefit corporation by either the person"

AMENDMENT NO. 15
On page 3, line 17, change "association" to "entity"

AMENDMENT NO. 16
On page 3, delete lines 20 through 27 in their entirety and insert in lieu thereof the following:

"(9) "Minimum vote" means the approval by holders of two-thirds of the shares present and voting of each class or series and any other approval or vote required under the Business Corporation Law or the articles."

AMENDMENT NO. 17
On page 4, delete lines 1 through 10 in their entirety

AMENDMENT NO. 18
On page 4, line 11, change "(9)" to "(10)"

AMENDMENT NO. 19
On page 4, delete lines 12 through 15 in their entirety and insert in lieu thereof the following:

"(a) Serving low-income or underserved individuals or communities,

(b) Promoting economic opportunity for low-income or underserved individuals or communities."

AMENDMENT NO. 20
On page 4, line 16, between "environment" and the period ";" insert "or other environmental impact"
AMENDMENT NO. 35
On page 5, line 28, change "(bb)" to "(iv)"

AMENDMENT NO. 36
On page 6, line 1, change "(cc)" to "(v)"

AMENDMENT NO. 37
On page 6, delete lines 4 through 15, and insert in lieu thereof the following:

"B. Terms not otherwise defined in Subsection A of this Section shall have the meanings given to them in the Business Corporation Law.

C. For purposes of the definitions in this Section, a percentage of ownership in an entity shall be calculated as if all outstanding rights to acquire equity interests in the association have been exercised.

§1804. Election of status; corporate name

A. A business corporation incorporated in accordance with R.S. 12:1 et seq. may elect to be a benefit corporation under this Chapter by stating in its articles that it is a benefit corporation subject to this Chapter.

B. Any amendment to the articles of an existing business corporation to add a statement that it is a benefit corporation subject to this Chapter shall be adopted by at least the minimum vote. The notice of the meeting of shareholders to approve the amendment shall specifically state the public benefits to be included in the purposes of the benefit corporation and shall explain the anticipated impact on shareholders of becoming a benefit corporation.

AMENDMENT NO. 38
On page 6, line 16, change "A." to "C."

AMENDMENT NO. 39
On page 6, line 20, delete "status"

AMENDMENT NO. 40
On page 6, between lines 20 and 21, insert the following:

"D. The corporate name of a benefit corporation shall end with the following phrase, which may be in parentheses, "A Benefit Corporation."

AMENDMENT NO. 41
On page 6, line 21, change "$1806." to "$1805."

AMENDMENT NO. 42
On page 6, line 25, delete "status"

AMENDMENT NO. 43
On page 6, delete line 26 in its entirety and insert in lieu thereof the following:

"B. If a merger, consolidation, or share exchange of a benefit corporation would have the"

AMENDMENT NO. 44
On page 6, line 28, after "plan" delete the remainder of the line and insert the following:

"of merger, consolidation, division, or share exchange shall be adopted by at least the minimum vote of the benefit corporation."

AMENDMENT NO. 45
On page 7, line 3, delete "status"

AMENDMENT NO. 46
On page 7, line 4, change "$1807." to "$1806."

AMENDMENT NO. 47
On page 7, delete line 5 and insert "PART II. CORPORATE PURPOSES"

AMENDMENT NO. 48
On page 7, line 15, change "shall be" to "is"

AMENDMENT NO. 49
On page 7, line 20, delete "status"

AMENDMENT NO. 50
On page 8, delete line 2 and insert "PART III. ACCOUNTABILITY"

AMENDMENT NO. 51
On page 8, at the end of line 3, insert "and officers"

AMENDMENT NO. 52
On page 8, line 6, after "directors" and before "of" insert "and officers"

AMENDMENT NO. 53
On page 9, line 22, after "qualifications" and before "of" insert "or duties"

AMENDMENT NO. 54
On page 9, delete lines 24 through 26 in their entirety and insert in lieu thereof the following:

"C. The benefit director shall be responsible for the preparation of an annual benefit report submitted to shareholders as required by R.S. 12:1831. The benefit director may retain an independent third party to audit the annual benefit report or conduct any other assessment of the corporation's conduct of its special public benefit purposes. The annual benefit report shall include a statement of the benefit director in the opinion of the benefit director, on all of the following:

AMENDMENT NO. 55
On page 11, delete lines 18 through 26 in their entirety and insert in lieu thereof the following:

"A. The duties of directors and officers under this Chapter and the specific public benefit purposes of a benefit corporation may be enforced only under this Chapter, except in accordance with this Section, in a benefit enforcement proceeding, and no person shall bring an action or assert a claim against a benefit corporation."

AMENDMENT NO. 56
On page 11, at the beginning of line 27, change "C." to "B."
AMENDMENT NO. 57
On page 12, delete lines 2 through 5 in their entirety and insert in lieu thereof the following:

"(2) A benefit director."

AMENDMENT NO. 58
On page 12, line 6, change "(4)" to "(3)"

AMENDMENT NO. 59
On page 12, delete line 9 and insert "PART IV. TRANSPARENCY"

AMENDMENT NO. 60
On page 12, line 11, delete "prepare" and insert in lieu thereof "deliver to each shareholder"

AMENDMENT NO. 61
On page 12, line 24, delete "social and environmental" and insert in lieu thereof "public benefit purpose"

AMENDMENT NO. 62
On page 13, delete lines 6 and 7 in their entirety and insert in lieu thereof "outstanding shares of the benefit corporation."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1198 (Substitute for House Bill No. 60 by Representative Pearson)
BY REPRESENTATIVE PEARSON
AN ACT
To amend and reenact R.S. 11:22(B)(13), 42(B)(11), 62(11), 102(B)(1) and (3)(d)(vii) and (vii), 141, 142(F)(3), 151(B), 152(A), 153(A)K(1) 204, 251, 701(introductory paragraph), 9, 17, (9), 15, (17), (18), (19), (23), (27), (29), (31), (33)(a)(v)(b) and (cc) and (viii)(bb) and (cc) and (b)(iii), 702(A), 710(A), (B)(1)(a) and (2), (C)(1) and (D), 721(1)(A) and (B), 722(A), 728(A)(introductory paragraph), (B)(1)(a)(introductory paragraph), (C)(1)(a), (E), and (F)(1) and (3), 733, 734, 738(A) and (B), 752(A), (B), (D), and (E), 753, 755, 761(B), 762(A), (C), and (G), 765(A) and (B)(1), 768(D)(2) and (3), 780(C)(3)(a)(introductory paragraph) and (E), 780(I), 781(A)(1) and (3)(b) and (B), 783(A)(C)(a), (D)(1)(b)(iii) and (2), (E), (F)(1)(b)(i)(ii), (C)(1)(b)(iii), and (C)(2), 784(F) and (G), 784(A)(1)(introductory paragraph), (B)(2)(b), (C), (D), and (E), 784(A) and (D), 788(A) and (C)(introductory paragraph) and (3), 811(A), (B), and (C), 813, 822(A)(2), 826, 829, 832, 833, 834, 836, 851, 871, 872, 875(introductory paragraph), (1), (4)(b) and (c), and (5), 881(introductory paragraph), (4), and (8), 883(1)(A), (B), (C)(1)(introductory paragraph) and (4)(c)(i), and (G), 885(2) and (4), 888, 896, 1001(A) and (B), 1002(introductory paragraph), (6)(a), (b), and (c), (7), (8), (9), (12), (13), (15) through (19), (22), (24), (26), and (27), 1004(A) and (C), 1006(A)(1), (B), (C), and (D), 1007(A), (B), (C), and (D), 1011, 1111, 1112, 1114, 1118, 1119, 1120, 1133, 1137, 1138, 1139, 1141(B) and (C)(1)(b) and (2), 1144(B)(3) and (C), 1145.1(A)(1), (B)(1), (C)(1)(introductory paragraph) and (4)(c), and (D), 1147(B)(3) and (C)(2)(a)(i) and (ii), 1149, 1151(1)(A), (C)(1), (E), and (I), 1152(E), (F), (I)(3) and (4), and (L), 1172, 1178, 1193(A)(1)(b), (2)(a), and (4) and (B)(3), 1195.1(A) and (B), 1195.2(A) and (B), 1202(A)(2) and (4) and (C), 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, R.S. 11:701(22.1), 883.1.1(F), 1002(21.1), and to repeal R.S. 11:4(A)(1)(c), 22(B)(5), 42(B)(4), 62(4), 154(A)(3), 158(B)(6), 173(A)(3), 174(B)(3), 181(A)(3), 183(A)(3), 234(A)(5), 262(5), 272(A)(3), 281(A)(2), 312(A)(5), 323(A)(1), 730, 831, 1001(C), 1162 through 1165, 1166 through 1171, and 1173, relative to the merger of the Teachers' Retirement System of Louisiana and the Louisiana School Employees' Retirement System; to provide relative to the consolidation of the administration of the two systems; to provide relative to the maintenance of separate plans, including asset pools, actuarial valuations, contribution rates, and benefit entitlements; to provide for development of a study to consolidate the plans; to provide for the redesignation of certain provisions of Title 11 of the Louisiana Revised Statutes of 1950 and to direct the Louisiana State Law Institute with respect to such redesignations; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 1199 (Substitute for House Bill No. 817 by Representative Katrina Jackson)
BY REPRESENTATIVE KATRINA JACKSON
AN ACT
To repeal R.S. 40:608.3, relative to organic food; to repeal the provisions regulating the labeling of organic food.

