

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

TWENTY-FIRST 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

Friday, May 10, 2013

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

Morning Hour

ROLL CALL

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

PRESENT

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

Gaines	Lorusso	Williams, P.
Garofalo	Mack	Willmott
Geymann	Miller	
Total - 101		

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

Prayer

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

Pledge of Allegiance

Rep. Lambert 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 May 9, 2013, was adopted.

**House and House Concurrent Resolutions
Lying Over**

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

HOUSE CONCURRENT RESOLUTION NO. 113—

BY REPRESENTATIVE TALBOT
A CONCURRENT RESOLUTION

To authorize and request the Department of Health and Hospitals to study the most effective means by which to implement federally authorized medical assistance cost sharing measures in the Medicaid program of this state and to report its findings to the legislative committees on health and welfare.

Read by title.

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

Motion

On motion of Rep. Katrina Jackson, the Committee on Insurance was discharged from further consideration of House Resolution No. 87.

HOUSE RESOLUTION NO. 87—

BY REPRESENTATIVES KATRINA JACKSON, BADON, BARROW,
WESLEY BISHOP, BROSSETT, BURRELL, COX, DIXON, FRANKLIN,
GAINES, HONORE, HUNTER, GIROD JACKSON, JAMES, JEFFERSON,
TERRY LANDRY, NORTON, PIERRE, PRICE, SMITH, THIERRY,
ALFRED WILLIAMS, AND PATRICK WILLIAMS
A RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to support the entire federal health care reform legislation and to take such steps as are necessary to ensure that no provision of the legislation is repealed.

Read by title.

Motion

On motion of Rep. Katrina Jackson, the resolution was withdrawn from the files of the House.

**Senate Concurrent Resolutions
Lying Over**

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

SENATE CONCURRENT RESOLUTION NO. 28—

BY SENATOR NEVERS

A CONCURRENT RESOLUTION

To urge and request the Department of Education to plan and conduct a Teacher Empowerment, Learning and Leading Survey (La TELLS) Initiative.

Read by title.

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

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. 45—

BY SENATORS DORSEY-COLOMB, BROOME, BROWN AND WHITE AND REPRESENTATIVES BERTHELOT, CARTER, HAVARD, JAMES, POPE, PRICE, RICHARD, SMITH, ST. GERMAIN AND WHITNEY

AN ACT

To enact R.S. 17:1994(E) and 3217.5, relative to community and technical colleges; to provide for the merger of certain Louisiana Technical College campuses with Baton Rouge Community College; to provide relative to the transfer of the students, employees, funds, obligations, property, programs, facilities, and functions of such technical college campuses to Baton Rouge Community College; to provide relative to performance agreements with the Board of Regents; 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 Education.

SENATE BILL NO. 96—

BY SENATOR ADLEY

A JOINT RESOLUTION

Proposing to amend Article VII, Section 21(K)(1) of the Constitution of Louisiana, relative to providing an exemption of seven thousand five hundred dollars of the assessed valuation on property owned and occupied by a veteran with a certain service-connected disability rating; to extend the same exemption to surviving spouses of such totally disabled veterans; and to specify an election for submission of the proposition to electors and provide a ballot proposition.

Read by title.

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

SENATE BILL NO. 207—

BY SENATOR MORRELL

AN ACT

To amend and reenact R.S. 33:2391, 2471, and 2591 and to enact R.S. 33:2588, relative to civil service for cities having a population exceeding one hundred thousand; to make technical changes; 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. 260 (Substitute of Senate Bill No. 91 by Senator Peacock)—

BY SENATOR PEACOCK

AN ACT

To enact Part VI of Chapter 13 of Title 31 of the Louisiana Revised Statutes of 1950, comprised of R.S. 31:218, relative to mineral

rights and interests; to provide relative to certain offers for lease or purchase of mineral rights or interests; to provide certain terms, conditions, and requirements, and effects of the offers; and to provide for related matters.

Read by title.

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

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. 53—

BY REPRESENTATIVE SEABAUGH

AN ACT

To repeal R.S. 11:701(33)(a)(viii), relative to membership in the Teachers' Retirement System of Louisiana; to remove provisions relative to membership of persons employed by the Louisiana High School Athletic Association; to provide relative to termination of membership for persons enrolled under such provisions; to provide for a refund of employee contributions for such persons; to provide relative to service credit attributable to such membership; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Retirement.

The substitute was read by title as follows:

HOUSE BILL NO. 727 (Substitute for House Bill No. 53 by Representative Seabaugh)—

BY REPRESENTATIVE SEABAUGH

AN ACT

To amend and reenact R.S. 11:701(33)(a)(iv), (v)(aa), (vii), and (x), relative to membership in the Teachers' Retirement System of Louisiana; to prohibit membership by employees of certain employers hired on or after a certain date; and to provide for related matters.

Read by title.

On motion of Rep. Pearson, the substitute was adopted and became House Bill No. 727 by Rep. Seabaugh, on behalf of the Committee on Retirement, as a substitute for House Bill No. 53 by Rep. Seabaugh.

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

HOUSE BILL NO. 606—

BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 23:1020.1(B)(1), (C), and (D), 1201(F) and (H), and 1314(D) and (E), relative to workers' compensation; to provide for legislative intent; to provide with respect to time and place of payment; to provide for notice; to provide for disputes; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Labor and Industrial Relations.

The substitute was read by title as follows:

HOUSE BILL NO. 728 (Substitute for House Bill No. 606 by Representative Cromer)—
BY REPRESENTATIVE CROMER

AN ACT

To amend and reenact R.S. 23:1121(B)(1) and (5), 1124, 1226(B)(3), 1310.8, and 1314, and to enact R.S. 23:1021(13) and 1201.1, relative to workers' compensation; to provide with respect to choice of physician; to provide with respect to medical examinations; to provide with respect to the payment of benefits; to provide for hearing procedures; to provide for notice requirements; to provide with respect to the modification, suspension, termination, or controversion of benefits; to provide for procedure; to provide for the payment of benefits for rehabilitation of injured employees; to provide for disputes; and to provide for related matters.

Read by title.

On motion of Rep. Dixon, the substitute was adopted and became House Bill No. 728 by Rep. Cromer, on behalf of the Committee on Labor and Industrial Relations, as a substitute for House Bill No. 606 by Rep. Cromer.

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

HOUSE BILL NO. 726 (Substitute for House Bill No. 455 by Representative Leger)—
BY REPRESENTATIVE LEGER

AN ACT

To enact R.S. 47:6016.1, relative to tax credits; to provide with respect to the Louisiana New Markets Jobs Act; to authorize a premium tax credit for investments in low-income community development; to provide for the amount of the tax credit; to provide for eligibility for and usage of the tax credit; and to provide for related matters.

Read by title.

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

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Ways and Means

May 10, 2013

To the Speaker and Members of the House of Representatives:

Pursuant to a meeting held on May 9, 2013, I am directed by your Committee on Ways and Means to submit the following report:

House Bill No. 456, by Robideaux
Reported with amendments. (19-0) (Regular)

JOEL C. ROBIDEAUX
Chairman

Suspension of the Rules

On motion of Rep. Robideaux, the rules were suspended in order to take up House Bills contained in the committee report at this time.

