

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

THIRTEENTH DAY'S PROCEEDINGS

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

House of Representatives
State Capitol
Baton Rouge, Louisiana

Monday, April 29, 2013

The House of Representatives was called to order at 2:00 P.M., by the Honorable Chuck Kleckley, Speaker of the House of Representatives.

Morning Hour

ROLL CALL

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

PRESENT

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

Franklin	Lopinto	Williams, P.
Gaines	Lorusso	Willmott
Garofalo	Mack	
Geymann	Miller	
Total - 100		

The Speaker announced that there were 100 members present and a quorum.

Prayer

Prayer was offered by Rep. Pylant.

Pledge of Allegiance

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

Reading of the Journal

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

On motion of Rep. Hill, the Journal of April 25, 2013, was adopted.

**Petitions, Memorials, and
Communications**

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

April 29, 2013

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

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

House Concurrent Resolution No. 85
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

April 29, 2013

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. 30, 32, 40, 52, 70, 71, 72, 87, 97, 135, 168, 187, and 217

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. 30—
BY SENATOR MORRELL AND REPRESENTATIVES WESLEY BISHOP AND LEGER

AN ACT

To enact Chapter 42 of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5981 through 5985, relative to justice reform in Orleans Parish; to create and provide relative to the Orleans Justice and Rehabilitation Reform Commission; to provide for the purposes, governance, and funding of the commission; to provide for the commission's powers, duties, and functions; to authorize the commission to adopt rules and regulations necessary for the purposes of the commission; and to provide for related matters.

Read by title.

SENATE BILL NO. 32—
BY SENATORS CROWE, JOHNS, PETERSON AND GARY SMITH

AN ACT

To enact Code of Criminal Procedure Arts. 871.2 and 875(F), relative to veterans convicted of a crime; to authorize a presentence inquiry of the veteran's status; to provide for presentence investigations of veterans; and to provide for related matters.

Read by title.

SENATE BILL NO. 40—
BY SENATOR KOSTELKA

AN ACT

To amend and reenact Code of Criminal Procedure Article 780, relative to trial by jury; to provide for waiver of the right to trial by jury in certain criminal cases; to provide procedures and time limits relative to waiver of trial by jury; and to provide for related matters.

Read by title.

SENATE BILL NO. 52—
BY SENATOR THOMPSON

AN ACT

To amend and reenact R.S. 14:402(D)(1), (E)(5), and (G), relative to contraband in penal institutions; to provide relative to the introduction of controlled dangerous substances into penal institutions; to provide relative to penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 70—
BY SENATORS KOSTELKA, BROOME, DORSEY-COLOMB, GUILLORY, MILLS, PERRY AND WALSWORTH

AN ACT

To amend and reenact R.S. 14:35.3(B)(3) and to enact R.S. 14:35.3(B)(4) and (M), relative to the crime of domestic abuse battery; to provide that domestic abuse battery committed by burning of the victim constitutes a crime of violence; to provide definitions; to provide penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 71—
BY SENATOR BROOME

AN ACT

To enact Chapter 33-A of Title 13 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 13:5351 through 5358, relative to mental health court treatment; to provide for a short title; to provide findings; to provide definitions; to provide authority for a mental health court treatment program; to provide for eligibility and procedure; to provide for collaboration with established substance abuse treatment programs; to provide for violation, sanctions, dismissal, and discharge of criminal charges; and to provide for related matters.

Read by title.

SENATE BILL NO. 72—
BY SENATORS THOMPSON AND GUILLORY AND REPRESENTATIVE HENRY BURNS

AN ACT

To amend and reenact R.S. 14:103(A)(7) and (8) and (B)(2), and to enact R.S. 14:103(C), relative to the crime of disturbing the peace; to provide relative to disturbing the peace at funerals; to provide for definitions; to provide for penalties; and to provide for related matters.

Read by title.

SENATE BILL NO. 87—
BY SENATOR PERRY

AN ACT

To amend and reenact R.S. 14:34.5(A)(3), relative to the crime of battery of a correctional facility employee; to provide relative to the definition of battery of a correctional facility employee; and to provide for related matters.

Read by title.

SENATE BILL NO. 97—
BY SENATOR ADLEY

AN ACT

To amend and reenact R.S. 40:2616(A)(1), relative to public sales and auctions; to provide that property forfeited under the Uniform Controlled Dangerous Substances Act is subject to public sale or public auction sale; and to provide for related matters.

Read by title.

SENATE BILL NO. 135—
BY SENATORS RISER AND THOMPSON

AN ACT

To amend and reenact R.S. 28:54(B) and R.S. 40:1379.3(C)(13), and to enact R.S. 13:752 and R.S. 28:57, relative to possession of weapons and permits to carry concealed weapons; to provide relative to certain judicial proceedings and reports; to provide for mandatory reporting of certain information regarding persons ineligible to possess, ship, transport or receive firearms or to apply for a permit to carry a concealed weapon by virtue of certain state and federal law; to provide for mandatory reporting of involuntary judicial commitments or certain adjudications for certain offenses; to provide procedures by which such information shall be reported to the Louisiana Supreme Court and to the National Instant Criminal Background Check System database; to provide procedures by which certain persons may file a civil petition seeking adjudicated restoration of rights; to provide procedures by which such petitions shall be filed, heard, recorded, and reported to the Louisiana Supreme Court and to the National Instant Criminal Background Check System; to provide for the effects of judgments in such proceedings; and to provide for related matters.

Read by title.

SENATE BILL NO. 168—

BY SENATORS THOMPSON, ALLAIN, GALLOT, LONG AND RISER
AN ACT

To amend and reenact the heading of Chapter 10-A and the heading of Part I of Chapter 10-A of Title 3 of the Louisiana Revised Statutes of 1950, and R.S. 3:1381(1), 1382(A) and (B), 1407, 1430.13(A) and (D), the introductory paragraph of 1431, (1), (3), (4), and (17) through (30), 1433(A)(1)(b) and (f), the introductory paragraph of (3), (4), (5), and (7), 1434(1), (2), (4) and (5), 1435(1) through (4), and (6) through (8), the introductory paragraph of 1436 (1), (2)(a) and (5)(c), 1437(A), 1438, 1440, 1441, 1443, 1444(1), (2), (4), (5) and (8), 1445(A)(1) and (3), and (B)(2) and (3), 1446(A), the introductory paragraph of (B), and (B)(1), the introductory paragraph of 1449(A), (A)(1) and (2), and (B), and R.S. 36:629(H), to enact R.S. 3:1431(31) and 1446(B)(5), and to repeal R.S. 3:1421, 1432, 1444(11) and Part II of Chapter 11 of Title 3 of the Louisiana Revised Statutes of 1950, comprised of R.S. 3:1551 and 1552, and R.S. 36:629(C)(6), relative to the merger of the Feed, Fertilizer, and Agricultural Liming Commission and the Seed Commission; to create and provide for the membership of the Agricultural Chemistry and Seed Commission; to repeal the Seed Commission; to provide for definitions; to correct internal references; to provide relative to civil penalties and procedures for imposition of penalties; to repeal a duplicate provision related to the disposition of funds; to repeal the prohibition against relabeling seeds more than one time; to repeal bond requirements for agents of nurserymen; to provide for technical corrections; and to provide for related matters.

Read by title.

SENATE BILL NO. 187—

BY SENATORS THOMPSON, CORTEZ, DORSEY-COLOMB, GALLOT, GUILLORY, JOHNS, LONG, MILLS, NEVERS, WALSWORTH AND WARD AND REPRESENTATIVES ANDERS, BARROW, DANAHAY, HENSGENS, HOWARD, LEGER, MONTOUCET, PIERRE, PUGH, PYLANT, RITCHIE, THIBAUT, THIERRY, ALFRED WILLIAMS AND PATRICK WILLIAMS

AN ACT

To amend and reenact R.S. 40:1013(C), to enact R.S. 40:1004(C), and to repeal R.S. 40:1003(6)(e), 1005(A)(5) and (26), relative to veterinarians and the Prescription Monitoring Program; to provide for a veterinarian exception to the Prescription Monitoring Program; to remove the veterinarian exception for "dispenser"; to remove certain members from the Prescription Monitoring Program Advisory Council; to repeal certain provisions with respect to the levying and collecting of fees to veterinarians by the Louisiana Board of Pharmacy; and to provide for related matters.

Read by title.

SENATE BILL NO. 217—

BY SENATOR GARY SMITH

AN ACT

To amend and reenact R.S. 32:1521(A), relative to the transportation of hazardous materials; to provide additional routes on which certain carriers are prohibited from transporting hazardous materials; and to provide for related matters.

Read by title.

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. 66—

BY REPRESENTATIVE HONORE

A RESOLUTION

To recognize Monday, April 29, 2013, as Southern University Day at the state capitol.

Read by title.

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

HOUSE RESOLUTION NO. 67—

BY REPRESENTATIVE HARRIS

A RESOLUTION

To commend Eloise and Joe Marler, Sr., of Otis upon the occasion of their seventieth wedding anniversary.

Read by title.

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

HOUSE RESOLUTION NO. 68—

BY REPRESENTATIVE JAMES

A RESOLUTION

To recognize Wednesday, May 15, 2013, as Warrick Dunn Charities Day at the state capitol and to welcome Warrick Dunn to the capitol.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 86—

BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To commend Resource Environmental Solutions for its generous contribution of native Louisiana live oak and cypress trees to the parishes of the state of Louisiana.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 87—

BY REPRESENTATIVES ST. GERMAIN, BARROW, CHAMPAGNE, HILL, HODGES, KATRINA JACKSON, NANCY LANDRY, MORENO, NORTON, SMITH, STOKES, THIERRY, AND WHITNEY AND SENATORS BROOME, BUFFINGTON, DORSEY-COLOMB, AND PETERSON

A CONCURRENT RESOLUTION

To commend the Louisiana State University Women's Center upon completion of its facility expansion project.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 88—

BY REPRESENTATIVE MACK

A CONCURRENT RESOLUTION

To authorize and direct state and local law enforcement agencies that own firing ranges to provide Louisiana domiciled firearm manufacturers open access to such facilities.

Read by title.

Lies over under the rules.

House Bills and Joint Resolutions on Second Reading to be Referred

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

Motion

On motion of Rep. Talbot, the Committee on Ways and Means was discharged from further consideration of House Bill No. 328.

HOUSE BILL NO. 328—

BY REPRESENTATIVE TALBOT

A JOINT RESOLUTION

Proposing to add Article VII, Section 21(M) and (N) of the Constitution of Louisiana, relative to ad valorem property tax exemptions; to provide for an exemption from ad valorem property tax for certain inventory held by certain taxpayers; to provide for an exemption from ad valorem property tax for certain natural gas used in providing natural gas storage services or operating natural gas storage facilities; to provide for submission of the proposed amendment to the electors; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

On motion of Rep. Talbot, the bill was withdrawn from the files of the House.

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. 13—

BY SENATOR LONG

AN ACT

To enact R.S. 11:1302.2, relative to the Louisiana State Police Retirement System; to provide for powers and duties of the board of trustees; to provide for coordination with federal tax qualification provisions; 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 Retirement.

SENATE BILL NO. 14—

BY SENATOR MARTINY

AN ACT

To amend and reenact R.S. 11:143, relative to transfers of service credit between public retirement systems; to provide for benefit calculation after transfer; to provide relative to reverse transfers; to allow reverse transfers to be made during active service in certain circumstances; to authorize purchase of the accrual rate of the receiving system; to allow the funding of certain accrual rate purchases by an employer; to provide limitations and requirements for an employer-funded purchase; 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 Retirement.

SENATE BILL NO. 28—

BY SENATOR MURRAY AND REPRESENTATIVE BROSSETT

AN ACT

To amend and reenact R.S. 47:1992(B), (F), and (G)(1) and (2)(b), relative to tax assessments in Orleans Parish; to extend the period of time for the assessor of Orleans Parish to submit certain lists to the board of review; to extend the period of time for inspection of assessment lists in Orleans Parish; to provide relative to complaints received by the Orleans Parish assessor's office; to extend the period of time for the Orleans Parish assessor to forward certain complaints to the board of review; 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 Ways and Means.