Read by title.

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

Under the rules, placed on the regular calendar.

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. 48
BY SENATOR GUILLOXY
AN ACT
To amend and reenact R.S. 11:511, 822(A) and (B), 1162(A), and 1164, relative to state retirement systems; to provide relative to the membership of the boards of trustees of the Louisiana State Employees' Retirement System, the Teachers' Retirement System of Louisiana, and the Louisiana School Employees' Retirement System; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 140
BY SENATOR ALARO
AN ACT
To amend and reenact R.S. 47:1908(A)(26) and (C), relative to expenses of assessors; to increase the amount the assessor of
Jefferson Parish is allowed for clerical and other expenses; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 252
BY SENATOR CROWE
AN ACT
To amend and reenact R.S. 23:1538(A), relative to the unemployment compensation fund; to provide for penalties against employers who fail to file complete and accurate quarterly payroll reports in a timely manner; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

Reported without amendments by the Legislative Bureau.

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

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

SENATE BILL NO. 556
BY SENATOR ERDEY
AN ACT
To enact Subpart DD of Part 1 of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:120.102, relative to donations of refunds; to provide for such donations to the Alliance for the Advancement of End of Life Care; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Ways and Means.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Wesley Bishop, 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. 295
BY REPRESENTATIVES WESLEY BISHOP AND SMITH
AN ACT
To amend and reenact R.S. 37:2950(A) and to enact R.S. 37:2950(D)(1)(a)(xx), relative to employment restrictions; to provide relative to criminal record; to provide for exceptions; 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
Aframson
Adams
Anders
Armes
Arnold
Badon
Barra
Barrow
Berthelot
Billiot
Bishop, S.
Bishop, W.
Broadwater
Brossett
Brown
Burford
Burns, H.
Burns, T.
Burrell
Carmody
Carter
Champlin
Champagne
Chaney
Conning
Cromer
Dahanay
Dixon
Dove
Doves
Edwards
Fannin
Foil
Total - 96

NAYS

Henry
Total - 2

ABSENT

Cox
Geymann
Hodges
Total - 7

680
HOUSE BILL NO. 361—
BY REPRESENTATIVE PONTI

AN ACT
To amend and reenact R.S. 35:191(A)(2), relative to notaries; to provide for parish commissioned notary jurisdiction; 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  Franklin  Ligi  
Abramson  Gaines  Lopinto  
Adams  Garofalo  Lorussu  
Anders  Gisclair  Mack  
Armes  Greene  Miller  
Arnold  Guillory  Montoucet  
Badon  Guinn  Moreno  
Barrus  Harris  Morris, Jay  
Barrow  Harrison  Morris, Jim  
Berthelot  Havad  Norton  
Billiot  Haz  Ortego  
Bishop, S.  Henry  Pierre  
Bishop, W.  Hensgens  Ponti  
Broadwater  Hill  Pope  
Brossett  Hodges  Price  
Brown  Hoffmann  Pylant  
Burns, H.  Honore  Reynolds  
Burns, T.  Howard  Richard  
Burrell  Huval  Ritchie  
Carmonde  Jackson, G.  Schednayder  
Carter  James  Seabaugh  
Chaney  Jefferson  Shadoin  
Connick  Johnson  Simon  
Cox  Jones  Smith  
Cromer  Landry, N.  St. Germain  
Danahay  Landry, T.  Talbot  
Dixon  Liles  Thibaut  
Dow  Legers  Thierry  
Dugas  Leopold  Thompson  
Fannin  Leger  Williams, A.  
Gisclair  Leopold  Williams, P.  
Total - 99  
NAYS  

Total - 0  
ABSENT

Geymann  Pugh  Schroeder  
Pearson  Robideaux  Talbot  
Total - 6  

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 422—
BY REPRESENTATIVE ST. GERMAIN

AN ACT
To amend and reenact R.S. 48:252(C)(1), relative to the advertisement of public bids; to reduce the time period within which the Department of Transportation and Development can issue any addenda; and to provide for related matters.

Read by title.


ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Greene  Montoucet  
Adams  Guillory  Moreno  
Anders  Harris  Morris, Jay  
Arnold  Harrison  Norton  
Badon  Havad  Ortego  
Barras  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  
Carmonde  Jackson, G.  Schexnayder  
Carter  Jackson, K.  Schroeder  
Champagne  James  Seabaugh  
Chaney  Jefferson  Shadoin  
Connick  Johnson  Simon  
Cox  Jones  Smith  
Cromer  Landry, N.  St. Germain  
Danahay  Landry, T.  Talbot  
Dixon  Liles  Thibaut  
Dow  Legers  Thierry  
Dugas  Leopold  Thompson  
Fannin  Leger  Williams, A.  
Gisclair  Leopold  Williams, P.  
Total - 98  
NAYS  

Total - 0  
ABSENT

Abramson  Gaines  Robideaux  
Armes  Geymann  
Bishop, W.  Lambert  
Total - 7  

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.

HOUSE BILL NO. 462—
BY REPRESENTATIVE ABRAMSON

AN ACT
To amend and reenact Code of Civil Procedure Article 42(4), relative to venue of foreign corporations and limited liability companies; to provide for venue in certain parishes; 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:

<table>
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<th>YEAS</th>
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<tr>
<td>Mr. Speaker</td>
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Total - 100

NAYS

Total - 0

ABSENT

Danahay | Robideaux |
Geymann | Thompson |

Total - 5

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

**HOUSE BILL NO. 464—**

BY REPRESENTATIVE ABRAMSON

AN ACT

To amend and reenact Code of Civil Procedure Article 123 and Civil Code Article 38 and to enact Code of Civil Procedure Articles 593.1 and 593.2, relative to civil procedure; to provide relative to venue; to provide relative to domicile; to provide for certain procedures for class actions; 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 AMENDING**

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 464 by Representative Abramson

**AMENDMENT NO. 1**

On page 1, line 2, following "123" and before "and" insert "(A)"

**AMENDMENT NO. 2**

On page 1, line 8, following "123" and before "is" insert "(A)"

**AMENDMENT NO. 3**

On page 1, line 18, following "this" and before ":" change "Paragraph" to "Article"

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

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

**HOUSE FLOOR AMENDING**

Amendments proposed by Representative Abramson to Engrossed House Bill No. 464 by Representative Abramson

**AMENDMENT NO. 1**

On page 2, line 2, after "more" and before "in" change "class actions are pending" to "actions are filed pursuant to Article 591.1"

**AMENDMENT NO. 2**

On page 2, line 3, after "between" and before "the" insert "any of"

**AMENDMENT NO. 3**

On page 2, line 5, after the period and before "When" insert the following:"

"When the defendant does so except, the plaintiff may elect, in lieu of dismissal, to have the case transferred to the district court where the first suit was brought."