House Bills and Joint Resolutions on Second Reading Reported by Committee

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

HOUSE BILL NO. 456—

BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact the Louisiana Tax Delinquency Amnesty Act of 2013; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for the disposition of the monies collected pursuant to the tax amnesty program; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 456 by Representative Robideaux

AMENDMENT NO. 1

On page 2, at the end of line 11, delete "two" and delete line 12 in its entirety and insert the following:

"twenty-four consecutive months during the period beginning on July 1, 2013, and ending on December 31, 2015, at the discretion of"

AMENDMENT NO. 2

On page 2, line 18, change "January 1, 2014" to "January 1, 2013"

AMENDMENT NO. 3

On page 2, line 20, after "and" and before "May 31, 2013" delete "before" and insert "not later than"

AMENDMENT NO. 4

On page 2, delete line 21 in its entirety and insert the following:

"(2) Taxes for taxable periods that began on and after July 1, 2001, and before January 1, 2013; or"

AMENDMENT NO. 5

On page 2, line 24, change "December 31, 2014" to "December 31, 2013"

AMENDMENT NO. 6

On page 3, line 9, after "and" and before "own" delete "its" and insert "their"

AMENDMENT NO. 7

On page 3, line 11, after "R.S. 47:1576" and before "agree" insert "shall"

AMENDMENT NO. 8

On page 3, line 26, after "secretary" and before "the right" delete "reserves" and insert "shall reserve"

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AMENDMENT NO. 9

On page 3, line 27, after "approved" delete the remainder of the line in its entirety and at the beginning of line 28, delete "half" and insert the following:

"during the first twelve months of the amnesty period, the secretary shall waive all"

AMENDMENT NO. 10

On page 3, line 29, after "applied." and before "An" insert the following:

"If the amnesty application is approved by the secretary during the thirteenth through twenty-fourth month of the amnesty period, the secretary shall waive half of the interest and half of the penalties associated with the tax periods for which amnesty is applied. If an eligible taxpayer fails to apply for amnesty during the amnesty period for eligible taxes, the taxpayer shall be required to pay double the amount of the penalties owed to the state for failing to pay taxes."

AMENDMENT NO. 11

On page 5, line 10, after "provides" and before "notice" insert "written"

AMENDMENT NO. 12

On page 6, line 1, after "Section 5." insert "(A)"

AMENDMENT NO. 13

On page 6, after line 5, insert the following:

"(B) This Act shall take effect and become operative only if the proposed amendments of the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 434, 435, and 436 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and House Bill Nos. 1, 437, 474, 571, 620, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

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

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

Under the rules, placed on the regular calendar.

Senate Instruments on Second Reading Returned from the Legislative Bureau

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

SENATE BILL NO. 6— BY SENATOR ALLAIN

AN ACT

To amend and reenact R.S. 14:62.4(A), relative to the crime of unauthorized entry of a place of business; to provide relative to the definition of the crime of unauthorized entry of a place of business; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 8— BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 15:708(A)(2), relative to prisons and prisoners; to provide that a criminal sheriff may set a prisoner to work upon any church or other religious building; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 31— BY SENATORS CLAITOR AND GUILLORY

AN ACT

To enact R.S. 17:1608, relative to postsecondary education management boards; to provide relative to scholarships awarded by members of postsecondary education management boards; to provide certain terms, conditions, procedures, prohibitions, and requirements; to provide certain reporting requirements; to provide for reference and citation as the Board Scholarship Reporting Act; 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 Engrossed Senate Bill No. 31 by Senator Claitor

AMENDMENT NO. 1

On page 1, line 2, after "relative to" and before "postsecondary" insert "public"

AMENDMENT NO. 2

On page 1, line 3, after "of" and before "postsecondary" insert "public"

AMENDMENT NO. 3

On page 1, line 10, after "by" delete the remainder of the line and delete line 11 in its entirety and insert "members of public postsecondary education management boards; report"

AMENDMENT NO. 4

On page 1, line 12, after "each" and before "postsecondary" insert "public"

AMENDMENT NO. 5

On page 2, line 10, after "each" and before "No" change "institution of postsecondary education." to "public postsecondary education institution."

AMENDMENT NO. 6

On page 2, line 13, after "to" delete the remainder of the line and insert "further award any such"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 43—

BY SENATORS WHITE, DORSEY-COLOMB, KOSTELKA, MILLS AND PERRY
AN ACT

To amend and reenact R.S. 14:54.3(A), relative to the crime of manufacture and possession of a bomb; to provide relative to the definition of manufacture and possession of a bomb; to provide relative to licensing and regulation of explosives; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 60—

BY SENATORS ADLEY, DORSEY-COLOMB, GUILLORY, KOSTELKA AND MILLS
AN ACT

To enact R.S. 14:67.29, relative to misappropriation without violence; to create the crime of false personation of a veteran or veteran-owned business; to provide definitions; to provide penalties; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Administration of Criminal Justice to Engrossed Senate Bill No. 60 by Senator Adley

AMENDMENT NO. 1

On page 1, delete line 3 in its entirety and insert "of false personation of a veteran or fraudulent representation of a veteran-owned business; to provide for definitions;"

AMENDMENT NO. 2

On page 1, delete line 7 in its entirety and insert the following:

"§67.29. False personation of a veteran or fraudulent representation of a veteran-owned business"

AMENDMENT NO. 3

On page 1, delete lines 11 through 15 in their entirety and insert the following:

"B. Fraudulent representation of a veteran-owned business is the false representation by an owner, operator, principal, or employee of a business that the business is owned by a veteran or is a service-connected disabled veteran-owned business, with the intent to injure, defraud, obtain economic gain, or obtain or secure any special privilege or advantage."

AMENDMENT NO. 4

On page 2, at the beginning of line 3, insert "fraudulent representation of a"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 84 by Senator Riser

AMENDMENT NO. 1

On page 1, line 2, change "license" to "licenses"

AMENDMENT NO. 2

On page 1, at the end of line 3, after "Account" and before the semi-colon ";" insert "in the Conservation Fund"

AMENDMENT NO. 3

On page 1, line 5, change "oversight" to "audit of the account"

AMENDMENT NO. 4

On page 1, line 12, change "Every" to "Each" and change "and" to "or"

AMENDMENT NO. 5

On page 2, line 2, after "license." insert the following:

"Subject to the exception contained in Article VII, Section 9(A) of the Constitution of Louisiana, all funds collected from the donations made under the provisions of this Section shall be paid into the state treasury and shall be credited to the Bond Security and Redemption Fund. Out of the funds remaining in the Bond Security and Redemption Fund after a sufficient amount is allocated from that fund to pay all obligations secured by the full faith and credit of the state which become due and payable within any fiscal year, the treasurer shall, prior to placing such remaining funds in the state general fund, pay into the Hunters for the Hungry Account an amount equal to the amount of funds collected under the provisions of this Section."

AMENDMENT NO. 6

On page 2, line 4, after "account" delete the remainder of the line and delete lines 5 and 6 in their entirety and on line 7, delete "Hungry." and insert in lieu thereof "to Hunters for the Hungry."

AMENDMENT NO. 7

On page 2, line 7, after "Hungry." delete the remainder of the line and delete line 8 in its entirety and insert the following:

"The monies in the account shall be used solely as provided by Subsection C of this Section. All unexpended and unencumbered monies in this account at the end of the fiscal year shall remain in the fund. The monies in the fund shall be invested by the state treasurer in the same manner as monies in the state general fund."

AMENDMENT NO. 8

On page 2, line 9, change "five" to "ten"

AMENDMENT NO. 9

On page 2, delete line 10 in its entirety and insert "for"

AMENDMENT NO. 10

On page 2, line 11, delete "remaining ninety-five percent"

AMENDMENT NO. 11

On page 2, line 17, change "of the" to "of each" and after "year." delete the remainder of the line

AMENDMENT NO. 12

On page 2, line 18, delete "each"

AMENDMENT NO. 13

On page 2, line 23, delete "the designated nonprofit entity and"

AMENDMENT NO. 14

On page 2, after line 24, add the following:

"Section 2. This Act shall become effective on June 1, 2014."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 84 by Senator Riser

AMENDMENT NO. 1

On page 1, line 17, following "for" and before "Hungry" insert "the"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Engrossed Senate Bill No. 85 by Senator Johns

AMENDMENT NO. 1

On page 1, line 2, after "To" insert "amend and reenact R.S. 31:149(E)(introductory paragraph) and to"

AMENDMENT NO. 2

On page 1, line 4, after "property" insert "that"

AMENDMENT NO. 3

On page 1, line 5, after "party," change "that" to "the"

AMENDMENT NO. 4

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

"Section 1. R.S. 31:149(E)(introductory paragraph) is hereby amended and reenacted to read as follows:

§149. Mineral rights reserved from acquisitions of land by governments or agencies thereof imprescriptible

* * *

E. Rights or interests in land originally acquired by an acquiring authority through expropriation and subject to a mineral reservation shall not be transferred by the same or subsequent acquiring authority to another who is not an acquiring authority, unless an exception is provided in R.S. 41:1338 or prior to the transfer:

* * *

AMENDMENT NO. 5

On page 1, at the beginning of line 9, change "Section 1." to "Section 2."