SENATE BILL NO. 39—

BY SENATOR LONG

AN ACT

To amend and reenact R.S. 30:215(A), relative to nonexclusive geophysical permits; to provide certain terms, conditions, and requirements for certain nonexclusive geophysical permits; 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.

SENATE BILL NO. 65—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2212(A)(3)(g), relative to construction managers or third-party consultants employed by a public entity; to remove certain restrictions on the use of construction managers or third-party consultants by the New Orleans Aviation Board in Orleans Parish; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 84—

BY SENATOR RISER

AN ACT

To enact R.S. 56:644, relative to fishing and hunting license; to authorize a checkoff for a donation to Hunters for the Hungry; to create the Hunters for the Hungry Account; to provide for the deposit of donated monies into the account; to provide for the administration and use of monies in the account; to provide for oversight by the legislative auditor; to provide for certain terms, conditions, and requirements; 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.

SENATE BILL NO. 85—

BY SENATOR JOHNS

AN ACT

To enact R.S. 41:1338(D), relative to the transfer of public lands; to exempt property transferred or acquired by the Sabine River Authority from the requirement that if property was acquired by the state or a political subdivision of the state is to be transferred to a third party, that property must first be offered to the person

from whom it was originally transferred; to provide certain terms, conditions, and requirements; 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.

SENATE BILL NO. 130—

BY SENATORS APPEL, ALARIO, GUILLORY, LONG, MARTINY, NEVERS, PEACOCK, RISER, GARY SMITH, TARVER, THOMPSON AND WALSWORTH

AN ACT

To amend and reenact R.S. 17:407.23, 407.24, and 407.25, to enact R.S. 17:407.26 and R.S. 36:651(K), and to repeal R.S. 17:24.10, relative to early childhood care and education; to create the Early Childhood Care and Education Network and provide for the establishment of the Tiered Kindergarten Readiness Improvement System; to provide for criteria for membership in the network and participation in the kindergarten readiness system; to provide for withdrawal from and exemptions from membership in the network; to provide for educational program standards and alignment of such standards with licensure standards for certain child care centers and facilities; to provide for an accountability system for early childhood care and education programs; to provide for the responsibilities of the State Board of Elementary and Secondary Education, the state Department of Education, and other state agencies; to provide with respect to the allocation of public funding to members of the network and continued eligibility for such funding; to provide for an enrollment and registration system for early childhood care and educational programs and classes; to establish the Cecil J. Picard LA 4 Early Childhood Program as part of the network and provide relative to funding, participation criteria, and cost to participate in LA 4 classes; to provide for the promulgation of rules; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 154—

BY SENATOR MURRAY

AN ACT

To authorize and provide relative to certain public property; to authorize and provide for a cooperative endeavor agreement for use of certain state property in Orleans Parish with the BioDistrict New Orleans; to authorize and provide for the transfer of certain state property; to provide for the transfer of state property in East Baton Rouge Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms, conditions, and requirements; 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 Natural Resources and Environment.

SENATE BILL NO. 160—

BY SENATOR DORSEY-COLOMB

AN ACT

To enact a definition for a reference in certain districts; to provide relative to groundwater conservation districts; to specify which department of public works; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 161—

BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(d)(v), relative to public contracts; to provide an annual limit on work performed by a public entity to restore or rehabilitate a levee which is not maintained with federal funds, including mitigation on public lands owned by the state or a political subdivision; to provide that the annual limit includes labor, materials, and equipment, which is not publicly bid; to extend the termination date; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Transportation, Highways and Public Works.

SENATE BILL NO. 170—

BY SENATOR DONAHUE

AN ACT

To authorize and provide for the transfer of certain state property; to provide for the transfer of state property in St. Tammany Parish; to provide for the property description; to provide for reservation of mineral rights; to provide terms, conditions, and requirements; 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.

SENATE BILL NO. 196—

BY SENATORS DONAHUE, JOHNS AND MILLS

AN ACT

To enact R.S. 17:3130(C) and 3351(F), R.S. 24:653(L), and R.S. 36:8(A)(6), relative to fiscal oversight; to provide for the annual reporting by executive branch departments and public postsecondary education management boards to the Joint Legislative Committee on the Budget on enacted legislation with significant fiscal impact that exceeds original estimates; to provide for the review and analysis of such reports by the Joint Legislative Committee on the Budget; 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. 210—

BY SENATOR MURRAY

AN ACT

To amend and reenact R.S. 38:2212(A)(1)(e), relative to the Sewerage and Water Board of New Orleans; to provide for a maximum fee under certain circumstances; to provide for effectiveness; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 216—

BY SENATORS WALSWORTH, GALLOT, RISER AND THOMPSON

AN ACT

To authorize and provide for the transfer of certain state property; to authorize the transfer of certain state property in Ouachita and Iberville parishes; to provide for the property description; to provide for reservation of mineral rights; to provide terms and conditions; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 237—
BY SENATOR PETERSON

AN ACT

To amend and reenact R.S. 33:9039.68(B), relative to the general powers of the BioDistrict New Orleans board; to provide a method by which the board may reduce or exclude lands from its original district; to require legislative approval of any territorial changes to the BioDistrict boundaries; to authorize the creation of economic development projects within the original boundaries of the downtown development district and the BioDistrict New Orleans; and to provide for related matters.

Read by title.

Under the rules, the above bill was referred to the Committee on Municipal, Parochial and Cultural Affairs.

SENATE BILL NO. 240—
BY SENATOR MURRAY

AN ACT

To enact R.S. 13:1381.7, relative to courts and judicial procedure; to provide relative to the Orleans Parish Criminal District Court; to provide relative to the office of the clerk of court; to authorize the levy of certain court costs under certain circumstances for the defraying of operating expenses of the clerk; to provide terms, conditions, procedures and requirements; to provide an effective date; and to provide for related matters.

Read by title.

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

**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. 115—
BY REPRESENTATIVE JAMES

AN ACT

To enact R.S. 17:10.5(G), relative to schools transferred to the Recovery School District; to provide for the submission of petitions by parents requesting that a school be removed from the Recovery School District and returned to the local school system under certain conditions; to require rules and regulations to be adopted by the State Board of Elementary and Secondary Education for the petition process; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 115 by Representative James

AMENDMENT NO. 1

On page 1, line 14, after "school" and before "shall" insert "that is directly operated by the Recovery School District and that has not been identified for conversion to a charter school pursuant to a

charter contract between the State Board of Elementary and Secondary Education and a nonprofit charter organization"

AMENDMENT NO. 2

On page 1, line 17, after "Education" and before "and" insert "and the respective local school board"

AMENDMENT NO. 3

On page 2, at the beginning of line 5, change "three" to "five"

AMENDMENT NO. 4

On page 2, line 9, after "The" and before "for" change "format and procedures" to "format, procedures, and time lines"

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 160—

BY REPRESENTATIVES REYNOLDS, RICHARD, AND BARROW

AN ACT

To amend and reenact R.S. 17:3902(B)(5) and (C)(2)(b)(v), relative to teacher evaluations; to delay implementation of requirements for termination proceedings based on teacher evaluation determinations; to restrict the use of evaluation results; to provide an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 160 by Representative Reynolds

AMENDMENT NO. 1

On page 1, line 2, after "reenact" and before "relative" change "R.S. 17:3883(A)(8) and 3902(B)(5)," to "R.S. 17:3902(B)(5) and (C)(2)(b)(v)."

AMENDMENT NO. 2

On page 1, delete lines 3 through 8 in their entirety and insert "to delay implementation of requirements for termination proceedings based on teacher evaluation determinations; to restrict the use of evaluation results; to provide"

AMENDMENT NO. 3

On page 1, line 11, after "Section 1." and before "are" change "R.S. 17:3883(A)(8) and 3902(B)(5)" to "R.S. 17:3902(B)(5) and (C)(2)(b)(v)"

AMENDMENT NO. 4

On page 1, delete lines 13 through 18 in their entirety and on page 2, delete lines 1 through 3 in their entirety

AMENDMENT NO. 5

On page 2, at the end of line 4, change "process; approval" to "process"

AMENDMENT NO. 6

On page 2, delete lines 11 through 29 in their entirety and on page 3, delete lines 1 through 3 in their entirety and insert the following:

"(5)(a) Measure of effectiveness. By the beginning of the 2012-2013 school year, fifty percent of such evaluations shall be based on evidence of growth in student achievement using a value-added assessment model as determined by the board for grade levels and subjects for which value-added data is available.

(b) For grade levels and subjects for which value-added data is not available and for personnel for whom value-added data is not available, the board shall establish measures of student growth. The model shall take into account important student factors, including but not limited to special education, eligibility for free or reduced price meals, student attendance, and student discipline. The state board shall develop and adopt a policy to invalidate such student growth data for any teacher for any school year in which there is a natural disaster or any other unexpected event that results in the temporary closure of the school.

(c) For the 2012-2013 school year only, the results of an evaluation shall not be used for any purpose except that the results of the observation portion of the evaluation shall be used as a criterion in making reduction in force decisions.

C.

* * *

(2)

* * *

(b) Each intensive assistance program shall be designed for the individual teacher or administrator involving the evaluator or evaluators and the teacher or administrator and shall include at a minimum:

* * *

(v) If Beginning in the 2014-2015 school year, for teachers and administrators evaluated in the 2013-2014 school year and thereafter, if the intensive assistance program required pursuant to this Paragraph is not completed in conformity with its provisions or if the teacher or administrator is determined to be ineffective after a formal evaluation conducted immediately upon completion of the program, then the local board shall timely initiate termination proceedings pursuant to Part II of Chapter 2 of this Title."

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

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 206—

BY REPRESENTATIVE REYNOLDS

A JOINT RESOLUTION

Proposing to amend Article VIII, Sections 9 and 13(B), (C), and (D) of the Constitution of Louisiana, to provide for creation of school boards and school districts by the legislature, subject to voter approval; to remove certain provisions limiting the legislature's authority to define the geographic jurisdiction of school districts; to provide relative to funding for such districts; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 206 by Representative Reynolds

AMENDMENT NO. 1

On page 1, line 16, after "members." delete the remainder of the line and delete line 17

AMENDMENT NO. 2

On page 1, line 18, between "an" and "of the" change "act" to "Act"

AMENDMENT NO. 3

On page 2, line 2, between "in the" and "has been" change "act" to "Act"

AMENDMENT NO. 4

On page 2, line 8, between "an" and "of the" change "act" to "Act"

On motion of Rep. Carter, 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. 466—

BY REPRESENTATIVE HAVARD AND SENATOR MILLS

AN ACT

To amend and reenact R.S. 17:10.1(F), relative to the school and district accountability system; to provide relative to the assignment of letter grades to public schools and districts; to provide relative to the method by which such letter grades are determined; to require approval by the House and Senate education committees of any change made to such method; to provide for implementation; to provide an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

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

Under the rules, placed on the regular calendar.

HOUSE BILL NO. 618—

BY REPRESENTATIVE LEOPOLD

AN ACT

To enact R.S. 17:421.13, relative to educational diagnosticians; to provide for a salary supplement for certain public school educational diagnosticians who have acquired certification by the National Certification for Educational Diagnosticians' Board; to provide conditions and guidelines for receiving the supplement; to provide conditions; to provide definitions; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Education.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Education to Original House Bill No. 618 by Representative Leopold

AMENDMENT NO. 1

On page 2, line 1, after "dollars" delete the remainder of the line and at the beginning of line 2, delete "amount to be distributed" and insert "when federal funds applied for this purpose by the local school system are available for distribution"

AMENDMENT NO. 2

On page 2, line 12, after "employed" delete "within each local education agency" and insert "by the school board"

AMENDMENT NO. 3

On page 2, line 12, between "receiving" and "supplement." insert "the"

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

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

Under the rules, placed on the regular calendar.