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

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

**ROLL CALL**

The roll was called with the following result:

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Mack |
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Montoucet |
Moreno |
Morris, Jay |
Norton |
Ortego |
Pearson |
Pierre |
Ponti |
Pope |
Price |
requirements of the rule, including but not limited to the prohibition on collecting fees in advance of settling debt."

Rep. Stuart Bishop moved the adoption of the amendments.


By a vote of 32 yeas and 57 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 782 by Representative Connick

AMENDMENT NO. 1

On page 1, line 3, after "(E)" and before "and" insert "and (F)"

AMENDMENT NO. 2

On page 1, line 10, after "(E)" and before "and" insert "and (F)"

AMENDMENT NO. 3

On page 3, line 6, after "prohibit" and before "an attorney" insert "a person directly employed by";

AMENDMENT NO. 4

On page 3, page 7, after "Louisiana" and before "or" insert a comma ";" and "a professional legal association, legal corporation, or legal limited liability company;"

AMENDMENT NO. 5

On page 3, between lines 12 and 13, insert the following:

"F. Nothing in this Section shall prohibit an FDIC insured institution and its affiliates and subsidiaries from lawfully collecting debts owed pursuant to state and federal law, and from advising its customers on debt settlement, consolidation, or restructuring options for debts owed to such institutions."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Garofalo
Miller

Abramson
Gisclair
Montoucet

Adams
Greene
Moreno

Anders
Guillory
Morris, Jay

Armes
Guinn
Morris, Jim

Arnold
Harris
Norton

Badon
Harrison
Ortega

Barras
Havard
Pearson

Barrow
Hazel
Pierre

Berthelot
Henry
Ponti

Billiot
Hensgens
Pope

Bishop, W.
Hill
Price

Broadwater
Hofmann
Pugh

Brossett
Holli
Pylant

Brown
Honore
Reynolds

 requirements of the rule, including but not limited to the prohibition on collecting fees in advance of settling debt."

Rep. Stuart Bishop moved the adoption of the amendments.


By a vote of 32 yeas and 57 nays, the amendments were rejected.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Arnold to Engrossed House Bill No. 782 by Representative Connick

AMENDMENT NO. 1

On page 1, line 3, after "(E)" and before "and" insert "and (F)"

AMENDMENT NO. 2

On page 1, line 10, after "(E)" and before "and" insert "and (F)"

AMENDMENT NO. 3

On page 3, line 6, after "prohibit" and before "an attorney" insert "a person directly employed by";

AMENDMENT NO. 4

On page 3, page 7, after "Louisiana" and before "or" insert a comma ";" and "a professional legal association, legal corporation, or legal limited liability company;"

AMENDMENT NO. 5

On page 3, between lines 12 and 13, insert the following:

"F. Nothing in this Section shall prohibit an FDIC insured institution and its affiliates and subsidiaries from lawfully collecting debts owed pursuant to state and federal law, and from advising its customers on debt settlement, consolidation, or restructuring options for debts owed to such institutions."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Garofalo
Miller

Abramson
Gisclair
Montoucet

Adams
Greene
Moreno

Anders
Guillory
Morris, Jay

Armes
Guinn
Morris, Jim

Arnold
Harris
Norton

Badon
Harrison
Ortega

Barras
Havard
Pearson

Barrow
Hazel
Pierre

Berthelot
Henry
Ponti

Billiot
Hensgens
Pope

Bishop, W.
Hill
Price

Broadwater
Hofmann
Pugh

Brossett
Holli
Pylant

Brown
Honore
Reynolds


Burford  Howard  Richard
Burns, H.  Hunter  Richardson
Burns, T.  Huval  Ritchie
Burrell  Jackson, G.  Schexnayder
Carmondy  Jackson, K.  Schroeder
Carter  James  Seabaugh
Champagne  Jefferson  Shadoin
Chaney  Johnson  Simon
Connick  Jones  Smith
Cox  Lambert  St. Germain
Cromer  Landry, N.  Talbot
Dahany  Landry, T.  Thibaut
Dixon  LeBas  Thierry
Dove  Leger  Thompson
Edwards  Leopold  Whitney
Fannin  Ligi  Williams, A.
Foil  Lopinto  Williams, P.
Franklin  Lorusso  Willmott
Gaines  Mack  

Total - 101  NAYS

Total - 0  ABSENT

Bishop, S.  Hodges
Guyman  Robideaux

Total - 4

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 850—
BY REPRESENTATIVE HENRY BURNS
AN ACT
To amend and reenact R.S. 39:1800.3(9) and 1800.4(A), (C)(2), (F),
and (G) and to enact R.S. 39:1800.4(HH), relative to the
Louisiana Corrections Private Management Act; to provide for the
definition of applicable facilities; to provide for the duration
of private contracts; to authorize entering into contracts for the
selling of facilities; to provide for the sale of certain state
facilities; to provide for an effective date; and to provide for
related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Henry Burns and Fannin
to Engrossed House Bill No. 850 by Representative Henry Burns

AMENDMENT NO. 1
On page 1, line 2, delete "and 1800.4(A), (C)(2), (F), and (G)" and
insert a comma "," and "1800.4(F) and (G), and 1800.6"

AMENDMENT NO. 2
On page 1, delete lines 5 and 6 and insert the following:

"private contracts; to provide for contracts for correctional services
of Avoyelles Correctional Center; to prohibit the sale of Avoyelles
Correctional Center; to provide for hiring preferences; to provide
for an effective date; and to"

AMENDMENT NO. 3
On page 1, line 9, delete "and 1800.4(A), (C)(2), (F), and (G)" and
insert a comma "," and "1800.4(F) and (G), and 1800.6"

AMENDMENT NO. 4
On page 2, delete lines 6 through 26 in their entirety and insert the
following:

"* * * *

F.1. The department is hereby authorized to enter into a
contract for a term of ten years with a prison contractor to acquire
 correctional services for the operation of Avoyelles Correctional
Center. The procurement of such correctional services shall be in
accordance with the following procedures:

AMENDMENT NO. 5
On page 2, delete line 28 and insert "terms of the contract, including#

AMENDMENT NO. 6
On page 3, delete line 1 through 3 and insert the following:

"Indicate the evaluation factors and shall state the criteria to be used
in evaluating the proposals."

AMENDMENT NO. 7
On page 3, at the end of line 12, add the following:

"The department may then negotiate the contract to acquire
 correctional services for operating Avoyelles Correctional Center
with the prison contractor that submitted the proposal that was most
advantageous to the state."

AMENDMENT NO. 8
On page 3, delete lines 13 through 15

AMENDMENT NO. 9
On page 3, line 16, change "(d)" to "(g)"

AMENDMENT NO. 10
On page 3, delete lines 20 through 21 and insert

"(2) Notwithstanding any provision of this Chapter or any other
law to the contrary, Avoyelles Correctional Center shall not be sold.