AMENDMENT NO. 6

On page 2, at the end of line 8, delete "Act" and delete lines 9 and 10 in their entirety and insert "Title 31 of the Louisiana Revised Statutes of 1950, the Louisiana Mineral Code."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 113—

BY SENATOR GALLOT

AN ACT

To amend and reenact R.S. 15:147(E), 149.2(B)(1) and (D), 154(A)(2) and (B)(1), and 158(A)(3), relative to the Louisiana Public Defender Board; to provide for the status of persons who are employed by or serve under contract in a district public defender office; to provide for the number and location of board meetings; to provide for the qualifications and duties of certain employees; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 117—

BY SENATORS APPEL AND GUILLORY AND REPRESENTATIVE CARTER

AN ACT

To enact R.S. 17:3129.2 and R.S. 36:651(N), relative to public postsecondary education funding; to provide for the creation of the Outcomes-Based Funding Task Force and to provide for its composition, powers, duties, compensation, staffing, and support; to require the task force to develop an outcomes-based funding formula for public postsecondary education; to provide relative to formula components and a time line for implementation of the formula; to provide for reporting requirements; to provide for a termination date for the task force; 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 Reengrossed Senate Bill No. 117 by Senator Appel

AMENDMENT NO. 1

On page 3, line 18, after "The" and before "of" change "chairman" to "executive director"

AMENDMENT NO. 2

On page 3, delete lines 26 through 29 and on page 4, delete lines 1 through 5 and insert the following:

"(17) The president of the Association of Louisiana Faculty Senates.

(18) The chairman of the executive board of the Council of Student Body Presidents of Louisiana.

(19) Three members representing business or civic organizations, appointed by the governor."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 118— BY SENATOR APPEL

AN ACT

To amend and reenact R.S. 17:3351(A)(3), relative to the powers, duties, and functions of public postsecondary education management boards; to provide relative to the authority of such boards with respect to the allocation and expenditure of appropriated funds; 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 Reengrossed Senate Bill No. 118 by Senator Appel

AMENDMENT NO. 1

On page 2, at the end of line 11, change "task force." to "Board of Regents."

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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.

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 Reengrossed Senate Bill No. 130 by Senator Appel

AMENDMENT NO. 1

On page 2, at the end of line 19, insert "and Secondary"

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 130 by Senator Appel

AMENDMENT NO. 1

On page 3, line 26, change "Childcare" to "Child Care"

AMENDMENT NO. 2

On page 4, line 2, change "Childcare" to "Child Care"

AMENDMENT NO. 3

On page 6, line 21, following "Network" and before "and" insert " z "

AMENDMENT NO. 4

On page 7, line 14, change "(I)" to "(H)"

AMENDMENT NO. 5

On page 7, line 28, change "daycare" to "day care"

AMENDMENT NO. 6

On page 8, between lines 8 and 9 insert " * * * "

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 141— BY SENATOR BROWN

AN ACT

To amend and reenact R.S. 27:421(B), relative to the licensing and operation of video draw poker devices in qualified truck stop facilities; to provide authority for the temporary operation of video draw poker devices; to provide with respect to force majeure; to provide for applicability; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Administration of Criminal Justice.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 154 by Senator Murray

AMENDMENT NO. 1

On page 2, at the beginning of line 3, delete the quotation mark ""

AMENDMENT NO. 2

On page 2, at the end of line 24, delete the quotation mark ""

AMENDMENT NO. 3

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

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 154 by Senator Murray

AMENDMENT NO. 1

On page 2, line 14, following "and" and before "Ten" delete "("

AMENDMENT NO. 2

On page 2, line 17, change "(56)" to "(5)"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 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.

Reported favorably by the Committee on Natural Resources and Environment.

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed Senate Bill No. 170 by Senator Donahue

AMENDMENT NO. 1

On page 3, line 20, change "the above parcels of" to "Parcels 1, 2 and 3 described in Section (1)"

AMENDMENT NO. 2

On page 3, line 21, delete "property"

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 171—

BY SENATORS DONAHUE, ALLAIN, APPEL, BROOME, BUFFINGTON, CLAITOR, CORTEZ, CROWE, DORSEY-COLOMB, ERDEY, GUILLORY, LONG, MARTINY, MILLS, MORRELL, MORRISH, MURRAY, NEVERS, PERRY, GARY SMITH, TARVER, THOMPSON, WALSWORTH AND WARD

AN ACT

To enact R.S. 40:4.13, relative to water systems; to provide for the use of the National Primary Drinking Standards; to provide for a sanitary survey; to provide for the use of the Ten State Standards; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Natural Resources and Environment to Reengrossed Senate Bill No. 171 by Senator Donahue

AMENDMENT NO. 1

On page 1, line 2, after "enact" insert "R.S. 36:259(D)(10) and"

AMENDMENT NO. 2

On page 1, line 4, after "Standards;" insert the following:

"to create the Louisiana Standards for Water Works Construction, Operation, and Maintenance Committee; to provide for rules and regulations; to provide for membership of the committee; to provide for powers of the committee; to provide for primacy;"

AMENDMENT NO. 3

On page 1, between lines 5 and 6, insert the following:

"Section 1. R.S. 36:259(D)(10) is hereby enacted to read as follows:

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§259. Transfer of agencies and functions to Department of Health and Hospitals

* * *

D. The following agencies, as defined in R.S. 36:3, are placed within the Department of Health and Hospitals and shall perform and exercise their powers, duties, functions, and responsibilities as otherwise provided by law:

* * *

(10) The Louisiana Standards for Water Works Construction, Operation, and Maintenance Committee (R.S. 40:4.13).

* * *

AMENDMENT NO. 4

On page 1, at the beginning of line 6, change "Section 1." to "Section 2."

AMENDMENT NO. 5

On page 1, delete line 14 in its entirety, and insert in lieu thereof the following:

"water system, with proper operation and maintenance, is incapable of attaining"

AMENDMENT NO. 6

On page 1, line 17, after "levels" insert a comma "," and "action levels,"

AMENDMENT NO. 7

On page 2, line 7, after "only" insert "a" and change "defects" to "defect"

AMENDMENT NO. 8

On page 2, line 8, change "systems" to "system" and change "are" to "is" and after "causing" insert a comma "," and "or may reasonably be expected to cause,"

AMENDMENT NO. 9

On page 2, line 11, change "Ten State Standards" to "Recommended Standards for Water Works (the "Ten State Standards") promulgated by the Great Lakes and Upper Mississippi Board of State Sanitary Engineers"

AMENDMENT NO. 10

On page 2, line 14, after "system." delete the remainder of the line and delete lines 15 through 18 in their entirety

AMENDMENT NO. 11

On page 2, delete line 19 in its entirety and insert in lieu thereof the following:

"(2) A permit for a public water supply system that"

AMENDMENT NO. 12

On page 2, line 20, after "Standards" and before the comma "," insert "shall be issued"

AMENDMENT NO. 13

On page 2, line 21, change "comports" to "adheres"

AMENDMENT NO. 14

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

"D.(1) The Louisiana Standards for Water Works Construction, Operation, and Maintenance Committee, hereinafter referred to as the "committee", shall be created within the Department of Health and Hospitals to develop standards to be placed in the state Sanitary Code for water works construction, operation, and maintenance .