**HOUSE BILL NO. 720 (Substitute for House Bill No. 595 by Representative Abramson)—
BY REPRESENTATIVES ABRAMSON, MORENO, AND LEGER
AN ACT**

To amend and reenact Sections 3, 4, and 5(A) of Act No. 867 of the 2012 Regular Session of the Legislature and to repeal Section 6 of Act No. 867 of the 2012 Regular Session of the Legislature, relative to the authorization to transfer certain state property in Orleans Parish and St. Martin Parish; to authorize the transfer of state property in Orleans Parish and St. Martin Parish; to repeal the requirement of certain conditions; to provide for reservation of mineral rights; to provide terms and conditions; to provide an effective date; and to provide for related matters.

Read by title.

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

Under the rules, placed on the regular calendar.

Suspension of the Rules

On motion of Rep. Thierry, 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:

Local and Consent Calendar

**HOUSE BILL NO. 93—
BY REPRESENTATIVE THIERRY
AN ACT**

To enact R.S. 13:2105.2, relative to court costs in the Opelousas City Court; to provide for additional court costs for criminal and traffic matters; to provide for the collection and disposition of funds; and to provide for related matters.

Read by title.

Rep. Thierry moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Miller
Abramson	Greene	Montoucet
Anders	Guinn	Moreno
Armes	Harris	Morris, Jay
Arnold	Harrison	Ortego
Badon	Hazel	Pearson
Barras	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Billiot	Hodges	Price
Bishop, S.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brossett	Honore	Reynolds
Brown	Howard	Richard
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Jackson, G.	Schexnayder
Burrell	Jackson, K.	Schroder
Carmody	James	Seabaugh
Champagne	Jefferson	Shadoin
Chaney	Johnson	Smith
Connick	Lambert	St. Germain
Cox	Landry, T.	Stokes
Danahay	LeBas	Thibaut
Edwards	Leger	Thierry
Fannin	Leopold	Thompson
Franklin	Lopinto	Whitney
Gaines	Lorusso	Williams, A.
Garofalo	Mack	Willmott
Total - 87		

NAYS

Ivey	Landry, N.
Total - 2	

ABSENT

Adams	Foil	Norton
Bishop, W.	Geymann	Simon
Carter	Guillory	Talbot
Cromer	Havard	Williams, P.
Dixon	Jones	
Dove	Morris, Jim	
Total - 16		

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

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 96—
BY REPRESENTATIVE BROADWATER
AN ACT**

To amend and reenact R.S. 33:3817(C)(1), relative to waterworks districts; to provide relative to the appointment of a fiscal agent for such districts; to provide for the term of a fiscal agent; and to provide for related matters.

Read by title.

Rep. Broadwater moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Total - 0

ABSENT

Bishop, W.	Guillory	Simon
Cromer	Hazel	Smith
Dixon	Huval	Talbot
Dove	Morris, Jim	
Foil	Ortego	

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 99—
BY REPRESENTATIVE SCHEXNAYDER
AN ACT

To repeal Chapter 5-F of Title 25 of the Louisiana Revised Statutes of 1950, comprised of R.S. 25:380.31 through 380.36, and R.S. 36:744(O) and 801.10, and to repeal provisions relative to the Garyville Timbermill Museum.

Read by title.

Rep. Schexnayder moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Bishop, W.	Foil	Simon
Cromer	Guillory	Talbot
Dixon	Harris	
Dove	Huval	

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Schexnayder 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. 107—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 33:9080.1(B), relative to Orleans Parish; to provide relative to the McKendall Estates Neighborhood Improvement District; to change the boundaries of the district; and to provide for related matters.

Read by title.

Rep. Brossett moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Miller
Abramson	Harris	Montoucet
Adams	Harrison	Moreno
Anders	Havard	Morris, Jim
Armes	Hazel	Norton
Arnold	Henry	Pierre
Barras	Hensgens	Ponti
Barrow	Hill	Pope
Berthelot	Hodges	Price
Billiot	Hoffmann	Pugh
Bishop, S.	Hollis	Pylant
Broadwater	Honore	Reynolds
Brossett	Howard	Richard
Brown	Hunter	Ritchie
Burford	Huval	Robideaux
Burns, H.	Ivey	Schexnayder
Burns, T.	Jackson, G.	Schroder
Carmody	Jackson, K.	Seabaugh
Carter	James	Shadoin
Champagne	Jefferson	Smith
Chaney	Johnson	St. Germain
Connick	Jones	Stokes
Cromer	Lambert	Thibaut
Danahay	Landry, T.	Thierry
Edwards	LeBas	Thompson
Fannin	Leger	Whitney
Franklin	Leopold	Williams, A.
Gaines	Lopinto	Williams, P.
Garofalo	Lorusso	Willmott
Gisclair	Mack	

Total - 89

NAYS

Landry, N.
Total - 1

ABSENT

Badon	Dove	Morris, Jay
Bishop, W.	Foil	Ortego
Burrell	Geymann	Pearson
Cox	Guillory	Simon
Dixon	Guinn	Talbot

Total - 15

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 114—
BY REPRESENTATIVES KATRINA JACKSON AND PONTI
AN ACT

To amend and reenact R.S. 49:317 and to repeal R.S. 6:124.1(C) and R.S. 39:1220(A)(4), relative to the acceptance of public funds by certain financial institutions; to repeal requirement of ratings under the federal Community Reinvestment Act; and to provide for related matters.

Read by title.

Rep. Katrina Jackson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 94

NAYS

Total - 0

ABSENT

Anders	Dixon	Guillory
Badon	Dove	Pearson
Bishop, W.	Foil	Simon
Burrell	Gaines	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Katrina Jackson 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. 140—
BY REPRESENTATIVE GISCLAIR
AN ACT

To enact R.S. 33:4574(F)(8), relative to the Lafourche Parish Tourist Commission; to provide for changes to the tourist commission's board of directors; and to provide for related matters.

Read by title.

Rep. Gisclair moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Badon	Dixon	Henry
Barras	Dove	Pearson
Bishop, W.	Foil	Price
Burrell	Guillory	Simon

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Gisclair 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. 195—

BY REPRESENTATIVE CHANEY
AN ACT

To amend and reenact R.S. 13:5554(R), relative to the payment of group insurance premium costs for persons retired from the Richland Parish Sheriff's Office; to provide for eligibility for payment of such costs for retired sheriffs and retired deputy sheriffs of the Richland Parish Sheriff's Office; to provide for effective dates; 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. 195 by Representative Chaney

AMENDMENT NO. 1

On page 2, line 4, following "requirements of" and before "(b)" change "the following Subparagraphs (a) and" to "Subparagraph (a) or"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Chaney to Engrossed House Bill No. 195 by Representative Chaney

AMENDMENT NO. 1

On page 2, line 4, after "(a)" and before "(b)" change "and" to "or"

AMENDMENT NO. 2

On page 2, line 18, after "the" delete the remainder of the line and insert "Richland Parish Sheriff's Office and has attained the age of fifty-five."

AMENDMENT NO. 3

On page 2, line 22, after "the" change "Louisiana Sheriffs" to "Richland Parish Sheriff's Office."

AMENDMENT NO. 4

On page 2, at the beginning of line 23, delete "Pension and Relief fund."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Montoucet
Abramson	Harris	Moreno
Adams	Harrison	Morris, Jay
Anders	Havard	Norton
Armes	Hazel	Ortego
Arnold	Henry	Pierre
Barras	Hensgens	Ponti
Barrow	Hill	Pope
Berthelot	Hodges	Price
Billiot	Hoffmann	Pugh
Bishop, S.	Hollis	Pylant
Broadwater	Honore	Reynolds
Brossett	Howard	Richard
Brown	Hunter	Ritchie
Burford	Huval	Robideaux
Burns, H.	Ivey	Schexnayder
Burns, T.	Jackson, K.	Schroder
Carmody	James	Shadoin
Carter	Jefferson	Smith
Champagne	Johnson	St. Germain
Chaney	Jones	Stokes
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Edwards	LeBas	Thompson
Fannin	Leger	Whitney

Page 12 HOUSE

13th Day's Proceedings - April 29, 2013

Franklin	Leopold	Williams, A.
Gaines	Lopinto	Williams, P.
Garofalo	Lorusso	Willmott
Gisclair	Mack	
Greene	Miller	
Total - 91		

NAYS

Total - 0

ABSENT

Badon	Dove	Morris, Jim
Bishop, W.	Foil	Pearson
Burrell	Geymann	Seabaugh
Connick	Guillory	Simon
Dixon	Jackson, G.	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Chaney 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. 200—
BY REPRESENTATIVE ANDERS

AN ACT

To amend and reenact R.S. 3:3806(A)(2), 3807(B)(5) and (E), and 3808(E)(4) through (7) and to enact R.S. 3:3808(E)(8), relative to licensing of landscape architects; to provide for fees and examinations; to provide for terms and conditions of licenses and permits; and to provide for related matters.

Read by title.

Rep. Anders moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Miller
Abramson	Gisclair	Montoucet
Adams	Greene	Moreno
Anders	Guinn	Morris, Jay
Armes	Harris	Morris, Jim
Arnold	Harrison	Norton
Barras	Havard	Ortego
Barrow	Hazel	Pearson
Berthelot	Hensgens	Pierre
Billiot	Hill	Ponti
Bishop, S.	Hoffmann	Pope
Broadwater	Hollis	Price
Brossett	Honore	Pugh
Brown	Howard	Pylant
Burford	Hunter	Reynolds
Burns, H.	Huval	Richard
Burns, T.	Ivey	Ritchie
Burrell	Jackson, K.	Robideaux
Carmody	James	Schexnayder
Carter	Jefferson	Schroder
Champagne	Johnson	Shadoin
Chaney	Jones	Smith
Connick	Lambert	Stokes
Cox	Landry, N.	Talbot
Cromer	Landry, T.	Thibaut
Danahay	LeBas	Thierry
Edwards	Leger	Thompson

Fannin	Leopold	Whitney
Franklin	Lopinto	Williams, A.
Gaines	Lorusso	Williams, P.
Garofalo	Mack	Willmott
Total - 93		

NAYS

Total - 0

ABSENT

Badon	Foil	Jackson, G.
Bishop, W.	Guillory	Seabaugh
Dixon	Henry	Simon
Dove	Hodges	St. Germain
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Anders 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. 202—
BY REPRESENTATIVE ANDERS
AN ACT

To amend and reenact R.S. 3:15, relative to applications for licenses, permits, or certificates; to provide for entities authorized to request an applicant's social security number; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Anders to Engrossed House Bill No. 202 by Representative Anders

AMENDMENT NO. 1

On page 1, line 3, after "for" and before "to" delete "entities authorized" and insert "the Department of Agriculture and Forestry"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Burns, H.	Huval	Richard
Burns, T.	Ivey	Ritchie
Burrell	Jackson, G.	Robideaux
Carmody	Jackson, K.	Schexnayder
Carter	James	Schroder
Champagne	Jefferson	Seabaugh
Chaney	Johnson	Shadoin
Connick	Jones	Smith
Cox	Lambert	St. Germain
Cromer	Landry, N.	Stokes
Danahay	Landry, T.	Talbot
Edwards	LeBas	Thibaut
Fannin	Leger	Thierry
Franklin	Leopold	Whitney
Gaines	Lopinto	Williams, A.
Garofalo	Lorusso	Williams, P.
Geymann	Mack	Willmott
Total - 96		

NAYS

Total - 0

ABSENT

Badon	Dove	Henry
Bishop, W.	Foil	Simon
Dixon	Guillory	Thompson
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Anders 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. 229—
BY REPRESENTATIVE ANDERS
AN ACT

To enact R.S. 46:1053(C)(2)(g), relative to the Concordia Parish Hospital Service District No. 1; to provide relative to the per diem paid to members of its governing board; and to provide for related matters.

Read by title.