AMENDMENT NO. 11
On page 3, after line 28, add the following:

"* * * *

§1800.6. Hiring preference

A. State and local governmental subdivisions employees whose
employment becomes subject to a contract with a private prison
contractor shall be given a hiring preference by the contractor for
available positions for which they qualify. Louisiana residents shall
be given a hiring preference in the staffing of new facilities
constructed under the provisions of this Chapter. The provisions of
R.S. 42:1121 shall not be applicable to this Section and Chapter.

B. State employees whose employment becomes subject to a
contract with a private prison contractor shall be given a hiring

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Foisie Morrisey, Jay
Abramson Garofalo Morrisey, Jim
Adams Geymann Pearson
Anders Greene Pierre
Arnold Guinn Ponti
Barras Henry Pope
Berthelot Hensgens Pugh
Billiot Hill Richardson
Bishop, S. Hodges Robideaux
Broadwater Hoffmann Schexnayder
Burford Hollis Schroder
Burns, H. Howard Seabaugh
Burns, T. Huvail Shadoin
Carter Landry, N. Simon
Champagne Leopold Talbot
Chaney Ligi Thompson
Connick Lopinto Whitney
Cromer Lorusso Williams, P.
Danahay Mack Willmott
Dove Miller
Fannin Moreno
Total - 61

NAYS

Armes Harris Leger
Badon Harrison Montoucouet
Barrow Huvail Norton
Bishop, W. Hazel Ortega
Brossett Honoré Price
Brown Hunter Pylant
Burrell Jackson, G. Reynolds
Carmody Jackson, K. Richard
Cox James Ritchie
Dixon Jefferson Smith
Edwards Johnson St. Germain
Franklin Jones Thibaut
Gaines Lambert Williams, A.
Gisclair Landry, T.
Guillory LeBas
Total - 44

ABSENT

Total - 0

The amendments were adopted.

Motion

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

Consent to Correct a Vote Record

Rep. Harris requested the House consent to correct his vote on amendments proposed by Rep. Henry Burns to House Bill No. 850 from yea to nay, which consent was unanimously granted.
ABSENT

Barras
Brown
Burns, H.
Danahay
Dove
Garofalo
Total - 18

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

Consent to Correct a Vote Record

Rep. Chaney requested the House consent to record his vote on final passage of House Bill No. 1128 as aye, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Hoffmann requested the House consent to record his vote on final passage of House Bill No. 1128 as aye, which consent was unanimously granted.

HOUSE BILL NO. 1148—
BY REPRESENTATIVE ARMES
AN ACT
To amend and reenact R.S. 37:3272(A)(18)(introductory paragraph) and 3298(B) and to repeal R.S. 37:3298(D), relative to the Private Security Regulatory and Licensing Law; to provide for definitions; to provide for exceptions; to repeal certain exception; and to provide for related matters.

Read by title.

Rep. Armes moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abramson
Adams
Anders
Armstrong
Badon
Barrow
Berthelot
Billiot
Bishop, S.
Bishop, W.
Broaderwater
Brossett
Burford
Burns, T.
Burrell
Carmon
Carter
Champagne
Chaney
Connick
Cox
Geymann
Honore
Jackson, K.
Jones
Lepold
Montoucet
Jones
Lambert
Landry, N.
Landry, T.
LeBas
Leger
Leopold
Ligi
Lopinto
Morris, Jim
Richardson
Seabaugh
Shadoe
Smith
Whitney
St. Germain
Thibaut
Thicurry
Thompson
Williams, A.
Williams, P.
Willmott

Total - 9

NAYS

Total - 0

ABSENT

Barras
Brown
Burns, H.
Danahay
Geymann
Montoucet
Moreno
Morris, Jim
Talbot

Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Chaney requested the House consent to record his vote on final passage of House Bill No. 1148 as aye, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Hoffmann requested the House consent to record his vote on final passage of House Bill No. 1148 as aye, which consent was unanimously granted.

HOUSE BILL NO. 47—
BY REPRESENTATIVE MACK
AN ACT
To amend and reenact R.S. 14:98(C)(1)(introductory paragraph) and to enact R.S. 14:98(C)(4), relative to operating a vehicle while intoxicated; to provide for a minimum mandatory prison sentence and treatment for certain offenses of operating a vehicle while intoxicated; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Mack to Engrossed House Bill No. 47 by Representative Mack

AMENDMENT NO. 1

On page 2, line 6, after "year of the" and before "of the first" change "conviction" to "commission"

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

Rep. Mack 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  Moreno
Anders  Greene  Morris, Jay
Arnes  Guillory  Morris, Jim
Arnold  Guinn  Norton
Badon  Harris  Ortego
Barras  Havard  Pearson
Barrow  Hazel  Pierre
Berthelot  Henry  Ponti
Billiot  Hensgens  Pope
Bishop, S.  Hill  Price
Broadwater  Hodges  Pugh
Brown  Hoffmann  Reynolds
Burns, H.  Hollis  Richland
Burns, T.  Howard  Richardson
Burrell  Hunter  Ritchie
Carmody  Huval  Robideaux
Carter  Jackson, G.  Schexnayder
Champagne  Jackson, K.  Schroder
Chaney  James  Seabaugh
Connick  Jefferson  Simon
Cox  Jones  Smith
Cromer  Lambert  St. Germain
Danahay  Landry, N.  Talbot
Dixon  Landry, T.  Thibaut
Dove  LeBas  Thierry
Edwards  Leger  Thompson
Fannin  Leopold  Whitney
Foil  Ligi  Williams, A.
Franklin  Lopinto  Williams, P.
Gaines  Lorusso  Willmott

Total - 99

NAYS

Total - 0

ABSENT

Bishop, W.  Harrison  Montoucet
Brossett  Johnson  Shadoin

Total - 6

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 74—
BY REPRESENTATIVE SEABAUGH
AN ACT
To enact Code of Criminal Procedure Articles 163(D) and 163.1(D), relative to search warrants; to provide relative to the examination and testing of property and bodily samples seized pursuant to a search warrant; to provide relative to the timing of the examination or testing; and to provide for related matters.
Read by title.
Rep. Seabaugh moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Garofalo  Moreno
Abramson  Geymann  Morris, Jay
Adams  Gisclair  Morris, Jim
Anders  Greene  Ortego
Arnes  Guinn  Pearson
Arnold  Harris  Pierre
Badon  Hazel  Ponti
Barras  Henry  Pope
Berthelot  Hensgens  Price
Billiot  Hill  Pugh
Bishop, S.  Hodges  Pyland
Broadwater  Hoffmann  Richard
Brown  Hollis  Richardson
Burns, H.  Howard  Ritchie
Burns, T.  Huval  Robideaux
Burrell  Jackson, G.  Schexnayder
Carmody  James  Schroder
Carter  Jefferson  Seabaugh
Champagne  Jones  Shadoin
Chaney  Lambert  Simon
Connick  Landry, N.  Smith
Cox  Landry, T.  St. Germain
Cromer  LeBas  Talbot
Danahay  Leger  Thierry
Dixon  Leopold  Thompson
Dove  Ligi  Williams
Edwards  Lopinto  Williams, A.
Fannin  Lorusso  Williams, P.
Foil  Mack  Willmott
Franklin  Miller  Montoucet

Total - 94

NAYS

Total - 0

ABSENT

Barrow  Harrison  Johnson
Bishop, W.  Havard  Norton
Brossett  Honore  Reynolds
Guillory  Jackson, K.