(2) No later than August 1, 2014, the office of public health of the Department of Health and Hospitals shall promulgate rules and regulations pursuant to the Administrative Procedure Act implementing the standards developed by the committee.

(3) The committee shall be appointed as follows:

(a) Two members appointed by the office of public health of the Department of Health and Hospitals.

(b) Two members appointed by the Louisiana Municipal Association.

(c) Two members appointed by the Louisiana Rural Water Association.

(d) Two members appointed by the Police Jury Association of Louisiana.

(e) Two members appointed by the Louisiana Engineering Society.

(f) Two members appointed by the Louisiana public water suppliers, the Southwest Section of the American Water Works Association.

(g) Two members appointed by the Louisiana public water suppliers, the National Association of Water Companies.

(h) Two members appointed by the Louisiana Section of the American Society of Civil Engineers.

(4) The assistant secretary of the office of public health of the Department of Health and Hospitals shall appoint one of its two appointees to the committee to serve as chairman of the committee. The chairman shall call the first meeting no later than September 1, 2013. The committee shall meet monthly until the requirements of Paragraph (D)(9) of this Section are complete. Thereafter, the committee shall meet quarterly. Additional meetings may be called by the chairman. The chairman shall call additional meetings if requested in writing by at least nine committee members.

(5) Nine members of the committee physically present shall constitute a quorum and the presence of a quorum shall be required to transact the business of the committee.

(6) The meetings of the committee shall be subject to the Louisiana Open Meetings Law.

(7) The meetings of the committee shall be held at the Department of Health and Hospitals headquarters in Baton Rouge.

(8) The office of public health of the Department of Health and Hospitals shall provide administrative assistance to and serve as staff for the committee.

(9) The rules and regulations for the Louisiana Standards for Water Works Construction, Operation, and Maintenance shall not be

promulgated until the proposed rules and regulations or changes thereto are approved by the Department of Health and Hospitals and approved by a majority vote of the committee.

E. No provision of this Section shall prohibit the Department of Health and Hospitals from promulgating rules pursuant to the Administrative Procedure Act to secure or maintain from the United States Environmental Protection Agency primacy in drinking water regulation provided such rules shall be limited to only those rules required to secure or maintain such primacy."

AMENDMENT NO. 15

On page 2, at the beginning of line 22, change "Section 2." to "Section 3."

Reported with amendments by the Legislative Bureau.

The Legislative Bureau amendments were read as follows:

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed Senate Bill No. 171 by Senator Donahue

AMENDMENT NO. 1

In House Committee Amendment No. 9 proposed by the House Committee on Natural Resources and Environment on page 2, line 3, change "(the "Ten State Standards")" to "the "Ten State Standards","

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

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 202—

BY SENATORS NEVERS AND THOMPSON
AN ACT

To amend and reenact R.S. 17:3048.1(A)(1)(b)(ii), (c)(ii), and (d)(ii), the introductory paragraph of (A)(1)(e), (f), and (g), and (C)(2)(e), and to enact R.S. 17:3048.1(A)(1)(h), relative to the Taylor Opportunity Program for Students; to revise the core curriculum requirements and the method of calculating the grade point average required for program awards; to provide with respect to the method of approval of core curriculum course substitutions; 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 Reengrossed Senate Bill No. 202 by Senator Nevers

AMENDMENT NO. 1

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

"A.(1) As part of the Louisiana Taylor Opportunity Program for Students, the state shall financially assist any student who enrolls on a full-time basis in a public college or university in this state or a regionally accredited independent college or university in the state that is a member of the Louisiana Association of Independent Colleges or Universities, hereafter in this Chapter referred to

collectively as "eligible colleges or universities", to pursue an academic undergraduate degree or, as provided by this Subsection, skill or occupational training as defined by the Board of Regents, including a vocational or technical education certificate or diploma program or a nonacademic undergraduate degree, and who meets the qualifications of Subparagraph (b), (c), or (d) of this Paragraph and all of the applicable following qualifications:

* * *

AMENDMENT NO. 2

On page 2, line 4, after "with" and before "the" insert "students graduating in"

AMENDMENT NO. 3

On page 2, line 21, after "with" and before "the" insert "students graduating in"

AMENDMENT NO. 4

On page 3, line 10, after "with" and before "the" insert "students graduating in"

AMENDMENT NO. 5

On page 4, line 15, after "with" and before "the" insert "students graduating in"

AMENDMENT NO. 6

On page 5, line 13, after "Physical Science;" and before "or IB" change "Agriscience I; Agriscience II; AP Chemistry" to "Agriscience I and Agriscience II (one unit combined); Chemistry II, AP Chemistry."

AMENDMENT NO. 7

On page 5, line 16, after "AP Physics II;" delete the remainder of the line and at the beginning of line 17, delete "Biology" and insert "Biology II, AP Biology."

AMENDMENT NO. 8

On page 6, at the end of line 12, delete "Speech;" and at the beginning of line 13, delete "Debate;" and insert "Speech III and Speech IV (one unit combined);"

Reported without amendments by the Legislative Bureau.

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

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

Under the rules, placed on the regular calendar.

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.

Reported favorably by the Committee on Natural Resources and Environment.

Reported without amendments by the Legislative Bureau.

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

Under the rules, placed on the regular calendar.

SENATE BILL NO. 229—

BY SENATORS BROOME, ADLEY, ALARIO, AMEDEE, APPEL, BUFFINGTON, CLAITOR, CROWE, DONAHUE, DORSEY-COLOMB, ERDEY, GALLOT, GUILLORY, KOSTELKA, LONG, MARTINY, MILLS, MORRELL, MURRAY, NEVERS, PEACOCK, RISER, TARVER, THOMPSON, WALSWORTH AND WARD
AN ACT

To amend and reenact R.S. 17:3801(A)(1), 3802(C)(4), 3803(B)(1)(d), (h), (i), and (E)(1), and 3804(B), R.S. 39:99(C)(2) and (D)(1)(b), R.S. 46:2691(C)(2) and R.S. 49:308.4(C) and 329(A) and to enact R.S. 17:3801.1, relative to certain Louisiana education funds; to provide that the Louisiana Education Quality Trust Fund shall be known as the "Kevin P. Reilly, Sr. Louisiana Education Quality Trust Fund"; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Education.

Reported without amendments by the Legislative Bureau.

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

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

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

Suspension of the Rules

On motion of Rep. Reynolds, the rules were suspended in order to take up and consider House Bill No. 620 at this time.