Rep. Anders moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Carmody	James	Schroder
Carter	Jefferson	Seabaugh
Chaney	Johnson	Shadoin
Connick	Jones	Smith
Cox	Lambert	St. Germain
Cromer	Landry, T.	Stokes
Danahay	LeBas	Talbot
Edwards	Leger	Thibaut
Fannin	Leopold	Thierry
Franklin	Lopinto	Whitney
Gaines	Lorusso	Williams, P.
Garofalo	Mack	Willmott
Geymann	Miller	
Total - 92		

NAYS

Total - 0

ABSENT

Badon	Foil	Simon
Bishop, W.	Guillory	Thompson
Champagne	Harrison	Williams, A.
Dixon	Hensgens	
Dove	Landry, N.	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Anders 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. 239—
BY REPRESENTATIVE SHADOIN
AN ACT

To designate a portion of Highway 33 in Union Parish as the "James Peyton Smith Bridge".

Read by title.

Rep. Shadoin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Montoucet
Abramson	Harris	Moreno
Adams	Harrison	Morris, Jay
Anders	Havard	Morris, Jim
Armes	Hazel	Norton
Arnold	Henry	Ortego
Barras	Hensgens	Pearson
Barrow	Hill	Pierre
Berthelot	Hodges	Ponti
Billiot	Hoffmann	Pope
Bishop, S.	Hollis	Price
Broadwater	Honore	Pugh
Brossett	Howard	Pylant
Brown	Hunter	Reynolds
Burford	Huval	Ritchie
Burns, T.	Ivey	Robideaux
Carmody	Jackson, G.	Schexnayder
Carter	Jackson, K.	Schroder
Champagne	James	Seabaugh
Chaney	Jefferson	Shadoin
Connick	Johnson	Smith
Cox	Jones	St. Germain

Page 14 HOUSE

13th Day's Proceedings - April 29, 2013

Cromer	Lambert	Stokes
Danahay	Landry, N.	Talbot
Edwards	Landry, T.	Thierry
Fannin	LeBas	Thompson
Franklin	Leger	Whitney
Gaines	Leopold	Williams, A.
Garofalo	Lopinto	Williams, P.
Gisclair	Mack	Willmott
Greene	Miller	
Total - 92		

NAYS

Total - 0

ABSENT

Badon	Dove	Richard
Bishop, W.	Foil	Simon
Burns, H.	Geymann	Thibaut
Burrell	Guillory	
Dixon	Lorusso	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Shadoin 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.

Regular Calendar

HOUSE BILL NO. 25—
BY REPRESENTATIVE PIERRE

AN ACT

To enact R.S. 11:2254.1, relative to the Firefighters' Retirement System; to provide relative to the conversion of unused sick and annual leave to retirement credit; to provide an effective date; and to provide for related matters.

Read by title.

Rep. Pierre moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Miller
Abramson	Guinn	Montoucet
Adams	Harris	Moreno
Anders	Harrison	Morris, Jay
Arnold	Havard	Norton
Barras	Hazel	Ortego
Barrow	Henry	Pearson
Berthelot	Hill	Pierre
Billiot	Hodges	Ponti
Bishop, S.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Richard
Burns, H.	Huval	Robideaux
Burns, T.	Ivey	Schexnayder
Carmody	Jackson, G.	Schroder
Carter	Jackson, K.	Seabaugh
Champagne	Jefferson	Shadoin
Chaney	Johnson	St. Germain
Connick	Jones	Stokes
Cox	Landry, T.	Talbot

Cromer	LeBas	Thierry
Danahay	Leger	Thompson
Edwards	Leopold	Whitney
Fannin	Lopinto	Williams, A.
Franklin	Lorusso	Williams, P.
Gaines	Mack	Willmott
Total - 84		

NAYS

Total - 0

ABSENT

Armes	Garofalo	Landry, N.
Badon	Geymann	Morris, Jim
Bishop, W.	Gisclair	Pope
Burrell	Guillory	Ritchie
Dixon	Hensgens	Simon
Dove	James	Smith
Foil	Lambert	Thibaut
Total - 21		

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

The title of the above bill was read and adopted.

Rep. Pierre 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. 39—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To amend and reenact R.S. 11:1421 and 1422(B) and to enact R.S. 11:1422(C), relative to the Louisiana Assessors' Retirement Fund; to provide relative to retirement eligibility and benefits for new members; and to provide for related matters.

Read by title.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Moreno
Abramson	Harris	Morris, Jay
Adams	Harrison	Morris, Jim
Anders	Havard	Norton
Armes	Hazel	Ortego
Barras	Hensgens	Pearson
Barrow	Hill	Pierre
Berthelot	Hodges	Ponti
Billiot	Hoffmann	Pope
Bishop, S.	Hollis	Price
Bishop, W.	Honore	Pugh
Broadwater	Howard	Pylant
Brown	Hunter	Reynolds
Burford	Huval	Richard
Burns, H.	Ivey	Robideaux
Burns, T.	Jackson, G.	Schexnayder
Carmody	Jackson, K.	Schroder
Carter	James	Seabaugh
Champagne	Jefferson	Shadoin
Chaney	Johnson	Smith
Connick	Jones	St. Germain
Cox	Lambert	Stokes
Danahay	Landry, N.	Thibaut
Edwards	Landry, T.	Thierry

Fannin	LeBas	Thompson
Franklin	Leger	Whitney
Gaines	Leopold	Williams, A.
Garofalo	Lorusso	Williams, P.
Geymann	Mack	Willmott
Gisclair	Miller	
Greene	Montoucet	
Total - 91		

NAYS

Total - 0

ABSENT

Arnold	Dixon	Lopinto
Badon	Dove	Ritchie
Brossett	Foil	Simon
Burrell	Guillory	Talbot
Cromer	Henry	
Total - 14		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 46—
BY REPRESENTATIVE PRICE

AN ACT

To enact R.S. 11:1145.2, relative to the Louisiana School Employees' Retirement System; to authorize a cost-of-living benefit adjustment for certain retirees and their beneficiaries; to provide for eligibility for, funding of, and limitations on the adjustment; 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. 46 by Representative Price

AMENDMENT NO. 1

On page 2, line 3, following "the" and before "cost" change "adjustment; and, the" to "adjustment, and the"

AMENDMENT NO. 2

On page 2, line 6, following "adjustment" and before "and" insert "2"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Harris	Morris, Jim
Abramson	Havard	Norton
Adams	Hazel	Ortego
Anders	Henry	Pearson
Armes	Hill	Pierre

Arnold	Hodges	Ponti
Barras	Hoffmann	Pope
Barrow	Hollis	Price
Berthelot	Honore	Pugh
Billiot	Howard	Pylant
Bishop, S.	Hunter	Reynolds
Bishop, W.	Huval	Richard
Broadwater	Ivey	Ritchie
Brown	Jackson, G.	Robideaux
Burford	Jackson, K.	Schexnayder
Burns, H.	James	Schroder
Burns, T.	Jefferson	Seabaugh
Carmody	Johnson	Shadoin
Carter	Jones	Smith
Chaney	Lambert	St. Germain
Connick	Landry, T.	Stokes
Cox	LeBas	Talbot
Danahay	Leger	Thibaut
Edwards	Leopold	Thierry
Fannin	Lopinto	Thompson
Franklin	Lorusso	Whitney
Gaines	Mack	Williams, A.
Geymann	Miller	Williams, P.
Gisclair	Montoucet	Willmott
Greene	Moreno	
Guinn	Morris, Jay	
Total - 91		

NAYS

Total - 0

ABSENT

Badon	Dixon	Harrison
Brossett	Dove	Hensgens
Burrell	Foil	Landry, N.
Champagne	Garofalo	Simon
Cromer	Guillory	
Total - 14		

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

The title of the above bill was read and adopted.

Rep. Price 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. 54—
BY REPRESENTATIVE JONES

AN ACT

To amend and reenact R.S. 11:2135, relative to ad valorem tax proceeds due to the Registrars of Voters Employees' Retirement System; to provide relative to collection procedures for past due remittals; to provide definitions; to provide relative to the authority of the treasurer; 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. 54 by Representative Jones

AMENDMENT NO. 1

On page 3, line 15, following "sharing" and before "to" change "dollars" to "funds"

Page 16 HOUSE

13th Day's Proceedings - April 29, 2013

AMENDMENT NO. 2

On page 3, line 16, following "sharing" and before "otherwise" change "dollars" to "funds"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Mr. Speaker, Guinn, Montoucet, etc.

Total - 95

NAYS

Total - 0

ABSENT

Table listing names of representatives who were 'ABSENT' in three columns: Badon, Dove, Pugh, etc.

Total - 10

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Jones 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. 58—

BY REPRESENTATIVE FOIL

AN ACT

To amend and reenact R.S. 11:2213(11)(f) and to enact R.S. 11:2213(11)(g), relative to the Municipal Police Employees'

Retirement System; to provide relative to membership in the system; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 70—

BY REPRESENTATIVE FANNIN

AN ACT

To enact R.S. 40:1498(I), relative to the Bienville Parish Ward 4 and 5 Fire Protection District; to authorize an increase in the per diem paid to its governing board members; to provide relative to the number of meetings for which board members may be paid; and to provide for related matters.

Read by title.

Rep. Fannin moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of representatives who voted 'YEAS' in three columns: Abramson, Greene, Mack, Adams, Guinn, Miller, etc.

Total - 89

NAYS

Total - 0

ABSENT

Table listing names of representatives who were 'ABSENT' in three columns: Mr. Speaker, Dove, Richard, Badon, Foil, Schroder, etc.

Total - 16

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 112—
BY REPRESENTATIVES HILL AND DANAHAY
AN ACT

To enact R.S. 33:447.11, relative to mayor's courts; to provide for additional court costs for violations of municipal ordinances and traffic violations in the mayor's courts in the municipalities of DeQuincy, Iowa, Vinton, and Westlake; to provide for the allocation of additional funds; and to provide for related matters.

Read by title.

Rep. Hill moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Harris	Mack
Abramson	Harrison	Miller
Anders	Havard	Moreno
Arnold	Hazel	Ortego
Barras	Henry	Pearson
Barrow	Hensgens	Pierre
Berthelot	Hill	Ponti
Bishop, S.	Hodges	Pope
Bishop, W.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burns, H.	Hunter	Richard
Carmody	Huval	Ritchie
Carter	Ivey	Schexnayder
Champagne	Jackson, G.	Schroder
Connick	Jackson, K.	Shadoin
Cox	James	Smith
Danahay	Jefferson	St. Germain
Edwards	Johnson	Stokes
Fannin	Jones	Talbot
Franklin	Lambert	Thibaut
Gaines	Landry, T.	Thierry
Garofalo	LeBas	Thompson
Geymann	Leger	Whitney
Gisclair	Leopold	Williams, A.
Greene	Lopinto	Williams, P.
Guinn	Lorusso	Willmott

Total - 84

NAYS

Landry, N.
Total - 1

ABSENT

Adams	Chaney	Morris, Jay
Armes	Cromer	Morris, Jim
Badon	Dixon	Norton
Billiot	Dove	Robideaux
Burford	Foil	Seabaugh
Burns, T.	Guillory	Simon
Burrell	Montoucet	

Total - 20

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

The title of the above bill was read and adopted.

Rep. Hill 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. 127—
BY REPRESENTATIVE LORUSSO
AN ACT

To enact R.S. 29:220, 220a, and 220b, relative to the Louisiana Code of Military Justice; to provide for the creation of certain crimes related to sexual offenses within the Louisiana Code of Military Justice; to provide for definitions and punishments as it relates to each offense; 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. 127 by Representative Lorusso

AMENDMENT NO. 1

On page 1, line 12, following "fear" change "¿" to "¿"

AMENDMENT NO. 2

On page 1, line 13, following "person" change "¿" to "¿"

AMENDMENT NO. 3

On page 1, line 15, following "purpose" change "¿; or" to "¿"

AMENDMENT NO. 4

On page 2, line 4, following "person" change "¿; or" to "¿"

AMENDMENT NO. 5

On page 2, line 26, following "dating" and before "or" change "or social" to "¿, social."