Total - 11

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 80—
BY REPRESENTATIVE TIM BURNS
AN ACT
To amend and reenact R.S. 40:2115(C), relative to smoking in hospitals; to eliminate the requirement for accommodation of smoking by inpatients in psychiatric facilities of the Department of Health and Hospitals; to establish procedures for treatment of smokers with mental illness in such facilities; and to provide for related matters.
Read by title.
Rep. Tim Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:
YEAS

Mr. Speaker  Geymann  Moreno
Abramson  Gisclair  Morris, Jay
Adams  Greene  Morris, Jim
Anders  Guilory  Norton
Arnold  Guinn  Ortego
Badon  Harris  Peerson
Barras  Hazel  Pierre
Barrow  Henry  Ponti
Berthelot  Hensgens  Pope
Billiot  Hill  Price
Bishop, S.  Hodges  Pugh
Bishop, W.  Hoffmann  Pylant
Broadwater  Hollis  Reynolds
Brown  Honore  Richardson
Burns, T.  Huval  Ritchie
Burns, W.  Jackson, G.  Robideaux
Carmody  Jackson, K.  Schroder
Carter  James  Seabaugh
Champagne  Jefferson  Shado
Cheney  Jeffersnn  Simon
Connick  Jones  St. Germain
Cox  Larry  Talbot
Cromer  Landry, N.  Thiabut
Danahey  LeBeas  Thibaut
Dixon  Leger  Thierry
Dove  Lepold  Thompson
Edwards  Liti  Whitney
Fannin  Lopinto  Williams, A.
Foil  Lorusso  Williams, P.
Franklin  Mack  Willmott
Gaines  Miller  Garofalo
   Total - 97  Montoucet

NAYS

Mr. Speaker  Geymann  Morris, Jay
Abramson  Gisclair  Morris, Jim
Adams  Greene  Norton
Anders  Guilory  Ortego
Arnold  Guinn  Peerson
Badon  Harris  Pierre
Barras  Henry  Ponti
Barrow  Hensgens  Pope
Berthelot  Hill  Price
Billiot  Hodges  Pugh
Bishop, S.  Hoffmann  Pylant
Bishop, W.  Hollis  Reynolds
Broadwater  Honore  Richardson
Brown  Howard  Ritchie
Burns, H.  Huval  Robideaux
Burns, T.  Jackson, G.  Schroder
Carmody  Jackson, K.  Seabaugh
Carter  James  Shado
Champagne  Jefferson  Simon
Cheney  Jones  Smith
Connick  Lambert  St. Germain
Cox  Landry, N.  Talbot
Cromer  Landry, T.  Thiabut
Danahey  Leger  Thibaut
Dixon  Leopold  Thierry
Dove  Ligi  Thompson
Edwards  Lopinto  Whitney
Fannin  Lorusso  Williams, A.
Foil  Mack  Williams, P.
Franklin  Miller  Willmott
Gaines  Montoucet  Garofalo
   Total - 97  Moreno

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 191—
BY REPRESENTATIVE GREENE
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.

Rep. Greene moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

Motion

On motion of Rep. Richardson, the bill was returned to the calendar.
Notice of Intention to Call


HOUSE BILL NO. 219—
BY REPRESENTATIVE WILLMOTT
AN ACT
To amend and reenact R.S. 14:202.1(D)(1) and (3), (E)(1) and (3), and (F)(1) and (3), relative to the crime of home improvement fraud; to increase the values associated with the amount of damage caused by home improvement fraud; to change the way the amount of the contract is determined; to provide that the amount of the contract is the amount of money paid for the project; and to provide for related matters.

Read by title.

Rep. Willmott moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abrahams
Adams
Anders
Armes
Arnold
Badon
Barras
Barrow
Berthelot
Billiot
Bishop, S.
Broadwater
Brown
Burns, H.
Burns, T.
Campbell
Carroll
Carter
Champlin
Chaney
Connick
Cox
Cromer
Dahmery
Dance
Dove
Edwards
Fannin
Foil
Franklin
Gaines
Garofalo
Total - 96

NAYS

Total - 0

ABSENT

Bishop, W.
Brossett
Burrell
Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 236—
BY REPRESENTATIVE HODGES
AN ACT
To amend and reenact R.S. 17:280 and to enact R.S. 17:3996(B)(3), relative to instruction in public schools regarding Internet and cell phone safety; to provide relative to guidelines and teaching materials for such instruction; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hodges to Engrossed House Bill No. 236 by Representative Hodges

AMENDMENT NO. 1

On page 1, line 4, between "instruction;" and "and to" insert "to provide for limitation of liability;"

AMENDMENT NO. 2

On page 2, between lines 10 and 11, insert the following:

"D. No person shall have a cause of action against any school district, school, or school employee based on any statement made or action taken, or by the omission of any statement or action, regarding instruction required by this Section. The immunity from liability established in this Subsection shall not apply to any statement or action by a school employee that is maliciously, willfully, or deliberately intended to cause bodily harm to a student or to harass or intimidate a student;"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker
Abrahams
Adams
Anders
Armes
Arnold
Badon
Barras
Barrow
Berthelot
Billiot
Bishop, S.
Broadwater
Brown
Burns, H.
Burns, T.
Campbell
Carroll
Carter
Champlin
Chaney
Connick
Cox
Cromer
Dahmery
Dance
Dove
Edwards
Fannin
Foil
Franklin
Gaines
Garofalo
Total - 96

NAYS

Total - 0

ABSENT

Bishop, W.
Brossett
Burrell
Total - 9

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.
Connick    Lambert    Smith
Cox       Landry, N.    St. Germain
Cromer    Landry, T.    Talbot
Danahey   LeBas     Thibaut
Dove      Leger     Thierry
Edwards   Leopold   Thompson
Fannin    Ligi       Whitney
Foil      Lopinto   Williams, A.
Franklin  Lorusso   Williams, P.
Gaines    Mack      Willmott
Garofalo  Miller

Total - 98

NAYS

Total - 0

ABSENT

Bishop, W.  Harris   Richard
Brossett   Hazel    
Dixon      Hoffmann

Total - 7

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hodges 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. 255—
BY REPRESENTATIVES LIEGER, ABRAMSON, BROSSETT, LORUSSO, AND MORENO AND SENATORS MORRELL AND MURRAY
AN ACT
To authorize and provide for the transfer of certain property of the Orleans Parish School Board; to specify the property which may be transferred and the authorized recipient of the property; to provide terms and conditions; 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. 255 by Representative Leger

AMENDMENT NO. 1

On page 2, line 11, following "stipulations and" and before "execute" delete "to"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed House Bill No. 255 by Representative Leger

AMENDMENT NO. 1

On page 1, line 18, after "1 line" and before "on" change "(383'06/01")/front" to "(383'06/01")/front"

AMENDMENT NO. 2

On page 1, line 20, after "1 line" and before "on" change "(383'06/01")/front" to "(383'06/01")/front"

AMENDMENT NO. 3

On page 1, line 23, after "located" and before "First" insert "in the"

AMENDMENT NO. 4

On page 2, line 1, change "twenty-five feet" to "twenty-five feet four inches"

AMENDMENT NO. 5

On page 2, line 3, after "inches" and before "on" change "(161'04/00")/front" to "(161'04/00")/front"

AMENDMENT NO. 6

On page 2, line 6, after "feet" and before "on Orange" change "(138'00/00")/front" to "(128'00/00")/front"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker  Garofalo  Moreno
Abramson  Gischair  Morris, Jay
Adams  Greene  Morris, Jim
Anders  Guillory  Norton
Arnold  Guinn  Ortego
Badon  Harris  Pearson
Barras  Harrison  Pierre
Barrow  Havard  Ponti
Berthelot  Henry  Pope
Billiot  Hensgens  Price
Bishop, S.  Hill  Pugh
Broadwater  Hodges  Pyant
Brossett  Hoffmann  Reynolds
Brown  Hollis  Richard
Burford  Honore  Richardson
Burns, H.  Howard  Ritchie
Burns, T.  Hunter  Robideaux
Burrell  Hual  Schexnayder
Carmon  Jackson, G.  Schroder
Carter  James  Seabaugh
Champagne  Jefferson  Shadin
Chaney  Johnson  Simon
Connick  Jones  Smith
Cox  Lambert  St. Germain
Cromer  Landry, N.  Talbot
Danahey  Landry, T.  Thibaut
Dixon  LeBas  Thierry
Dove  Leger  Thompson
Edwards  Leopold  Whitney
Fannin  Ligi  Williams
Foil  Lorusso  Williams, P.
Franklin  Miller  Willmott
Gaines  Montoucet  

Total - 98

NAYS

Total - 0

690
ABSENT
Armes
Bishop, W.
Beyram
Total - 4

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 433—
BY REPRESENTATIVE GREENE
AN ACT
To amend and reenact Children's Code Article 877(A), relative to juvenile adjudication hearings; to amend procedures related to adjudication hearings for juvenile offenders charged with a crime of violence; and to provide for related matters.