HOUSE BILL NO. 620—

BY REPRESENTATIVES GEYMAN, REYNOLDS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, THIERRY, AND THOMPSON
AN ACT

To amend and reenact R.S. 39:36(A)(3)(b) and 51(A) and (B) and to enact R.S. 24:513(D)(7) and R.S. 39:36(A)(6), relative to budgetary controls and priorities; to require certain items be included in the executive budget; to require separate appropriation bills for discretionary and nondiscretionary spending in certain circumstances; to provide for the powers and duties of the legislative auditor; to provide for definitions; 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 Engrossed House Bill No. 620 by Representative Geymann

AMENDMENT NO. 1

On page 5, line 12, following "shall" and before "the" change "only include" to "include only"

AMENDMENT NO. 2

On page 5, line 14, following "shall" and before "only" insert "include"

AMENDMENT NO. 3

On page 5, line 15, delete "include"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Reynolds to Reengrossed House Bill No. 620 by Representative Geymann

AMENDMENT NO. 1

On page 1, line 2, delete "and (B)"

AMENDMENT NO. 2

On page 1, line 4, after "require" delete the remainder of the line and at the beginning of line 5, delete "appropriation bills" and insert "the General Appropriation Bill include separate recommendations"

AMENDMENT NO. 3

On page 2, line 8, delete "and (B)"

AMENDMENT NO. 4

On page 5, line 12, after "which shall" delete the remainder of the line and delete lines 13 through 15 and insert the following:

"provide separate recommendations for discretionary and nondiscretionary expenditures and the means of financing such expenditures which are subject"

AMENDMENT NO. 5

On page 5, line 18, after "Bill" delete the remainder of the line

AMENDMENT NO. 6

On page 5, delete lines 23 through 28 in their entirety

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Reengrossed House Bill No. 620 by Representative Geymann

AMENDMENT NO. 1

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

"(ff) Salaries and related benefits for the registrars of voters and their employees."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jay Morris to Reengrossed House Bill No. 620 by Representative Geymann

AMENDMENT NO. 1

On page 1, at the end of line 6, add "provide for effectiveness; to"

AMENDMENT NO. 2

On page 5, after line 29, add the following:

"Section 2. This Act shall take effect and become operative only if the proposed amendments of the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 434, 435, and 436 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and House Bill Nos. 1, 437, 456, 474,571, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

On motion of Rep. Jay Morris, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Geymann	Miller	Willmott
Gisclair	Montoucet	
Total - 92		
	NAYS	
Fannin	Hunter	
Total - 2		
	ABSENT	
Abramson	Cromer	Leger
Badon	Dove	Schroder
Bishop, W.	Greene	Thierry
Connick	Huval	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Jay Morris, the rules were suspended in order to take up and consider House Bill No. 434 at this time.

HOUSE BILL NO. 434—

BY REPRESENTATIVES JAY MORRIS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROWN, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GEYMAN, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JIM MORRIS, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, THIERRY, AND THOMPSON

A JOINT RESOLUTION

Proposing to amend Article VII, Section 11(B) of the Constitution of Louisiana, to require separate appropriation bills for discretionary and nondiscretionary spending in certain circumstances; 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. Jay Morris sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jay Morris to Reengrossed House Bill No. 434 by Representative Jay Morris

AMENDMENT NO. 1

On page 1, delete line 3 and insert the following:

"the general appropriation bill include separate recommendations for discretionary and nondiscretionary spending in"

AMENDMENT NO. 2

On page 2, line 4, after "legislature," delete the remainder of the line and at the beginning of line 5, delete "bill" and insert "such general appropriation bill shall include separate recommendations for appropriations for discretionary and"

AMENDMENT NO. 3

On page 2, line 17, after "that" delete the remainder of the line and delete line 18 and insert the following:

"the general appropriation bill be submitted with separate appropriations for discretionary and nondiscretionary expenditures if the"

On motion of Rep. Jay Morris, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jay Morris to Reengrossed House Bill No. 434 by Representative Jay Morris

AMENDMENT NO. 1

On page 2, at the beginning of line 10, change "Section 2." to "Section 2.(A)"

AMENDMENT NO. 2

On page 2, between lines 12 and 13, insert the following:

"(B) Be it further resolved, that notwithstanding the provisions of Paragraph (A) of this Section, this proposed amendment shall not be submitted to the electors of the state of Louisiana unless the proposed amendments of the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 435 and 436 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and House Bill Nos. 1, 437, 456, 474, 571, 620, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

On motion of Rep. Jay Morris, the amendments were adopted.

Rep. Jay Morris moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

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

Garofalo	Mack	Williams, P.
Geymann	Miller	Willmott
Total - 90		

NAYS

Fannin	Hunter
Total - 2	

ABSENT

Abramson	Dove	Simon
Badon	Huval	Thierry
Bishop, W.	Jackson, G.	Thompson
Connick	Leger	
Cromer	Lopinto	
Total - 13		

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

Suspension of the Rules

On motion of Rep. Harris, the rules were suspended in order to take up and consider House Bill No. 437 at this time.

HOUSE BILL NO. 437—

BY REPRESENTATIVES HARRIS, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROWN, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GEYMAN, GREENE, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, TALBOT, AND THOMPSON
AN ACT

To amend and reenact R.S. 39:24(A), 34(A), 51(A), and 54(A), relative to the budget process; to provide for the official forecast; to provide for the powers, duties, and functions of the Revenue Estimating Conference; to require certain contents in the executive budget; to provide for the contents of the General Appropriation Bill and other appropriation bills; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Harris to Engrossed House Bill No. 437 by Representative Harris

AMENDMENT NO. 1

On page 1, line 14, delete "with" and insert "and shall include"

AMENDMENT NO. 2

On page 2, delete lines 5 through 7 in their entirety and insert the following:

"nonrecurring, the conference shall designate as nonrecurring any money available for appropriation from any source that is not available for any three consecutive fiscal years."

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jay Morris to Engrossed House Bill No. 437 by Representative Harris

AMENDMENT NO. 1

On page 1, line 6, between "bills;" and "and to" insert "to provide for effectiveness;"

AMENDMENT NO. 2

On page 3, between lines 8 and 9, insert the following:

"Section 2. This Act shall take effect and become operative only if the proposed amendments of the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 434, 435, and 436 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and House Bill Nos. 1, 456, 474, 571, 620, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

AMENDMENT NO. 3

On page 3, at the beginning of line 9, delete "Section 2. This" and insert "Section 3. Subject to the provisions of Section 2, this"

AMENDMENT NO. 4

On page 3, line 10, after "legislature," and before "this Act" insert "and subject to the provisions of Section 2,"

On motion of Rep. Jay Morris, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Morris, Jay
Adams	Harris	Morris, Jim
Anders	Harrison	Norton
Armes	Havard	Ortego
Arnold	Hazel	Pearson
Barras	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hodges	Pope
Bishop, S.	Hoffmann	Price
Broadwater	Hollis	Pugh
Brossett	Honore	Pylant
Brown	Howard	Reynolds
Burford	Ivey	Richard
Burns, T.	Jackson, G.	Ritchie
Burrell	Jackson, K.	Robideaux
Carmody	James	Schexnayder
Carter	Jefferson	Schroder
Champagne	Johnson	Seabaugh
Danahay	Jones	Smith
Dixon	Lambert	St. Germain
Edwards	Landry, N.	Stokes
Foil	Landry, T.	Talbot
Franklin	LeBas	Thibaut
Gaines	Leopold	Thierry
Garofalo	Lorusso	Thompson
Geymann	Mack	Whitney
Gisclair	Miller	Williams, A.

Greene
Guillory
Total - 86

Montoucet
Moreno

Williams, P.

NAYS

Billiot
Burns, H.
Chaney
Fannin
Total - 10

Hill
Hunter
Leger
Shadoin

Simon
Willmott

ABSENT

Abramson
Badon
Bishop, W.
Total - 9

Connick
Cox
Cromer

Dove
Huval
Lopinto

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

Suspension of the Rules

On motion of Rep. Seabaugh, the rules were suspended in order to take up and consider House Bill No. 435 at this time.

HOUSE BILL NO. 435—

BY REPRESENTATIVES SEABAUGH, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROWN, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GAROFALO, GEYMAN, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PUGH, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, TALBOT, AND THOMPSON

A JOINT RESOLUTION

Proposing to amend Article III, Section 16(A) and Article VII, Sections 10(B), (D)(1), and (E) and 11(A) and to add Article VII, Section 10(D)(4) of the Constitution of Louisiana, to provide relative to the budget process; to provide for appropriations; to provide for the powers, duties, and functions of the Revenue Estimating Conference; to require certain contents in the budget estimate; 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. Seabaugh sent up floor amendments which were read as follows:

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Seabaugh to Reengrossed House Bill No. 435 by Representative Seabaugh

AMENDMENT NO. 1

On page 2, line 15, between "appropriation." and "In each" insert the following:

"Except for money that is not required to be deposited in the state treasury and that which is excluded from the definition of state general funds, each estimate of money to be received shall include all money that supports appropriations in the executive budget, general appropriation bill, capital outlay bill, and any other bill or bills that raise additional revenue as provided in Section 11 of this Article or that provide financing. To the extent that money supporting such

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appropriations consists of the balance in any fund, the conference estimate of such balance shall be certified by the treasurer."