AMENDMENT NO. 6

On page 3, line 10, following "weapon" change "¿" to "¿"

AMENDMENT NO. 7

On page 3, line 12, following "person" change "¿; or" to "¿"

AMENDMENT NO. 8

On page 3, line 26, following "means" and before "¿" insert "either of the following"

AMENDMENT NO. 9

On page 3, line 29, following "person" change "¿; or" to "¿"

AMENDMENT NO. 10

On page 4, line 16, following "family" change "¿" to "¿"

Page 18 HOUSE

13th Day's Proceedings - April 29, 2013

AMENDMENT NO. 11

On page 4, line 19, following "family" change ": and" to ";"

AMENDMENT NO. 12

On page 4, line 27, following "person" change ": or" to ";"

AMENDMENT NO. 13

On page 5, line 15, following "privacy" change ";" to ";"

AMENDMENT NO. 14

On page 5, line 19, following "privacy" change ": or" to ";"

AMENDMENT NO. 15

On page 6, line 16, following "means" and before ";" insert "either of the following"

AMENDMENT NO. 16

On page 6, line 19, following "captured" change ": or" to ";"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Badon	Guillory	Robideaux
Burrell	Henry	Simon
Dixon	Leger	Talbot
Dove	Montoucet	Williams, A.
Foil	Morris, Jim	

Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lorusso 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. 187—

BY REPRESENTATIVE THIBAUT

AN ACT

To amend and reenact R.S. 4:214.1(B), relative to horse racing; to provide for quarter horse racing at certain facilities; to provide for live racing dates; and to provide for related matters.

Read by title.

Acting Speaker Patrick Williams in the Chair

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Engrossed House Bill No. 187 by Representative Thibaut

AMENDMENT NO. 1

On page 1, line 13, change "twenty-four" to "sixteen"

AMENDMENT NO. 2

On page 1, at the beginning of line 14, change "six" to "four"

Rep. Robideaux moved the adoption of the amendments.

Rep. Brossett objected.

By a vote of 62 yeas and 23 nays, the amendments were adopted.

Speaker Kleckley in the Chair

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Hensgens	Morris, Jay
Armes	Hollis	Norton
Barras	Honore	Ortego
Berthelot	Howard	Pierre
Bishop, S.	Hunter	Price
Burrell	Huval	Pylant
Champagne	Jackson, K.	Ritchie
Cox	James	Robideaux
Danahay	Jefferson	Seabaugh

Edwards	Johnson	Smith
Franklin	Lambert	St. Germain
Guinn	Landry, N.	Thibaut
Harris	Landry, T.	Thierry
Havard	LeBas	Williams, P.
Hazel	Montoucet	
Total - 44		

NAYS

Mr. Speaker	Gaines	Miller
Adams	Garofalo	Moreno
Arnold	Geymann	Morris, Jim
Barrow	Gisclair	Pearson
Bishop, W.	Greene	Ponti
Broadwater	Harrison	Pope
Brossett	Henry	Richard
Burford	Hodges	Schroder
Burns, H.	Hoffmann	Shadoin
Burns, T.	Ivey	Stokes
Carmody	Jackson, G.	Talbot
Carter	Leger	Thompson
Chaney	Leopold	Whitney
Connick	Lopinto	Williams, A.
Cromer	Lorusso	Willmott
Fannin	Mack	
Total - 47		

ABSENT

Abramson	Dove	Pugh
Badon	Foil	Reynolds
Billiot	Guillory	Schexnayder
Brown	Hill	Simon
Dixon	Jones	
Total - 14		

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 204—
BY REPRESENTATIVE DOVE

AN ACT

To enact R.S. 40:1496(B)(5)(c), relative to Terrebonne Parish; to provide relative to the governing board of the Bayou Cane Fire Protection District; to authorize an increase in the membership of the governing board; and to provide for related matters.

Read by title.

Rep. Harrison moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Moreno
Abramson	Harris	Morris, Jay
Anders	Harrison	Morris, Jim
Arnes	Havard	Norton
Arnold	Hazel	Ortego
Barras	Henry	Pearson
Barrow	Hensgens	Pierre
Berthelot	Hodges	Ponti
Billiot	Hoffmann	Pope
Bishop, S.	Hollis	Price
Bishop, W.	Honore	Reynolds
Broadwater	Howard	Richard

Brossett	Hunter	Ritchie
Brown	Huval	Robideaux
Burford	Ivey	Schroder
Burns, H.	Jackson, G.	Seabaugh
Burns, T.	Jackson, K.	Shadoin
Carmody	James	Smith
Carter	Jefferson	St. Germain
Champagne	Johnson	Stokes
Chaney	Jones	Talbot
Connick	Lambert	Thibaut
Cox	Landry, T.	Thierry
Cromer	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Lopinto	Williams, A.
Franklin	Lorusso	Williams, P.
Gaines	Mack	Willmott
Garofalo	Miller	
Geymann	Montoucet	
Total - 88		

NAYS

Total - 0

ABSENT

Adams	Foil	Leopold
Badon	Greene	Pugh
Burrell	Guillory	Pylant
Danahay	Guinn	Schexnayder
Dixon	Hill	Simon
Dove	Landry, N.	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 212—
BY REPRESENTATIVE BROSSETT
AN ACT

To amend and reenact R.S. 29:726.3(A), (C)(2), and (D)(1) and to enact R.S. 29:726.3(C)(3) and (G)(3), (4), and (5), relative to the Louisiana Homeland Security and Emergency Assistance and Disaster Act; to provide for the development, operation, and maintenance of a critical incident planning and mapping system for nonpublic schools, proprietary schools, and nonpublic colleges and universities; to provide for responsibilities of each local parish office of emergency preparedness and the Governor's Office of Homeland Security and Emergency Preparedness; to require that certain entities provide critical information to be included in the system; to provide for definitions; 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. 212 by Representative Brossett

AMENDMENT NO. 1

On page 2, line 18, following "hazard" and before "might" change "which" to "that"

Page 20 HOUSE

13th Day's Proceedings - April 29, 2013

AMENDMENT NO. 2

On page 2, line 19, following "occupants" and before "creating" insert "1"

AMENDMENT NO. 3

On page 3, line 16, following "degree-granting" and before "offering" change "institutions" to "institution"

AMENDMENT NO. 4

On page 3, line 18, following "means" and before "private" change "all" to "any"

AMENDMENT NO. 5

On page 3, line 18, following "secondary" change "schools" to "school"

AMENDMENT NO. 6

On page 3, line 19, following "that" and before "a" change "meet" to "meets"

AMENDMENT NO. 7

On page 3, line 20, following "and" and before "a" change "operate" to "operates"

AMENDMENT NO. 8

On page 3, line 21, following "and" and before "approved" change "are" to "is"

AMENDMENT NO. 9

On page 3, line 23, following "exclude" and before "home" change "all" to "any"

AMENDMENT NO. 10

On page 3, line 23, following "study" change "programs" to "program"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Brossett to Engrossed House Bill No. 212 by Representative Brossett

AMENDMENT NO. 1

On page 2, line 12, after "information" and before "include" change "should" to "shall"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Harris Moreno
Anders Harrison Morris, Jay

Arnold Havard Morris, Jim
Barras Hazel Ortego
Barrow Henry Pearson
Berthelot Hensgens Pierre
Bishop, S. Hill Ponti
Bishop, W. Hodges Pope
Broadwater Hoffmann Price
Brossett Hollis Pylant
Brown Honore Reynolds
Burford Howard Richard
Burns, H. Hunter Ritchie
Burns, T. Huval Robideaux
Carmody Ivey Schexnayder
Carter Jackson, G. Schroder
Champagne Jackson, K. Seabaugh
Chaney James Shadoin
Connick Jefferson Smith
Cox Johnson St. Germain
Cromer Jones Stokes
Danahay Landry, N. Talbot
Edwards Landry, T. Thierry
Fannin LeBas Thompson
Franklin Leger Whitney
Gaines Lopinto Williams, A.
Garofalo Lorusso Williams, P.
Geymann Mack Willmott
Gisclair Miller
Greene Montoucet
Total - 88

NAYS

Total - 0

ABSENT

Abramson Dixon Leopold
Adams Dove Norton
Armes Foil Pugh
Badon Guillory Simon
Billiot Guinn Thibaut
Burrell Lambert
Total - 17

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 295—
BY REPRESENTATIVE JOHNSON
AN ACT

To enact R.S. 33:447.11, relative to the mayor's court of the town of Mansura; to authorize an increase in court costs for violations of municipal ordinances; and to provide for related matters.

Read by title.

Rep. Johnson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Gisclair Montoucet
Abramson Greene Moreno
Anders Guinn Morris, Jay
Armes Harris Ortego
Arnold Harrison Pearson

Barras	Hazel	Pierre
Barrow	Henry	Ponti
Berthelot	Hensgens	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hodges	Reynolds
Broadwater	Hoffmann	Richard
Brossett	Hollis	Ritchie
Brown	Honore	Robideaux
Burford	Howard	Schexnayder
Burns, H.	Hunter	Schroder
Burns, T.	Huval	Seabaugh
Carmody	Jackson, G.	Shadoin
Carter	James	Smith
Champagne	Jefferson	St. Germain
Chaney	Johnson	Stokes
Connick	Jones	Talbot
Cox	Lambert	Thierry
Danahay	Landry, T.	Thompson
Edwards	Leger	Williams, A.
Fannin	Lopinto	Williams, P.
Franklin	Lorusso	Willmott
Gaines	Mack	
Garofalo	Miller	

Total - 82

NAYS

Ivey	Landry, N.
------	------------

Total - 2

ABSENT

Adams	Foil	Morris, Jim
Badon	Geymann	Norton
Billiot	Guillory	Pugh
Burrell	Havard	Pylant
Cromer	Jackson, K.	Simon
Dixon	LeBas	Thibaut
Dove	Leopold	Whitney

Total - 21

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

The title of the above bill was read and adopted.

Rep. Johnson 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. 307—
BY REPRESENTATIVE LAMBERT
AN ACT

To amend and reenact R.S. 30:2050.21(F) and 2050.22(B), relative to judicial appeals of certain decisions by the Department of Environmental Quality; to provide for appeals of final permit actions, final enforcement actions, and declaratory rulings; to provide for stays of appealed compliance orders, final permit actions, and declaratory rulings; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Lambert moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Miller
Abramson	Harris	Montoucet

Anders	Harrison	Moreno
Armes	Havard	Morris, Jay
Barrow	Hazel	Morris, Jim
Berthelot	Henry	Ortego
Bishop, S.	Hensgens	Pearson
Bishop, W.	Hill	Pierre
Broadwater	Hodges	Ponti
Brossett	Hoffmann	Pope
Brown	Hollis	Price
Burford	Honore	Pugh
Burns, H.	Howard	Pylant
Burns, T.	Hunter	Reynolds
Carmody	Huval	Ritchie
Charter	Ivey	Robideaux
Champagne	Jackson, G.	Schexnayder
Chaney	Jackson, K.	Schroder
Connick	Jefferson	Shadoin
Cox	Johnson	St. Germain
Danahay	Jones	Stokes
Edwards	Lambert	Talbot
Fannin	Landry, N.	Thierry
Franklin	Landry, T.	Thompson
Gaines	LeBas	Whitney
Garofalo	Leger	Williams, A.
Geymann	Lopinto	Williams, P.
Gisclair	Lorusso	Willmott
Greene	Mack	

Total - 86

NAYS

Total - 0

ABSENT

Adams	Dixon	Richard
Arnold	Dove	Seabaugh
Badon	Foil	Simon
Barras	Guillory	Smith
Billiot	James	Thibaut
Burrell	Leopold	
Cromer	Norton	

Total - 19

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 312—
BY REPRESENTATIVE LORUSSO
AN ACT

To amend and reenact R.S. 29:418, to enact R.S. 37:3652, and to repeal R.S. 29:419, relative to licensing of military servicemembers and their spouses; to increase the length of time a servicemember has to renew a government-issued or professional license after return from duty; to increase the length of time a servicemember or spouse has to renew a professional license; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Lorusso to Engrossed House Bill No. 312 by Representative Lorusso

Page 22 HOUSE

13th Day's Proceedings - April 29, 2013

AMENDMENT NO. 1

On page 2, at the end of line 12, delete "shall" insert "and who has provided evidence of deployment or relocation to the professional or occupational licensing board prior to expiration of their license may"