Read by title.

Rep. Greene moved the final passage of the bill.

ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gisclair</td>
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<tr>
<td>Abramson</td>
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<td>Adams</td>
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<td>Dove</td>
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<td>Edwards</td>
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<td>Gaines</td>
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<td>Garafalo</td>
<td>Lorusso</td>
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<td>Geynam</td>
<td>Mack</td>
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<tr>
<td>Total - 102</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

Total - 0

ABSENT
Armes
Bishop, W.
Brossett
Total - 3

The Chair declared the above bill was finally passed.
The title of the above bill was read and adopted.

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

HOUSE BILL NO. 441—
BY REPRESENTATIVE ABRAMSON
AN ACT
To amend and reenact R.S. 14:40.2(F), (G), (H), and (I), R.S. 46:2136(D) and (F), and Code of Criminal Procedure Article 327.1 and to enact R.S. 14:40.2(J) and Code of Criminal Procedure Article 335.2, relative to the issuance of abuse prevention orders; to provide relative to abuse prevention orders in cases of domestic abuse and stalking; to provide relative to the effective term of certain portions of a protective order in cases of domestic abuse; to provide for procedures; to provide for a hearing and notice; to provide for conditions of release in stalking cases; 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. 441 by Representative Abramson

AMENDMENT NO. 1
On page 2, line 9, following "may" and before "after" change "only be granted" to "be granted only"

AMENDMENT NO. 2
On page 2, line 25, following "provided" and before "until" change "herein" to "in this Subparagraph"

AMENDMENT NO. 3
On page 4, line 16, following "may" and before "after" change "only be granted" to "be granted only"

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

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

ROLL CALL
The roll was called with the following result:

<table>
<thead>
<tr>
<th>YEAS</th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>Mr. Speaker</td>
<td>Gaines</td>
</tr>
<tr>
<td>Abramson</td>
<td>Garafalo</td>
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<td>Adams</td>
<td>Gisclair</td>
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<td>Anders</td>
<td>Greene</td>
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<td>Armes</td>
<td>Guilory</td>
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<td>Arnold</td>
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<tr>
<td>Badon</td>
<td>Harris</td>
</tr>
<tr>
<td>Barras</td>
<td>Harrison</td>
</tr>
<tr>
<td>Total - 102</td>
<td></td>
</tr>
</tbody>
</table>

NAYS

Total - 0
HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Engrossed House Bill No. 923 by Representative Ponti

AMENDMENT NO. 1

On page 1, line 4, following "repeat" and before ",", change "R.S. 35:3560" to "R.S. 37:3560"

AMENDMENT NO. 2

On page 2, line 11, following "means" and before "," insert "the status in which"

AMENDMENT NO. 3

On page 3, line 17, following ";" change "(with)" to "(with) and change "creams)" to "creams)

AMENDMENT NO. 4

On page 13, line 20, following "establishment" delete the remainder of the line and lines 21 and 22 in their entirety and insert "The license is nontransferable and shall be for the sole use and benefit of the licensee or location issued.

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ponti to Engrossed House Bill No. 923 by Representative Ponti

AMENDMENT NO. 1

On page 2, at the end of line 27, insert the following:

"The term "massage establishment" shall not include physician offices, physical therapy facilities, chiropractic offices, or athletic training facilities, whether or not they employ, contract with, or rent to massage therapists, or institutions of secondary or higher education when massage therapy is practiced in connection with employment related to athletic teams."

AMENDMENT NO. 2

On page 3, line 11, after "include" delete the comma "," and "but is not limited"

AMENDMENT NO. 3

On page 3, at the beginning of line 12, delete "to"

AMENDMENT NO. 4

On page 3, delete line 13 in its entirety and insert in lieu thereof the following:

"compression, vibration, friction, (active/passive range of motion), stretching activities as they pertain to massage therapy, Shiatsu,"

AMENDMENT NO. 5

On page 3, line 16, after "include" delete the comma "," and delete "but is not limited to"
AMENDMENT NO. 6
On page 3, line 20, after "colonic therapy," delete the remainder of the line and insert in lieu thereof the following: "injection therapy, or manipulation of the joints. Equivalent terms."

AMENDMENT NO. 7
On page 5, line 6, after "licensed" and before "in" insert "or certified."

AMENDMENT NO. 8
On page 5, line 7, after "licensed" and before the period "," insert "or certified."

AMENDMENT NO. 9
On page 8, line 14, change "(I)" to "(Ia)"

AMENDMENT NO. 10
On page 8, between lines 16 and 17 insert the following:

"(b) A course of study may utilize a credit hours equivalent as defined by the United States Department of Education in lieu of clock hours to measure student achievement. A course of study using credit hours shall provide coursework consistent with the rules promulgated by the board including at least five hundred hours of in-class supervised instruction."

AMENDMENT NO. 11
On page 16, delete lines 23 and 24 in their entirety and insert in lieu thereof the following:

"therapist, physical therapist, or chiropractor, or athletic trainer or a certificate of registration to practice athletic training, or a license as a massage establishment."

AMENDMENT NO. 12
On page 16, at the beginning of line 25, delete "in R.S. 37:3558(C),"

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

<table>
<thead>
<tr>
<th>Champagne</th>
<th>James</th>
<th>Schexnayder</th>
</tr>
</thead>
<tbody>
<tr>
<td>Chaney</td>
<td>Jefferson</td>
<td>Schroeder</td>
</tr>
<tr>
<td>Connick</td>
<td>Johnson</td>
<td>Seabrook</td>
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<td>Cox</td>
<td>Jones</td>
<td>Shadoe</td>
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<td>Cromer</td>
<td>Lambert</td>
<td>Simon</td>
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<td>Damey</td>
<td>Landry, N.</td>
<td>Smith</td>
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<td>Landry, T.</td>
<td>St. Germain</td>
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<td>Dove</td>
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<td>Edwards</td>
<td>Leger</td>
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<td>Fannin</td>
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<td>Thompson</td>
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<td>Gaines</td>
<td>Lorusso</td>
<td>Williams, P.</td>
</tr>
<tr>
<td>Garofalo</td>
<td>Mack</td>
<td>Willmott</td>
</tr>
</tbody>
</table>

Total - 99

NAYS

Total - 0

ABSENT

Anders    | Brossett
Barrow    | Geymann  | Henry
Geymann   | Talbot   |
Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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.

HOUSE BILL NO. 586—
BY REPRESENTATIVE ST. GERMAIN

To amend and reenact R.S. 32:405.1, relative to age requirements of Class "E" driver's license; to increase the age of which a person must submit a signed statement attesting to supervised driving practice; and to provide for related matters.

Called from the calendar.

Read by title.