AMENDMENT NO. 2

On page 2, at the end of line 19, delete "at"

AMENDMENT NO. 3

On page 2, at the beginning of line 20, delete "least"

AMENDMENT NO. 4

On page 2, at the end of line 21, delete "The" and delete lines 22 through 25 in their entirety and insert the following:

"The conference may designate other money as nonrecurring, but shall use the definition of nonrecurring as provided for in law to determine the designation of money in the official forecast as either recurring or nonrecurring."

AMENDMENT NO. 5

On page 3, line 3, between "funds" and "as" delete the comma ","

AMENDMENT NO. 6

On page 3, line 3, between "Section" and "shall" delete the comma ","

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jay Morris to Reengrossed House Bill No. 435 by Representative Seabaugh

AMENDMENT NO. 1

On page 4, at the beginning of line 4, change "Section 3." to "Section 3.(A)"

AMENDMENT NO. 2

On page 4, between lines 6 and 7, insert the following:

"(B) Be it further resolved, that notwithstanding the provisions of Paragraph (A) of this Section, this proposed amendment shall not be submitted to the electors of the state of Louisiana unless the proposed amendments of the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 434 and 436 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and the bills which originated as House Bill Nos. 1, 437, 456, 474, 571, 620, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

On motion of Rep. Jay Morris, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker Adams, Greene, Guillory, Miller, Montoucet

Anders, Armes, Arnold, Barras, Barrow, Berthelot, Bishop, S., Broadwater, Brossett, Brown, Burford, Burns, H., Burns, T., Burrell, Carmody, Carter, Champagne, Connick, Cox, Danahay, Dixon, Edwards, Foil, Franklin, Gaines, Geymann, Gisclair, Guinn, Harris, Harrison, Havard, Hazel, Henry, Hensgens, Hodges, Hoffmann, Hollis, Honore, Howard, Ivey, Jackson, G., Jackson, K., James, Jefferson, Johnson, Jones, Lambert, Landry, N., Landry, T., LeBas, Leopold, Lopinto, Lorusso, Mack, Moreno, Morris, Jay, Morris, Jim, Norton, Ortego, Pearson, Pierre, Ponti, Pope, Price, Pugh, Pylant, Reynolds, Ritchie, Robideaux, Schexnayder, Schroder, Seabaugh, Smith, St. Germain, Stokes, Talbot, Thibaut, Thierry, Thompson, Whitney, Williams, P.

Total - 87

NAYS

Billiot, Chaney, Fannin, Hill, Hunter, Leger, Shadoin, Simon, Willmott

Total - 9

ABSENT

Abramson, Badon, Bishop, W., Cromer, Dove, Garofalo, Huval, Richard, Williams, A.

Total - 9

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

Suspension of the Rules

On motion of Rep. Garofalo, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 436—

BY REPRESENTATIVES GAROFALO, ARMES, ARNOLD, BARRAS, BERTHELOT, STUART BISHOP, BROSSETT, BURFORD, CARMODY, CHAMPAGNE, CONNICK, DANAHAY, GEYMAN, GREENE, HARRIS, HARRISON, HAVARD, HENRY, HODGES, HOLLIS, HOWARD, KATRINA JACKSON, JAMES, LAMBERT, NANCY LANDRY, LEOPOLD, MILLER, JAY MORRIS, JIM MORRIS, POPE, PYLANT, REYNOLDS, RICHARD, ROBIDEAUX, SCHEXNAYDER, SCHRODER, SEABAUGH, SMITH, TALBOT, THIERRY, AND THOMPSON

A JOINT RESOLUTION

Proposing to amend Article III, Section 2(A)(3)(a) and (4)(a) of the Constitution of Louisiana, to provide for requirements of consideration of the general appropriation bill; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Garofalo to Engrossed House Bill No. 436 by Representative Garofalo

AMENDMENT NO. 1

On page 2, line 8, after "calendar day" and before "and" insert "except by a favorable record vote of two-thirds of the elected members of each house"

AMENDMENT NO. 2

On page 2, line 9, after "calendar day" and before "No" delete the period "." and insert "except by a favorable record vote of two-thirds of the elected members of each house."

AMENDMENT NO. 3

On page 2, line 24, after "calendar day" and before "and" insert "except by a favorable record vote of two-thirds of the elected members of each house"

AMENDMENT NO. 4

On page 2, at the end of line 25, after "calendar day" delete the period "." and insert "except by a favorable record vote of two-thirds of the elected members of each house."

AMENDMENT NO. 5

On page 3, line 13, after "instruments" and before the question mark "?" insert "unless authorized by two-thirds vote of each house of the legislature"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Jay Morris to Engrossed House Bill No. 436 by Representative Garofalo

AMENDMENT NO. 1

On page 3, at the beginning of line 4, change "Section 2." to "Section 2.(A)"

AMENDMENT NO. 2

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

"(B) Be it further resolved, that notwithstanding the provisions of Paragraph (A) of this Section, this proposed amendment shall not be submitted to the electors of the state of Louisiana unless the proposed amendments of the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 434 and 435 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and the bills which originated as House Bill Nos. 1, 437, 456, 474, 571, 620, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

On motion of Rep. Jay Morris, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Moreno
Adams	Guinn	Morris, Jay
Anders	Harris	Morris, Jim
Armes	Harrison	Norton
Arnold	Havard	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, T.	Jackson, G.	Robideaux
Burrell	Jackson, K.	Schexnayder
Carmody	James	Schroder
Carter	Jefferson	Seabaugh
Champagne	Johnson	Smith
Cox	Jones	St. Germain
Danahay	Lambert	Stokes
Dixon	Landry, N.	Talbot
Edwards	Landry, T.	Thibaut
Franklin	LeBas	Thierry
Gaines	Leopold	Thompson
Garofalo	Lopinto	Whitney
Geymann	Lorusso	Williams, A.
Gisclair	Mack	Williams, P.
Greene	Miller	Willmott
Total - 90		

NAYS

Burns, H.	Fannin	Leger
Chaney	Foil	Shadoin
Dove	Hazel	Simon
Total - 9		

ABSENT

Abramson	Connick	Huval
Bishop, W.	Cromer	Montoucet
Total - 6		

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

Suspension of the Rules

On motion of Rep. Stuart Bishop, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 474—
BY REPRESENTATIVE STUART BISHOP
AN ACT

To amend and reenact R.S. 47:633(7)(c)(iv) and to repeal R.S. 47:633(9)(e)(vii), relative to severance tax on oil and gas; to provide relative to a reduced tax rate on oil and gas produced from a well classified as inactive; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Stuart Bishop to Engrossed House Bill No. 474 by Representative Stuart Bishop

AMENDMENT NO. 1

On page 2, line 2, after "2010, for" and before "the" insert "purposes of" and after "exemption" and before "period" insert "application"

On motion of Rep. Stuart Bishop, the amendments were adopted.

Rep. Stuart Bishop 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, Adams, Arnes, etc.

NAYS

Total - 99

ABSENT

Table listing names of representatives who were 'ABSENT': Abramson, Bishop, W., Cromer, Huval, Pearson, Schroder.

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. 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.