AMENDMENT NO. 2

On page 2, line 23, after "license" and before "shall" insert a comma "," and insert "which is not subject to minimum licensing standards set forth in federal law or regulation"

AMENDMENT NO. 3

On page 2, at the end of line 26, insert "For occupational licenses or registrations which are subject to minimum standards set forth by federal law or regulation, the professional or occupational licensing board may take any such action that may be available to maintain such licenses in an inactive or dormant status so that the servicemember or spouse may resume the licensed activity promptly upon satisfying applicable minimum standards."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Montoucet
Abramson	Harris	Morris, Jay
Adams	Harrison	Norton
Anders	Havard	Ortego
Armes	Hazel	Pearson
Arnold	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Bishop, S.	Hodges	Price
Bishop, W.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brossett	Honore	Reynolds
Brown	Howard	Ritchie
Burford	Hunter	Robideaux
Burns, H.	Huval	Schexnayder
Burns, T.	Ivey	Schroder
Carmody	Jackson, G.	Seabaugh
Carter	James	Shadoin
Champagne	Jefferson	Smith
Chaney	Johnson	St. Germain
Connick	Jones	Stokes
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Edwards	LeBas	Whitney
Franklin	Leger	Williams, A.
Gaines	Lopinto	Williams, P.
Garofalo	Lorusso	Willmott
Gisclair	Mack	
Greene	Miller	

Total - 88

NAYS

Total - 0

ABSENT

Badon	Fannin	Moreno
Barras	Foil	Morris, Jim
Billiot	Geymann	Richard

Burrell	Guillory	Simon
Dixon	Jackson, K.	Thompson
Dove	Leopold	
Total - 17		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Lorusso 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. 314—
BY REPRESENTATIVE JAMES
AN ACT

To enact Chapter 28 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:1951 through 1955, relative to Internet privacy; to prohibit employers and public educational institutions from requesting or requiring certain individuals to disclose information that allows access to or observation of personal online accounts; to prohibit employers and public educational institutions from taking certain actions for failure to disclose information that allows access to personal online accounts; to provide for exceptions; to limit liability for failure to search or monitor the activity of an individual's personal online account; 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. 314 by Representative James

AMENDMENT NO. 1

On page 5, line 14, following "student" and before "disclose" delete "to"

AMENDMENT NO. 2

On page 5, line 15, following "student's," and before "or" change "applicants for employment" to "applicant for employment's"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative James to Engrossed House Bill No. 314 by Representative James

AMENDMENT NO. 1

On page 4, line 4, after "employer" and before "liable" change "is not" to "shall not be"

AMENDMENT NO. 2

On page 4, line 5, after "access" and before "employee's" change "an" to "the"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Guinn	Montoucet
Adams	Harris	Morris, Jay
Anders	Harrison	Norton
Armes	Havard	Ortego
Arnold	Hazel	Pearson
Barrow	Hensgens	Pierre
Berthelot	Hill	Ponti
Bishop, S.	Hodges	Pope
Bishop, W.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Ivey	Schexnayder
Carmody	Jackson, G.	Schroder
Carter	Jackson, K.	Seabaugh
Champagne	James	Shadoin
Chaney	Jefferson	Smith
Cox	Johnson	St. Germain
Cromer	Jones	Stokes
Edwards	Lambert	Talbot
Fannin	Landry, N.	Thibaut
Franklin	Landry, T.	Thierry
Gaines	LeBas	Thompson
Garofalo	Leger	Whitney
Geymann	Lorusso	Williams, A.
Gisclair	Mack	Williams, P.
Greene	Miller	Willmott

Total - 87

NAYS

Total - 0

ABSENT

Mr. Speaker	Danahay	Leopold
Badon	Dixon	Lopinto
Barras	Dove	Moreno
Billiot	Foil	Morris, Jim
Burrell	Guillory	Richard
Connick	Henry	Simon

Total - 18

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. James 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. 6—

BY REPRESENTATIVE SCHRODER
AN ACT

To amend and reenact R.S. 14:95.2(C)(1), relative to the crime of carrying a firearm or dangerous weapon on school property; to provide with respect to the carrying of a firearm or dangerous weapon by a law enforcement officer; and to provide for related matters.

Called from the calendar.

Read by title.

Suspension of the Rules

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

Rep. Schroder moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Badon	Dove	Lambert
Billiot	Foil	Leopold
Brown	Guillory	Richard
Cromer	Jackson, K.	Simon
Dixon	Jones	

Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Page 24 HOUSE

13th Day's Proceedings - April 29, 2013

HOUSE BILL NO. 207—

BY REPRESENTATIVE CARMODY
AN ACT

To enact R.S. 17:3351(F), relative to the powers, duties, and functions of public postsecondary education management boards; to authorize each public postsecondary education management board to name buildings at institutions under its supervision and management in honor of living persons pursuant to board policy; to provide that such policy may include criteria for such naming; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Carmody to Engrossed House Bill No. 207 by Representative Carmody

AMENDMENT NO. 1

On page 1, line 6, after "naming;" and before "and to provide" insert "to provide relative to monetary donations;"

AMENDMENT NO. 2

On page 1, at the end of line 14, after "persons," insert "If the policy requires a monetary donation as a condition of naming buildings in honor of living persons, the policy shall require that such donation be made to an alumni association or a foundation that raises private funds for the support of the institution as provided in R.S. 17:3390."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Greene, Miller, Abramson, Guinn, Moreno, Adams, Harris, Norton, Anders, Harrison, Ortego, Armes, Havard, Pearson, Arnold, Hazel, Pierre, Barras, Henry, Ponti, Barrow, Hensgens, Pope, Berthelot, Hill, Price, Bishop, S., Hodges, Pugh, Bishop, W., Hoffmann, Pylant, Brossett, Hollis, Reynolds, Brown, Honore, Ritchie, Burford, Howard, Robideaux, Burns, H., Hunter, Schexnayder, Burns, T., Huval, Schroder, Burrell, Ivey, Seabaugh, Carmody, Jackson, G., Shadoin, Carter, Jackson, K., Smith, Champagne, James, St. Germain, Chaney, Jefferson, Stokes, Connick, Johnson, Talbot, Cox, Jones, Thibaut, Cromer, Lambert, Thierry

Table with 3 columns of names: Danahay, Landry, N., Thompson, Edwards, Landry, T., Whitney, Fannin, LeBas, Williams, A., Franklin, Leger, Williams, P., Gaines, Lopinto, Willmott, Garofalo, Lorusso, Gisclair, Mack

Total - 91

NAYS

Broadwater

Total - 1

ABSENT

Table with 3 columns of names: Badon, Geymann, Morris, Jim, Billiot, Guillory, Richard, Dixon, Leopold, Simon, Dove, Montoucet, Foil, Morris, Jay

Total - 13

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Carmody 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. 559—

BY REPRESENTATIVE BROSSETT
AN ACT

To amend and reenact R.S. 38:2225.2.1(A)(3), relative to public contracts; to extend the time relative to the utilization of design-build contracts under certain circumstances; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Brossett to Engrossed House Bill No. 559 by Representative Brossett

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 38:2225.2.1(A)(3)" insert "and to enact R.S. 38:2225.2.1(A), (4), (5) and (6)"

AMENDMENT NO. 2

On page 1, line 6, after "reenacted" insert "and R.S. 38:2225.2.1(A), (4), (5) and (6) are hereby enacted"

AMENDMENT NO. 3

On page 1, delete lines 12 through 15 in their entirety and insert in lieu thereof:

"(3) For the purposes of this Section, "design-builder" means the entity contractually responsible for delivering the project design and construction.

(4) Except as provided in Paragraphs (5) and (6) of this Subsection, ~~This~~ the authority to use the design-build method shall extend for six years from July 10, 2007, after which time only those projects that were contracted for prior to that date may proceed.

(5) The authority to use the design-build method shall extend for seven years from July 10, 2007, for the following entities, after which time only those projects that were contracted prior to that date may proceed:

(a) Recovery School District.

(b) Orleans Parish School Board.

(6) The authority to use the design build method shall extend for eight years from July 10, 2007, for the Sewerage and Water Board of New Orleans, after which time only those projects that were contracted prior to that date may proceed."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Ortego to Engrossed House Bill No. 559 by Representative Brossett

AMENDMENT NO. 1

In House Floor Amendment No. 1 of the set of amendments assigned HFAHB55920731921, proposed by Representative Brossett and adopted by the House of Representatives on April 29, 2013, on page 1, line 3, delete "and (6)"

AMENDMENT NO. 2

In House Floor Amendment No. 2 of the set of amendments assigned HFAHB55920731921, proposed by Representative Brossett and adopted by the House of Representatives on April 29, 2013, on page 1, line 5, delete "and (6)" and insert "is"

AMENDMENT NO. 3

In House Floor Amendment No. 3 of the set of amendments assigned HFAHB55920731921, proposed by Representative Brossett and adopted by the House of Representatives on April 29, 2013, on page 1, line 15, after "(5)" delete the remainder of the line and delete lines 16 through 19 in their entirety, and at the beginning of line 20, delete "(6)"

AMENDMENT NO. 4

In House Floor Amendment No. 3 of the set of amendments assigned HFAHB55920731921, proposed by Representative Brossett and adopted by the House of Representatives on April 29, 2013, on page 1, line 20, change "eight" to "seven"

Rep. Ortego moved the adoption of the amendments.

Rep. Brossett objected.

By a vote of 18 yeas and 68 nays, the amendments were rejected.

Acting Speaker Lopinto in the Chair

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Harris	Montoucet
Adams	Harrison	Moreno

Anders	Hensgens	Norton
Armes	Hoffmann	Ortego
Arnold	Hollis	Pierre
Barrow	Honore	Ponti
Berthelot	Howard	Pope
Billiot	Hunter	Price
Bishop, S.	Huval	Pugh
Bishop, W.	Jackson, G.	Pylant
Brossett	Jackson, K.	Reynolds
Brown	James	Richard
Burford	Jefferson	Ritchie
Burns, T.	Johnson	Robideaux
Champagne	Jones	Schexnayder
Chaney	Lambert	Smith
Cox	Landry, T.	St. Germain
Danahay	LeBas	Stokes
Edwards	Leger	Thierry
Franklin	Leopold	Thompson
Gaines	Lorusso	Williams, A.
Garofalo	Mack	Williams, P.
Gisclair	Miller	Willmott
Total - 69		

NAYS

Barras	Hazel	Pearson
Broadwater	Henry	Schroder
Burns, H.	Hodges	Seabaugh
Carmody	Ivey	Shadoin
Carter	Landry, N.	Talbot
Connick	Lopinto	Thibaut
Greene	Morris, Jay	Whitney
Guinn	Morris, Jim	
Total - 23		

ABSENT

Mr. Speaker	Dove	Havard
Badon	Fannin	Hill
Burrell	Foil	Simon
Cromer	Geymann	
Dixon	Guillory	
Total - 13		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

HOUSE BILL NO. 256—

BY REPRESENTATIVE PATRICK WILLIAMS AND SENATOR JOHNS
A JOINT RESOLUTION

Proposing to amend Article VII, Section 25(B)(2) of the Constitution of Louisiana, relative to tax sales; to provide for the redemption period for certain blighted, abandoned, uninhabitable, or hazardous property sold at tax sale; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Called from the calendar.