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

ROLL CALL
The roll was called with the following result:

YEAS

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Abramson</th>
<th>Adams</th>
</tr>
</thead>
<tbody>
<tr>
<td>Garofalo</td>
<td>Geymann</td>
<td>Miller</td>
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<tr>
<td>Adams</td>
<td>Girard</td>
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<td>Arms</td>
<td>Greene</td>
<td>Moreno</td>
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<tr>
<td>Arnold</td>
<td>Guinn</td>
<td>Morris, Jay</td>
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<td>Badon</td>
<td>Harris</td>
<td>Morris, Jim</td>
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<td>Berhelot</td>
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<td>Ortega</td>
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<td>Billiot</td>
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<td>Bishop, S.</td>
<td>Hill</td>
<td>Pierre</td>
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<tr>
<td>Bishop, W.</td>
<td>Hodges</td>
<td>Ponti</td>
</tr>
<tr>
<td>Broadwater</td>
<td>Hoffman</td>
<td>Pope</td>
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<td>Brown</td>
<td>Hofflin</td>
<td>Price</td>
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<td>Burbond</td>
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<td>Pugh</td>
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<td>Burns, H.</td>
<td>Howard</td>
<td>Reynolds</td>
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<tr>
<td>Burns, T.</td>
<td>Hunter</td>
<td>Richard</td>
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<tr>
<td>Carmody</td>
<td>Huval</td>
<td>Richardson</td>
</tr>
<tr>
<td>Carter</td>
<td>Jackson, G.</td>
<td>Ritchie</td>
</tr>
</tbody>
</table>

Total - 99

Yeas

<table>
<thead>
<tr>
<th>Mr. Speaker</th>
<th>Abramson</th>
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Yeas
I am directed to inform your honorable body that the President of the Senate has signed the following Senate Bills:

Senate Bill Nos. 221 and 581

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

The Senate Bills and Joint Resolutions contained herein were signed by the Speaker of the House.

Message from the Senate

SENATE BILLS
April 18, 2012

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

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

Senate Bill Nos. 77, 91, 104, 183, 249, and 407

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. 77—
BY SENATORS GALLOW AND GARY SMITH
AN ACT
To amend and reenact R.S. 32:402.3(C) and 408(C)(1) relative to motorcycle endorsements on drivers’ licenses; to provide that persons meeting certain qualifications are not required to take a written knowledge test to obtain an “M” endorsement on a driver’s license; and to provide for related matters.

Read by title.

SENATE BILL NO. 91—
BY SENATOR JOHN SMITH
AN ACT
To enact R.S. 13:2583.5, relative to the appointment of a deputy constable in Calcasieu Parish; to authorize a constable of a justice of the peace court in Calcasieu Parish to appoint a deputy; to provide for compensation; to provide for qualifications of office; to provide for residency requirements; to provide for prohibitions; and to provide for related matters.

Read by title.

SENATE BILL NO. 104—
BY SENATOR NEVERS
AN ACT
To amend and reenact R.S. 17:3164(A)(2)(b), 3167(E), and 3168, relative to postsecondary education; to provide relative to articulation and transfer of credit between and among public
secondary and postsecondary educational institutions; to provide relative to the development and implementation of a statewide common course numbering system; to provide relative to reporting requirements; and to provide for related matters.

Read by title.

SENNATE BILL NO. 183—
BY SENATOR APPEL
AN ACT
To amend and reenact R.S. 33:102.1(B), relative to amateur radio antennas; to provide for regulations related to amateur radio antennas; to prohibit the establishment of a limit less than a certain height; and to provide for related matters.

Read by title.

SENNATE BILL NO. 249—
BY SENATOR LONG AND REPRESENTATIVE DOVE
AN ACT
To enact R.S. 49:191(6) and to repeal R.S. 49:191(4)(a), relative to the Department of Wildlife and Fisheries, including provisions to provide for the re-creation of the Department of Wildlife and Fisheries 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.

SENNATE BILL NO. 407—
BY SENATOR MURRAY
AN ACT
To amend and reenact R.S. 33:4121(A)(1)(a), relative to the Sewerage and Water Board of New Orleans; to provide relative to exemptions from charges; to provide for effective date; and to provide for related matters.

Read by title.

Message from the Senate
ASKING CONCURRENCE IN SENATE CONCURRENT RESOLUTIONS
April 18, 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. 58, 59, and 64

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

SENATE CONCURRENT RESOLUTION NO. 58—
BY SENATOR AMEDEE
A CONCURRENT RESOLUTION
To commend Chief Justice Burrell Johnston Carter of the First Circuit Court of Appeal upon his retirement and for his service to the legal community and to the citizens of Louisiana.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 59—
BY SENATOR LONG
A CONCURRENT RESOLUTION
To express the sincere condolences of the Legislature of Louisiana upon the death of Reverend Perry Sanders.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR NEVERS AND REPRESENTATIVE RITCHIE
A CONCURRENT RESOLUTION
To commend the Louisiana Foster and Adoptive Parent Association (LFAPA) for its outstanding achievements and to designate Thursday, May 17, 2012, as Louisiana Foster and Adoptive Parent Association Day at the Louisiana State Capitol.

Read by title.

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

Suspension of the Rules

On motion of Rep. Honore, 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. 53—
BY REPRESENTATIVE HONORE
A RESOLUTION
To commend the Scotlandville Magnet High School boys' basketball team upon winning the 2012 Class 5A state championship.

Read by title.

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

HOUSE RESOLUTION NO. 54—
BY REPRESENTATIVE THOMPSON
A RESOLUTION
To commend the Louisiana oil and gas industry and recognize Wednesday, April 18, 2012, as Shale Day at the Louisiana State Capitol.

Read by title.

On motion of Rep. Thompson, and under a suspension of the rules, the resolution was adopted.
HOUSE RESOLUTION NO. 55—
BY REPRESENTATIVE GIROD JACKSON
A RESOLUTION
To commend Reverend Doctor John Austin Brooks, Sr., upon the celebration of his seventy-fifth birthday.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 98—
BY REPRESENTATIVES HONORE, BADON, BARROW, WESLEY BISHOP, BROSETT, BURRELL, COX, DIXON, FRANKLIN, GAINES, HUNTER, GYROD JACKSON, KATRINA JACKSON, JAMES JEFFERSON, TERRY LANDRY, NORTON, PIERRE, PRICE, SMITH, THIBODEAUX, ALFRED WILLIAMS, PATRICK WILLIAMS, AND LEGE AND SENATORS BROOME, BROWN, DORSEY-COLOB, GALLOW, GUILLORY, MORRELL, MURRAY, PETERSON, AND TARB
A CONCURRENT RESOLUTION
To recognize Thursday, April 19, 2012, as Southern University Day at the Louisiana State Capitol.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 99—
BY REPRESENTATIVE BARROW
A CONCURRENT RESOLUTION
To recognize April of 2012 as Sarcoidosis Awareness Month in Louisiana and to commend the Sarcoidosis Awareness Support Group of Greater Baton Rouge.

Read by title.