Suspension of the Rules

On motion of Rep. Robideaux, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 571— BY REPRESENTATIVE ROBIDEAUX AN ACT

To amend and reenact R.S. 51:1787(A)(3) and (B)(3) and 1791, relative to rebates and rebate programs, to provide requirements for rebate contracts; to provide for the administration of rebate programs; to authorize the promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Robideaux to Engrossed House Bill No. 571 by Representative Robideaux

AMENDMENT NO. 1

On page 2, line 18, after "assistance" and before "prior" insert "during the six-month period"

AMENDMENT NO. 2

On page 2, line 23, after "business" and before "and" delete "which is located in an enterprise zone" and insert "which is assigned a North American Industry Classification Code of 44 or 45"

AMENDMENT NO. 3

On page 2, line 25, after "pharmacies" and before the comma "," insert "located in an enterprise zone"

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

Rep. Robideaux 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, Anders, Arnes, etc.

Connick	Jones	Shadoin
Cox	Lambert	Smith
Danahay	Landry, N.	St. Germain
Dixon	Landry, T.	Talbot
Edwards	LeBas	Thibaut
Foil	Leger	Thierry
Gaines	Leopold	Thompson
Geymann	Lopinto	Williams, A.
Gisclair	Lorusso	Williams, P.
Greene	Mack	
Guillory	Miller	
Total - 79		

NAYS

Adams	Garofalo	Simon
Billiot	Guinn	Stokes
Broadwater	Hodges	Whitney
Burns, H.	Ivey	Willmott
Chaney	Ponti	
Fannin	Seabaugh	
Total - 16		

ABSENT

Abramson	Dove	Pearson
Badon	Franklin	Schroder
Bishop, W.	Hollis	
Cromer	Huval	
Total - 10		

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. Robideaux 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. Stokes requested the House consent to correct her vote on final passage of House Bill No. 571 from yea to nay, which consent was unanimously granted.

Consent to Correct a Vote Record

Rep. Garofalo requested the House consent to correct his vote on final passage of House Bill No. 571 from yea to nay, which consent was unanimously granted.

Suspension of the Rules

On motion of Rep. Robideaux, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 653—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 47:306(A)(3) and to enact R.S. 47:302(U), relative to state sales and use taxes; to provide with respect to the collection of tax on transactions involving certain tangible personal property and services; to provide for effectiveness; and to provide for related matters.

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Mack
Anders	Harris	Miller
Armes	Harrison	Montoucet
Arnold	Havard	Moreno
Badon	Hazel	Morris, Jay
Barras	Henry	Morris, Jim
Barrow	Hensgens	Norton
Berthelot	Hill	Ortego
Bishop, S.	Hoffmann	Pierre
Brossett	Hollis	Ponti
Brown	Honore	Pope
Burford	Howard	Price
Burns, T.	Hunter	Pugh
Burrell	Jackson, G.	Pylant
Carmody	Jackson, K.	Reynolds
Carter	James	Richard
Champagne	Jefferson	Ritchie
Cox	Johnson	Robideaux
Danahay	Jones	Schexnayder
Dixon	Lambert	Smith
Edwards	Landry, N.	St. Germain
Foil	Landry, T.	Talbot
Franklin	LeBas	Thibaut
Gaines	Leger	Thierry
Geymann	Leopold	Thompson
Gisclair	Lopinto	Williams, A.
Guillory	Lorusso	Williams, P.
Total - 81		

NAYS

Adams	Fannin	Shadoin
Billiot	Garofalo	Simon
Broadwater	Greene	Stokes
Burns, H.	Hodges	Whitney
Chaney	Ivey	Willmott
Dove	Seabaugh	
Total - 17		

ABSENT

Abramson	Cromer	Schroder
Bishop, W.	Huval	
Connick	Pearson	
Total - 7		

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

Suspension of the Rules

On motion of Rep. Montoucet, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 696—
BY REPRESENTATIVE MONTOUCKET
AN ACT

To amend and reenact R.S. 47:6007(B), (C)(1), (4)(b), (e), and (f), and (7), (D)(1)(a) and (b), (2)(a)(i)(cc), (c), and (d)(introductory paragraph) and (i), (E), and (F)(1), to enact R.S. 47:6007(G) and 6030(G), and to repeal R.S. 47:6007(D)(2)(a)(i)(ee), relative to state income tax credits; to provide with respect to the motion picture investor tax credit; to require the reduction of such credit under certain circumstances; to provide for certain definitions; to provide for the certification of expenditures on state-certified

productions; to provide with respect to the transfer of tax credits; to provide with respect to the processing fee for the transfer of tax credits; to provide with respect to the certification and administration of tax credits; to provide for certain audit requirements; to provide for the recapture and recovery of tax credits; to provide with respect to the wind or solar energy systems tax credit; to require the reduction of such credit under certain circumstances; to provide for certain limitations; to provide for an effective date; 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. 696 by Representative Montoucet

AMENDMENT NO. 1

On page 2, line 5, change "W2" to "W-2"

AMENDMENT NO. 2

On page 3, line 16, change "W2 form. Payments made to loan out" to "W-2 form. Payments made to loan-out"

AMENDMENT NO. 3

On page 7, line 9, following "Subtitle II" and before ", provided" insert "of this Title"

AMENDMENT NO. 4

On page 10, between lines 12 and 13, insert "* * *"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Montoucet to Engrossed House Bill No. 696 by Representative Montoucet

AMENDMENT NO. 1

On page 10, at the beginning of line 23, after "2013," and before "to the" delete "any tax credit subject" and insert "through June 30, 2016, any tax credit authorized pursuant"

AMENDMENT NO. 2

On page 10, line 24, after "against" and before "tax" delete "corporate" and insert "income"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Engrossed House Bill No. 696 by Representative Montoucet

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:6007(B)," delete the remainder of the line, delete lines 3 and 4 in their entirety, and insert the following:

"(C)(1)(introductory paragraph), (c)(introductory paragraph) and (d), (2)(introductory paragraph), (4)(introductory paragraph) and (f)(ii), (D)(1)(a), (2)(b)(introductory paragraph), (c), and (d)(introductory paragraph), (3), (6), (7), and (8), (E), and (F)(3) to enact R.S. 47:6007(C)(1)(e), (D)(9), and (F)(4), and 6030(G), and to repeal R.S. 47: 6007 (D)(2)(a)(i)(ee), relative "

AMENDMENT NO. 2

On page 1, line 6, after "credit;" delete the remainder of the line and insert the following:

"to provide for amounts of tax credits; to provide"

AMENDMENT NO. 3

On page 1, delete line 9 in its entirety and insert "with respect to rulemaking; to provide with"

AMENDMENT NO. 4

On page 1, line 16, after "R.S. 47:6007(B)," delete the remainder of the line, delete lines 17 through 21 in their entirety, delete pages 2 through 9 in their entirety, and on page 10, delete lines 1 through 18 in their entirety, and insert the following:

"(C)(1)(introductory paragraph), (c)(introductory paragraph) and (d), (2)(introductory paragraph), (4)(introductory paragraph) and (f)(ii), (D)(1)(a), (2)(b)(introductory paragraph), (c), and (d)(introductory paragraph), (3), (6), (7), and (8), (E), and (F)(3) are hereby amended and reenacted and R.S. 47:6007(C)(1)(e), (D)(9), and (F)(4) are hereby enacted to read as follows:

§6007. Motion picture investor tax credit

* * *

B. Definitions. For the purposes of this Section:

(1) "Base investment" means cash or cash equivalent investment made and used for production expenditures in the state for a state-certified production.

(2) "Below the line crewmember" means a person employed by a motion picture production company for a state-certified production that is not a producer, associate producer, coproducer, line producer, executive producer, director, director of photography, production designer, writer, actor, stunt performer, or other onscreen performer with spoken lines.