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 Reengrossed House Bill No. 256 by Representative Patrick Williams

AMENDMENT NO. 1

On page 1, line 16, following "property" change "which" to "that"

Page 26 HOUSE

13th Day's Proceedings - April 29, 2013

AMENDMENT NO. 2

On page 2, line 15, following "sale" and before "is" change "which" to "that"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Patrick Williams to Reengrossed House Bill No. 256 by Representative Patrick Williams

AMENDMENT NO. 1

On page 1, line 2, after "Proposing to" and before "of the" delete "amend Article VII, Section 25(B)(2)" and insert "add Article VII, Section 25(B)(3)"

AMENDMENT NO. 2

On page 1, delete line 3 in its entirety and from the beginning of line 4, delete "uninhabitable, or hazardous" and insert the following:

"to tax sales occurring in certain parishes; to provide for the redemption period for certain blighted or abandoned

AMENDMENT NO. 3

On page 1, from the beginning of line 9, delete "amend Article VII, Section 25(B)(2)" and insert "add Article VII, Section(B)(3)"

AMENDMENT NO. 4

On page 1, delete lines 15 through 18 in their entirety and on page 2, at the beginning of line 1, delete "to applicable law" and insert the following:

"(3) In any parish other than Orleans, when such property sold is vacant residential or commercial property which has been declared blighted, as defined by R.S. 33:1374(B)(1) on January 1, 2013, or abandoned, as defined by R.S. 33:4720.59(D)(2) on January 1, 2013"

AMENDMENT NO. 5

On page 2, line 15, after "period" delete the remainder of the line and delete lines 16 and 17 in their entirety and insert the following:

"in any parish other than Orleans, for vacant property sold at tax sale which is blighted or abandoned? (Effective January 1, 2015) (Adds Article VII, Section 25(B)(3)"

On motion of Rep. Patrick Williams, the amendments were adopted.

Rep. Patrick Williams moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS': Mr. Speaker, Abramson, Adams, Anders, Armes, Guinn, Harris, Harrison, Havard, Hazel, Miller, Montoucet, Moreno, Morris, Jay, Norton.

Table listing names of members who were present: Arnold, Barras, Barrow, Berthelot, Billiot, Bishop, S., Bishop, W., Broadwater, Brossett, Brown, Burford, Burns, H., Carmody, Carter, Champagne, Chaney, Cox, Danahay, Edwards, Fannin, Franklin, Gaines, Garofalo, Gisclair, Greene, Henry, Hensgens, Hodges, Hoffmann, Hollis, Honore, Howard, Hunter, Huval, Ivey, Jackson, G., Jackson, K., James, Jefferson, Johnson, Jones, Lambert, Landry, N., Landry, T., LeBas, Leger, Leopold, Lopinto, Lorusso, Mack, Pearson, Pierre, Ponti, Pope, Price, Pugh, Pylant, Reynolds, Ritchie, Robideaux, Schexnayder, Schroder, Seabaugh, Shadoin, Smith, St. Germain, Stokes, Talbot, Thibaut, Thierry, Thompson, Whitney, Williams, A., Williams, P., Willmott.

Total - 90

NAYS

Total - 0

ABSENT

Table listing names of members who were absent: Badon, Burns, T., Burrell, Connick, Cromer, Dixon, Dove, Foil, Geymann, Guillory, Hill, Morris, Jim, Ortego, Richard, Simon.

Total - 15

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

The title of the above bill was read and adopted.

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

Consent to Correct a Vote Record

Rep. Brown requested the House consent to record his vote on final passage of House Bill No. 256 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Cox requested the House consent to record his vote on final passage of House Bill No. 256 as yea, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Hunter requested the House consent to record his vote on final passage of House Bill No. 256 as yea, which consent was unanimously granted.

Suspension of the Rules

Rep. Abramson moved to suspend House Rule 8.6 to schedule House Bill No. 720 with the bills which are passed to third reading on April 30, 2013, which motion was agreed to.

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

April 29, 2013

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

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

Senate Concurrent Resolution No. 40

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Message from the Senate

SENATE BILLS

April 29, 2013

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. 20, 81, 129, and 191

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. 20— BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 42:19(A)(1)(b)(i) and to enact R.S. 42:19.1, relative to political subdivisions; to provide publication and other requirements prior to consideration of and action upon

certain matters at meetings of political subdivisions; and to provide for related matters.

Read by title.

SENATE BILL NO. 81— BY SENATOR PEACOCK

AN ACT

To amend and reenact R.S. 37:2175.2(A)(1), relative to home improvement contracting; to provide for terms and conditions relative to required registration; and to provide for related matters.

Read by title.

SENATE BILL NO. 129— BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 42:1102(18)(b), relative to the Code of Governmental Ethics; to provide an exception to the definition of a public employee; to provide relative to Hospital Service District Number Two of Beauregard Parish; to provide for retroactive application; and to provide for related matters.

Read by title.

SENATE BILL NO. 191—

BY SENATORS MORRELL AND MURRAY AND REPRESENTATIVES BROSSETT AND LEGER

AN ACT

To amend and reenact R.S. 18:402(D), (E)(1)(e) and (2)(e), and (F)(6), 467(4), and 514, relative to parochial and municipal elections in certain parishes; to provide relative to the qualifying period, the dates for primary, general, special, bond, tax or other elections and inauguration; and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Arnold, 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. 69— BY REPRESENTATIVE ARNOLD

A RESOLUTION

To commend and congratulate Dr. Ronald J. Ambrosetti upon his investiture as President of Our Lady of Holy Cross College in New Orleans.

Read by title.

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

HOUSE RESOLUTION NO. 70— BY REPRESENTATIVE EDWARDS

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Bryan Keith Brumfield of Fluker, Louisiana, on Saturday, April 20, 2013, at the age of fifty.

Read by title.

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

HOUSE RESOLUTION NO. 71—

BY REPRESENTATIVES KLECKLEY, HUNTER, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMAN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HODGES, HOFFMANN, HOLLIS, HONORE, HOWARD, HUVAL, IVEY, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LORUSSO, MACK, MILLER, MONTOUCE, MORENO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PIERRE, PONTI, POPE, PRICE, PUGH, PYLANT, REYNOLDS, RICHARD, RITCHIE, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SHADOIN, SIMON, SMITH, ST. GERMAIN, STOKES, TALBOT, THIBAUT, THIERRY, THOMPSON, WHITNEY, ALFRED WILLIAMS, PATRICK WILLIAMS, AND WILLMOTT

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Cecil E. Pylant.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 89—

BY REPRESENTATIVES SMITH AND KATRINA JACKSON
A CONCURRENT RESOLUTION

To recognize Tuesday, April 30, 2013, as AKA Day at the state capitol and to commend the members of Alpha Kappa Alpha Sorority, Incorporated.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 90—

BY REPRESENTATIVE SMITH
A CONCURRENT RESOLUTION

To create a task force to study and evaluate the effectiveness of sexual health education programs used throughout the state and other states and to submit a written report of findings and recommendations to the House Committee on Health and Welfare, the Senate Committee on Health and Welfare, the House Committee on Education, and the Senate Committee on Education not later than sixty days prior to the beginning of the 2014 Regular Session of the Legislature of Louisiana.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 91—

BY REPRESENTATIVE SMITH
A CONCURRENT RESOLUTION

To create the Task Force on Bullying Prevention in Public Schools to study the procedures and processes by which incidents of bullying are reported and investigated and to provide for submission of a written report of task force findings, conclusions, and recommendations to the House Committee on Education and the Senate Committee on Education not later than sixty days prior to the beginning of the 2014 Regular Session of the Legislature of Louisiana.

Read by title.

Lies over under the rules.

Reports of Committees

The following reports of committees were received and read:

**Report of the Committee on
Judiciary**

April 29, 2013

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 25, 2013, I am directed by your Committee on Judiciary to submit the following report:

House Bill No. 23, by Burford
Reported with amendments. (8-3) (Regular)

House Bill No. 126, by Hodges
Reported with amendments. (14-0) (Regular)

House Bill No. 169, by Mack
Reported favorably. (10-0) (Regular)

House Bill No. 174, by Arnold
Reported with amendments. (9-3) (Regular)

House Bill No. 313, by Honore
Reported by substitute. (11-0) (Regular)

House Bill No. 360, by Shadoin
Reported with amendments. (11-0) (Regular)

House Bill No. 404, by Miller
Reported favorably. (13-0) (Regular)

House Bill No. 504, by Moreno
Reported favorably. (11-0) (Local & Consent)

JEFFERY "JEFF" J. ARNOLD
Chairman

**Report of the Committee on
Labor and Industrial Relations**

April 29, 2013

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 25, 2013, I am directed by your Committee on Labor and Industrial Relations to submit the following report:

House Bill No. 121, by Montoucet
Reported favorably. (12-0) (Regular)

House Bill No. 410, by Talbot
Reported favorably. (10-0) (Local & Consent)

House Bill No. 583, by Cox
Reported with amendments. (10-0) (Regular)

HERBERT B. DIXON
Chairman

**Report of the Committee on
Municipal, Parochial and Cultural Affairs**

April 29, 2013

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 25, 2013, I am directed by your Committee on Municipal, Parochial and Cultural Affairs to submit the following report:

House Bill No. 106, by Dove
Reported with amendments. (15-0) (Regular)

House Bill No. 128, by Jones, Sam
Reported favorably. (15-0) (Local & Consent)

House Bill No. 180, by Brown, Terry
Reported with amendments. (15-0) (Regular)

House Bill No. 232, by Brown, Terry
Reported with amendments. (15-0) (Regular)

House Bill No. 260, by Williams, A
Reported favorably. (15-0) (Local & Consent)

House Bill No. 287, by Danahay
Reported favorably. (15-0) (Local & Consent)

House Bill No. 288, by LeBas
Reported favorably. (14-0) (Local & Consent)

House Bill No. 325, by St. Germain
Reported favorably. (14-0) (Local & Consent)

House Bill No. 326, by Barras
Reported favorably. (15-0) (Local & Consent)

House Bill No. 339, by Berthelot
Reported with amendments. (14-0) (Regular)

House Bill No. 382, by Berthelot
Reported with amendments. (15-0) (Regular)

House Bill No. 383, by Lopinto
Reported favorably. (14-0) (Regular)

House Bill No. 554, by Garofalo
Reported favorably. (15-0) (Local & Consent)

House Bill No. 605, by Bishop, Wesley
Reported favorably. (15-0) (Local & Consent)

House Bill No. 658, by James
Reported favorably. (15-0) (Local & Consent)

GIROD JACKSON III
Chairman

Report of the Committee on Retirement

April 29, 2013

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on April 25, 2013, I am directed by your Committee on Retirement to submit the following report:

House Concurrent Resolution No. 2, by Harrison
Reported with amendments. (9-0)

House Bill No. 60, by Talbot
Reported by substitute. (9-2) (Regular)

J. KEVIN PEARSON
Chairman

Report of the Committee on Appropriations

April 29, 2013

To the Speaker and Members of the House of Representatives:

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

House Bill No. 1, by Fannin
Reported with amendments. (15-9) (Regular)(Special Order 5/9/13)

House Bill No. 45, by Lopinto
Reported favorably. (19-0) (Regular)

House Bill No. 452, by Fannin
Reported with amendments. (13-10) (Regular)(Special Order 5/9/13)

JAMES R. "JIM" FANNIN
Chairman

Report of the Committee on Civil Law and Procedure

April 29, 2013

To the Speaker and Members of the House of Representatives:

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

House Bill No. 407, by Robideaux (Joint Resolution)
Reported with amendments. (12-0) (Regular)

House Bill No. 434, by Morris, Jay (Joint Resolution)
Reported with amendments. (12-0) (Regular)

House Bill No. 435, by Seabaugh (Joint Resolution)
Reported with amendments. (12-0) (Regular)

House Bill No. 469, by Adams
Reported with amendments. (12-0) (Regular)

House Bill No. 532, by Kleckley (Joint Resolution)
Reported with amendments. (12-0) (Regular)

House Bill No. 533, by Kleckley (Joint Resolution)
Reported without amendments. (12-0) (Regular)

NEIL C. ABRAMSON
Chairman

**RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON HOUSE BILL NO. 407**

April 29, 2013

Date

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 407 of the 2013 Regular Session by Representative Robideaux, proposing to amend Article III, Section 2(A)(2)(b) and (d) and Article XIII, Section 1(A)(2) and to add Article III, Section 2(A)(2)(e) of the Constitution.