On motion of Rep. Barrow, 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 Administration of Criminal Justice
April 18, 2012

To the Speaker and Members of the House of Representatives:

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

House Bill No. 49, by Abramson
Reported with amendments. (14-0) (Regular)

House Bill No. 65, by Brossett
Reported favorably. (11-0) (Regular)

House Bill No. 86, by Lopinto
Reported with amendments. (12-0) (Regular)

House Bill No. 167, by Dixon
Reported with amendments. (13-0) (Regular)

House Bill No. 228, by Smith, Patricia
Reported favorably. (8-4) (Regular)

House Bill No. 249, by Thompson, J
Reported with amendments. (11-2) (Regular)

House Bill No. 325, by Arnold
Reported with amendments. (11-2) (Regular)

House Bill No. 512, by Moreno
Reported with amendments. (11-0) (Regular)

House Bill No. 575, by Lopinto
Reported with amendments. (13-0) (Regular)

House Bill No. 718, by Bishop, Wesley
Reported favorably. (12-0) (Regular)

House Bill No. 1116, by Badon
Reported with amendments. (12-0) (Regular)

House Bill No. 1118, by Moreno
Reported by substitute. (11-0) (Regular)

Senate Bill No. 575, by Morrell
Reported with amendments. (10-0) (Regular)

JOSEPH P. LOPINTO III
Chairman

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

Report of the Committee on Education
April 18, 2012

To the Speaker and Members of the House of Representatives:

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

House Bill No. 609, by Seabaugh (Joint Resolution)
Reported with amendments. (11-0) (Regular)

House Bill No. 631, by Lorusso
Reported favorably. (15-0) (Local & Consent)

House Bill No. 707, by Schroder
Reported favorably. (16-0) (Regular)

House Bill No. 883, by Burns, Henry
Reported favorably. (14-0) (Local & Consent)

House Bill No. 1109, by Price
Reported favorably. (14-0) (Local & Consent)

STEPHEN F. CARTER
Chairman

Report of the Committee on Health and Welfare
April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Health and Welfare to submit the following report:

House Concurrent Resolution No. 78, by Smith, Patricia
Reported with amendments. (14-0)
House Bill No. 861, by Simon
Reported with amendments. (15-0) (Regular)
House Bill No. 867, by Ortego
Reported with amendments. (17-0) (Regular)

SCOTT M. SIMON
Chairman

Report of the Committee on
House and Governmental Affairs
April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on House and Governmental Affairs to submit the following report:

House Concurrent Resolution No. 5, by Schroder
Reported favorably. (8-0)
House Concurrent Resolution No. 23, by Ortego
Reported favorably. (9-0)
House Bill No. 46, by Pearson
Reported with amendments. (9-0) (Regular)
House Bill No. 299, by Harrison (Joint Resolution)
Reported favorably. (7-3) (Regular)
House Bill No. 313, by James
Reported favorably. (10-0) (Local & Consent)
House Bill No. 314, by Berthelet
Reported with amendments. (9-0) (Regular)
House Bill No. 334, by Brossett
Reported with amendments. (10-0) (Regular)
House Bill No. 524, by Burns, Tim (Joint Resolution)
Reported favorably. (9-0) (Regular)
House Bill No. 570, by Montoucet
Reported with amendments. (10-0) (Regular)
House Bill No. 715, by Leger
Reported with amendments. (9-0) (Regular)
House Bill No. 954, by Danahay
Reported with amendments. (10-0) (Regular)
House Bill No. 1090, by Ligi
Reported favorably. (10-0) (Local & Consent)
House Bill No. 1143, by Landry, Nancy
Reported favorably. (7-3) (Regular)
Senate Bill No. 640, by Alario
Reported with amendments. (10-0) (Special Order)

TIMOTHY G. "TIM" BURNS
Chairman

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

House Bill No. 693, by Cromer
Reported with amendments. (12-0) (Regular)
House Bill No. 771, by Foil
Reported with amendments. (12-0) (Regular)

GREGORY CROMER
Chairman

Report of the Committee on
Natural Resources and Environment
April 18, 2012

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Natural Resources and Environment to submit the following report:

House Concurrent Resolution No. 7, by Hensgens
Reported favorably. (10-0-1)
House Concurrent Resolution No. 42, by Schexnayder
Reported favorably. (10-0-1)
House Bill No. 565, by Dove
Reported with amendments. (9-0-1) (Regular)
House Bill No. 656, by Dove
Reported with amendments. (11-0-1) (Regular)
House Bill No. 896, by Dove
Reported with amendments. (10-0-1) (Regular)
House Bill No. 916, by St. Germain
Reported with amendments. (10-0-1) (Regular)
House Bill No. 918, by Guinn
Reported with amendments. (12-0-1) (Regular)

GORDON E. DOVE, SR.
Chairman

Privileged Report of the Legislative Bureau
April 18, 2012

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 95
Reported without amendments.
Senate Bill No. 175
Reported with amendments.
Senate Bill No. 435
Reported without amendments.

Respectfully submitted,
REGINA BARROW
Chairman

Privileged Report of the Legislative Bureau
April 18, 2012

To the Speaker and Members of the House of Representatives:
I am directed by your Legislative Bureau to submit the following report:

Senate Bill No. 640
Reported without amendments.

Respectfully submitted,
REGINA BARROW
Chairman

Senate Instruments on Second Reading
Returned from the Legislative Bureau

Rep. Tim Burns asked for and obtained a suspension of the rules to take up at this time the following Senate Bills and Joint Resolutions on second reading just returned from the Legislative Bureau, with a view of acting on the same:

SENATE BILL NO. 640—
BY SENATOR ALARO
AN ACT
To amend and reenact R.S. 39:22(1) and 25, relative to the attendance of an economist principal at a session or meeting of the Revenue Estimating Conference; to authorize the economist principal to appoint an ad hoc member or to attend a session or meeting by telephone, video-conference, or other communications technology under certain circumstances; to provide for an effective date; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on House and Governmental Affairs to Engrossed Senate Bill No. 640 by Senator Alario

AMENDMENT NO. 1
On page 1, line 4, after "member" delete the remainder of the line and delete line 5 and insert "under"

AMENDMENT NO. 2
On page 2, line 9, delete "physically"

AMENDMENT NO. 3
On page 2, at the end of line 11, after "may" delete the colon ";", and at the beginning of line 12, delete "(1) Appoint" and insert "designate"

AMENDMENT NO. 4
On page 2, line 12, between "member of" and "a university" insert "the faculty of"

AMENDMENT NO. 5
On page 2, at the end of line 14, after "meeting" delete the period ";" and delete lines 15 through 19 and insert "and act on his behalf. In the event the economist principal is incapacitated to the extent that he is unable to designate the ad hoc member as provided in this Subsection, the president of the college or university of which the economist principal is a faculty member shall make the designation on behalf of the economist principal."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

Motion

Rep. Tim Burns moved to make Senate Bill No. 640 Special Order of the Day No. 1 for Tuesday, April 24, which motion was agreed to.

Privileged Report of the Committee on Enrollment

April 18, 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. 47—
BY REPRESENTATIVES TERRY LANDRY AND HONORE
A RESOLUTION
To commend the Knights of Peter Claver and Ladies Auxiliary for their outstanding accomplishments and contributions.

HOUSE RESOLUTION NO. 48—
BY REPRESENTATIVE LEOPOLD
A RESOLUTION
To commend Coach Robert "Bob" Becnel for his contribution to Louisiana athletics upon his retirement as head football coach at Belle Chasse High School.

HOUSE RESOLUTION NO. 49—
BY REPRESENTATIVE LEGER
A RESOLUTION
To express sincere and heartfelt condolences upon the death of William Kearney Christovich of New Orleans

HOUSE RESOLUTION NO. 50—
BY REPRESENTATIVE LEOPOLD
A RESOLUTION
To commend the organizers and volunteers of the Plaquemines Parish Heritage and Seafood Festival.

HOUSE RESOLUTION NO. 51—
BY REPRESENTATIVE LEOPOLD
A RESOLUTION
To commend the organizers and volunteers of the Plaquemines Parish Fair and Orange Festival.

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. Anders, the rules were suspended to permit the Committee on Agriculture, Forestry, Aquaculture, and Rural Development to meet on Thursday, April 19, 2012, and consider the
following legislative instruments without giving the notice required by House Rule 14.24(A):

Senate Bill Nos. 148, 149, 150, 151, 169, 288, and 646

Suspension of the Rules

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

House Bill No. 858

Suspension of the Rules

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

House Bill Nos. 494 and 534

Senate Bill No. 158

Adjournment

On motion of Rep. Billiot, at 5:50 P.M., the House agreed to adjourn until Thursday, April 19, 2012, at 9:00 A.M.

The Speaker of the House declared the House adjourned until 9:00 A.M., Thursday, April 19, 2012.

ALFRED W. SPEER
Clerk of the House