HB 407 requires legislation relative to tax exemptions, exclusions, deductions, reductions, repeals, rebates, incentives, abatements, or credits to be prefiled no later than five o'clock in the evening of the forty-fifth calendar day prior to the first day of a regular session.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Since Const. Art. III, Section 2 establishes the requirements for filing legislation, and HB 407 is proposing to change those requirements, such changes can only be accomplished by amendment to the constitution.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 54

Total joint resolutions reported by other standing committees: 10

SB 1 and HB 131 provide relative to the authority for the introduction of legislation relative to certain tax matters, including exemptions, exclusions, deductions, rebates, incentives, abatements, and credits. (HB 131 was reported with amendments by the committee on Civil Law and Procedure on April 23).

HB 407 provides for the filing deadline for legislation relative to the matters listed in HB 131 plus tax reductions and repeals.

Since the list of matters which may be introduced pursuant to SB 1 and HB 131 and the list of matters subject to the pre-filing deadline pursuant to HB 407 are inconsistent, these tax matters will not be treated similarly relative to the filing and introduction requirements, should HB 407 and either SB 1 or HB 131 be approved by the electorate.

IV. RECOMMENDATION

With Amendments X

Without Amendments

RULE 6.8(A) REPORT OF THE HOUSE COMMITTEE ON CIVIL LAW AND PROCEDURE ON HOUSE BILL NO. 434

April 29, 2013 Date

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 434 of the 2013 Regular Session by Representative Jay Morris, proposing to amend Art. VII, Section 11(B) of the Constitution.

HB 434 requires spending due to constitutional or other mandates to be considered in a separate appropriation bill from spending that is not required to be funded if health care or higher education funding is reduced.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Const. Art. VII, Section 11(B) requires the governor to cause to be submitted a general appropriation bill for operating expenditures with the budget estimate. HB 434 proposes to change that requirement by requiring the governor to submit a separate appropriation bill for nondiscretionary expenditures in certain circumstances. Such a change in this constitutional mandate can only be accomplished by an amendment to the constitution.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 54

Total joint resolutions reported by other standing committees: 10

There is no other pending joint resolution proposing to amend Const. Art. VII, Section 11(B).

IV. RECOMMENDATION

With Amendments X

Without Amendments

RULE 6.8(A) REPORT OF THE HOUSE COMMITTEE ON CIVIL LAW AND PROCEDURE ON HOUSE BILL NO. 435

April 29, 2013 Date

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 435 of the 2013 Regular Session by Representative Seabaugh, proposing to amend Art. III, Section 16(A) and Art. VII, Sections 10(B), (D)(1), and (E) and 11(A), and to add Art. VII, Section 10(D)(4) of the Constitution.

HB 435 provides for the role of the Revenue Estimating Conference in the expenditure of state funds, including determining what money is defined as nonrecurring. Provides that funds shall not be available for appropriation unless included in the official forecast. Provides that appropriations shall not exceed the official forecast. Provides that the governor's budget recommendation shall not contain contingent appropriations or use nonrecurring revenues for purposes other than those specifically authorized by the constitution.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

HB 435 is proposing to amend and create exceptions from various existing provisions of the Constitution, therefore a constitutional amendment is required.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 54

Total joint resolutions reported by other standing committees: 10

HB 530 by Rep. Geymann also proposes to amend Section 16(A) and Art. VII, Sections 10(B), (D)(1), and (E) and 11(A), and to add Art. VII, Section 10(D)(4), but HB 530 contains language that is not consistent with HB 435.

HB 535 by Rep. Schroder also proposes to add Art. VII, Section 10(D)(4), but is not consistent with either HB 435 or HB 530.

IV. RECOMMENDATION

With Amendments X

Without Amendments

RULE 6.8(A) REPORT OF THE HOUSE COMMITTEE ON CIVIL LAW AND PROCEDURE ON HOUSE BILL NO. 532

April 29, 2013 Date

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 532 of the 2013 Regular Session by Representative Kleckley, proposing to add Art. VII, Section 10.13 of the Constitution.

HB 532 provides for a hospital stabilization formula and assessment, creates the Hospital Stabilization Fund, and provides for uses of the fund.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Although a fund does not require constitutional authority to be created, HB 532 includes a proposal in the creation of the Hospital Stabilization Fund to be excluded from the deficit reduction requirements of Art. VII, Section 10(F), and such an exclusion requires a constitutional amendment.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 54

Total joint resolutions reported by other standing committees: 10

There is no other pending legislation establishing the Hospital Stabilization Fund as a constitutional fund, however, HB 533 is also proposing to add Art. VII, Section 10.13. An amendment to either HB 532 or 533 is necessary to correct the conflict in nomenclature should both joint resolutions be approved by the voters.

IV. RECOMMENDATION

With Amendments X

Without Amendments _____

The committee on Civil Law and Procedure recommends adoption of the following amendment:

AMENDMENT NO. 1

On page 4, delete lines 11 through 16 in their entirety and insert the following:

"Do you support an amendment to create the Hospital Stabilization Fund to stabilize and protect Medicaid reimbursements for health care services by depositing assessments paid by hospitals, as authorized by the legislature, into a fund to support Louisiana hospital reimbursement? (Adds Article VII, Section 10.13)"

RULE 6.8(A) REPORT
OF THE HOUSE COMMITTEE ON CIVIL LAW AND
PROCEDURE
ON HOUSE BILL NO. 533

April 29, 2013
Date

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 533 of the 2013 Regular Session by Representative Kleckley, proposing to add Art. VII, Section 10.13 of the Constitution.

HB 533 creates the Medical Assistance Trust Fund as a constitutional fund, creates accounts for each provider paying fees into the fund, and provides for uses of the fund.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

Although a fund does not require constitutional authority to be created, HB 533 includes a proposal in the creation of the fund to be excluded from the deficit reduction requirements of Art. VII, Section 10(F), and such an exclusion requires a constitutional amendment.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 54

Total joint resolutions reported by other standing committees: 10

There is no other pending legislation establishing the Medical Assistance Trust Fund as a constitutional fund, however, HB 532 is also proposing to add Art. VII, Section 10.13. An amendment to either HB 532 or 533 is necessary to correct the conflict in nomenclature should both joint resolutions be approved by the voters.

IV. RECOMMENDATION

With Amendments X

Without Amendments _____

The committee on Civil Law and Procedure recommends adoption of the following amendments:

AMENDMENT NO. 1

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

"Section 2. Be it further resolved by the Legislature of Louisiana, two thirds of the members elected to each house concurring, that if the constitutional amendment proposed by House Bill No. 532 of the 2013 Regular Session be approved by the electors of the state, the Section of Article VII being added by this proposed amendment shall be designated as Section 10.14 of Article VII of the Constitution of Louisiana."

AMENDMENT NO. 2

On page 3, at the beginning of line 11, change "Section 2." to "Section 3."

AMENDMENT NO. 3

On page 3, at the beginning of line 14, change "Section 3." to "Section 4."

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

April 29, 2013

To the Speaker and Members of the House of Representatives:

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

House Bill No. 31, by Montoucet
Reported by substitute. (14-0) (Regular)

KAREN GAUDET ST. GERMAIN
Chairwoman

**Report of the Committee on
Ways and Means**

April 29, 2013

To the Speaker and Members of the House of Representatives:

I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 122, by Thibaut
Reported favorably. (13-0) (Local & Consent)

House Bill No. 162, by Pearson (Joint Resolution)
Reported with amendments. (16-0) (Regular)

House Bill No. 369, by Kleckley
Reported with amendments. (15-0) (Regular)

House Bill No. 514, by Kleckley (Joint Resolution)
Reported with amendments. (16-0) (Regular)

House Bill No. 622, by Burns, Tim
Reported by substitute. (18-0) (Regular)

House Bill No. 705, by Ponti
Reported with amendments. (18-0) (Regular)

JOEL C. ROBIDEAUX
Chairman

Privileged Report of the Committee on Enrollment

April 29, 2013

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. 62—
BY REPRESENTATIVE BARROW
A RESOLUTION

To recognize the week of April 21 through 27 as National Crime Victims' Rights Week in Louisiana.

HOUSE RESOLUTION NO. 64—
BY REPRESENTATIVE JAMES
A RESOLUTION

To commend the Southern University men's basketball team for winning the 2013 Southwestern Athletic Conference Tournament.

HOUSE RESOLUTION NO. 65—
BY REPRESENTATIVE HOLLIS
A RESOLUTION

To welcome the American Numismatic Association to Louisiana and to thank the association for holding its annual National Money Show in New Orleans.

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.

Privileged Report of the Committee on Enrollment

April 29, 2013

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

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

The following House Concurrent Resolutions have been properly enrolled:

HOUSE CONCURRENT RESOLUTION NO. 76—
BY REPRESENTATIVE BURRELL
A CONCURRENT RESOLUTION

To commend Alpha Phi Alpha Fraternity, Incorporated, upon the celebration of its one hundred seventh anniversary as an organization and recognizes April 30, 2013, as Alpha Phi Alpha Day at the Louisiana State Capitol.

HOUSE CONCURRENT RESOLUTION NO. 77—
BY REPRESENTATIVE EDWARDS
A CONCURRENT RESOLUTION

To commend the members of the United States Army War College participating in the Eisenhower Series College Program and to welcome them to Louisiana in April of 2013.

HOUSE CONCURRENT RESOLUTION NO. 78—
BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To recognize April 25, 2013, as Louisiana Food Banks Day at the state capitol.

HOUSE CONCURRENT RESOLUTION NO. 79—
BY REPRESENTATIVES ARMES, DANAHAY, FRANKLIN, GEYMAN, GUINN, HENSGENS, HILL, HOWARD, AND KLECKLEY AND SENATORS JOHNS, LALEUR, MORRISH, AND JOHN SMITH
A CONCURRENT RESOLUTION

To commend Brigadier General William B. Hickman upon his appointment as the new commander of the Joint Readiness Training Center at Fort Polk and to welcome him to the capitol.

HOUSE CONCURRENT RESOLUTION NO. 80—
BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To commend Oxfam America on its water management workforce development initiative and to designate Tuesday, May 7, 2013, as Oxfam America Day at the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 81—
BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To recognize Tuesday, May 7, 2013, as Coastal Day at the Louisiana Legislature.

HOUSE CONCURRENT RESOLUTION NO. 82—
BY REPRESENTATIVE SEABAUGH AND SENATOR PEACOCK
A CONCURRENT RESOLUTION

To commend the Louisiana State University at Shreveport debate team upon winning the national championship title at the International Public Debate Association national championship tournament.

HOUSE CONCURRENT RESOLUTION NO. 83—
BY REPRESENTATIVE ARNOLD
A CONCURRENT RESOLUTION

To commend the Louisiana wineries for their ample contributions to the state's economy, agribusiness, alcohol education, integral three-tier system of regulation, and tourism.

HOUSE CONCURRENT RESOLUTION NO. 84—
BY REPRESENTATIVE PRICE
A CONCURRENT RESOLUTION

To express the condolences of the Louisiana Legislature upon the death of Ralph Edward Ricardo, Sr.

HOUSE CONCURRENT RESOLUTION NO. 85—

BY REPRESENTATIVE BARROW

A CONCURRENT RESOLUTION

To recognize Sunday, April 28, 2013, as Workers' Memorial Day in recognition of workers killed, injured, and disabled on the job.

Respectfully submitted,

HAROLD RITCHIE
Chairman

The above House Concurrent Resolutions contained in the report were signed by the Speaker of the House and taken to the Senate by the Clerk of the House and were signed by the President of the Senate and taken by the Clerk of the House to the Secretary of State in accordance with the rules of the House.

Suspension of the Rules

On motion of Rep. Carter, the rules were suspended to permit the Committee on Education 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. 613

Suspension of the Rules

On motion of Rep. Tim Burns, the rules were suspended to permit the Committee on House and Governmental Affairs 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. 175

Leave of Absence

Rep. Guillory - 1 day

Rep. Dixon - 1 day

Rep. Foil - 4 days

Rep. Simon - 1 day

Adjournment

On motion of Rep. Billiot, at 5:05 P.M., the House agreed to adjourn until Tuesday, April 30, 2013, at 2:00 P.M.

Acting Speaker Lopinto declared the House adjourned until 2:00 P.M., Tuesday, April 30, 2013.

ALFRED W. SPEER
Clerk of the House