(3) "Box rental" means private property owned by an employee or individual contractor and leased to a state-certified production for use in Louisiana on a state-certified production, which is designated as additional income on a W-2 or 1099 federal income tax form.

(3) (4) "Expenditure" means actual cash or cash equivalent exchanged for goods or services.

(2) "~~Expended~~ (5) "Expenditure in the state" means an expenditure to lease immovable property located in the state; an expenditure as compensation for services performed in the state; or an expenditure to purchase or lease tangible personal property from a source within the state where the transaction is subject to the state sales or lease tax provisions of Title 47 of the Louisiana Revised Statutes of 1950. A transaction that is subject to the state sales or

lease tax provisions of Title 47 of the Louisiana Revised Statutes of 1950 shall include transactions which are also subject to a statutory exclusion or exemption.

(4) (6) "Headquartered in Louisiana" means a corporation incorporated in Louisiana or a partnership, limited liability company, or other business entity domiciled ~~and in Louisiana and having its principal place of business in Louisiana. An entity shall not be deemed to be headquartered in Louisiana for the purpose of producing nationally or internationally distributed motion pictures as defined in this Section: if it is controlled, directly or indirectly, by a nonresident individual or entity.~~

(5) (7) "Motion picture" means a nationally or internationally distributed feature-length film, video, television pilot, television series, television movie of the week, animated feature film, animated television series, or commercial made in Louisiana, in whole or in part, for theatrical or television viewing. The term "motion picture" shall not include the production of television coverage of news and athletic events.

(6) (8) "Motion picture production company" means a company engaged in the business of producing nationally or internationally distributed motion pictures as defined in this Section. Motion picture production company shall not mean or include any company owned, affiliated, or controlled, in whole or in part, by any company or person which is in default on a loan made by the state or a loan guaranteed by the state, nor with any company or person who has ever declared bankruptcy under which an obligation of the company or person to pay or repay public funds or monies was discharged as a part of such bankruptcy.

(7) (9) "Office" means the Governor's Office of Film and Television Development until August 15, 2006; thereafter, the term "office" means the office of entertainment industry development in the Department of Economic Development provided for in R.S. 51:938.1.

(8) (10) "Payroll" means all salary, wages, and other compensation, including benefits paid to an employee for services relating to a state-certified production and taxable in this state. However, "payroll" for purposes of the additional tax credit for Louisiana-resident payroll shall exclude any portion of an individual salary in excess of one million dollars.

(11) "Post-production work" means film or digital dailies, editorial services, providing post-production facilities, color correction, sound and music editing, rerecording and mixing, post-production lab services, title sequence creation, animation, transfer of film to tape or digital format, sound synchronization, foley, and visual effects.

(9) (12) "Production expenditures" means preproduction, production, and qualified postproduction expenditures in this the state directly relating to a state-certified production, including without limitation the following: set construction and operation; wardrobes, makeup, accessories, and related services; costs associated with photography and sound synchronization, lighting, and related services and materials; editing and related services; rental of facilities and equipment; leasing of vehicles; costs of food and lodging; digital or tape editing, film processing, transfer of film to tape or digital format, sound mixing, special and visual effects; financing and interest costs if such financing or loan is obtained from a financier headquartered in Louisiana; and payroll. This term shall include the cost of customization or custom development of a tangible good specifically designed for use by a state-certified production in Louisiana if the customization services are performed in Louisiana. This term shall not include expenditures for marketing and distribution, ~~non-production nonproduction~~ related overhead, amounts reimbursed by the state or any other governmental entity, costs related to the transfer of tax credits, amounts that are paid to persons or entities as a result of their participation in profits from the

exploitation of the production, the application fee, box or kit rentals paid to an individual who is not a Louisiana resident for the use of property that does not originate from a source within the state, or state or local taxes.

(13) "Qualified post-production expenditures" means only such costs that are attributable to the use of tangible property or the performance of post-production services by a qualified post-production facility within the state and related to a state-certified production. This shall include only those costs and their pro rata portions which occur directly within the state, no cost or salary which is incurred outside of Louisiana can be considered eligible; thus services contracted to subsidiaries, third party companies, satellite offices or individuals performing the work outside the state are not qualified post-production costs. A production company claiming qualified post-production expenditures must sign a statement attesting that, to the best of its knowledge, all services being submitted as eligible meet the requirements of this Paragraph. Additionally, it shall be required that the qualified post-production facility performing the claimed post-production services must sign a statement attesting that all claimed qualified post-production expenditures meet the requirements of this Paragraph. Should it be found that a post-production facility fraudulently misrepresents the eligibility of expenditures, such post-production facility shall be deemed ineligible to serve as a qualified post-production facility for a period of eighteen months.

(14) "Qualified post-production facility" means:

(a) For state-certified productions with a total base investment of more than one million dollars, a permanent facility located within the state which is designed for the performance of post-production work, at which all necessary equipment is maintained on a permanent basis, and which meets either of the following criteria:

(i) If used for picture-based post-production, it contains a minimum of two thousand five hundred square feet of workable space, and has a minimum of four full-time employees.

(ii) If used for sound-based post production, it contains a minimum of one thousand two hundred fifty square feet of workable space, and it maintains a minimum of two full-time employees.

(b) For state-certified productions with a total base investment of one million dollars or less, a facility located within the state which is designed for the performance of post-production work, at which all necessary equipment is maintained on a permanent basis, and which meets either of the following criteria:

(i) If used for picture-based post-production, it contains a minimum of one thousand two hundred fifty square feet of workable space, and has a minimum of two full-time employees.

(ii) If used for sound-based post production, it contains a minimum of seven hundred fifty square feet of workable space, and it maintains a minimum of one full-time employee.

(c) A production which performs post-production services on its own behalf shall be exempt from the requirement to use a qualified post-production facility; provided, however, expenditures shall only be eligible for earning tax credits under the cost-recovery method of accounting.

(10) (15) "Resident" or "resident of Louisiana" means a natural person domiciled in the state who has a driver's license issued by the state of Louisiana, and who can provide either a utility bill or real property lease which indicates the same address as that on the driver's license, and which document is dated at least six months and no more than one year prior to employment. A person who maintains a permanent place of abode within the state and spends in the aggregate more than six months of each year within the state shall be presumed to be domiciled in the state.

(H) (16) "Secretary" means the secretary of the Department of Economic Development.

(H) (17) "Source within the state" means a resident, corporation, partnership, limited liability company, or other business entity, or division or subsidiary thereof, with a physical facility in Louisiana, operating with posted business hours and employing at least one full-time equivalent employee.

(18) "Special events" means an event that occurs irrespective of filming, such as Mardi Gras, music festivals, concerts, or other similarly situated events.

(19) "Special event production expenditures" means only costs directly related to filming the special event.

(20) For state-certified productions receiving initial certification on or after January 1, 2014, costs that are indirectly related to filming shall not qualify for tax credits. Such indirect costs shall include, but not be limited to, artist compensation for festival or concert appearances or costs associated with the usual activities of a reality show or documentary.

(H) (21) "State" means the state of Louisiana.

(H) (22) "State-certified production" shall mean a production approved by the office and the secretary which is produced by a motion picture production company domiciled and headquartered in Louisiana and which has a viable multi-market multimarket commercial distribution plan.

C. Investor tax credit; specific productions and projects.

(1) There is hereby authorized a tax credit against state income, corporation franchise, severance and sales and use tax for Louisiana taxpayers for investment in state-certified productions. The tax credit shall be earned by investors at the time expenditures are made by a motion picture production company in a state-certified production. However, credits cannot be applied against a tax or transferred until the expenditures are certified by the office and the secretary. For state-certified productions, expenditures shall be certified no more than twice during the duration of a state-certified production unless the motion picture production company agrees to reimburse the office for the costs of any additional certifications. The tax credit shall be calculated as a percentage of the total base investment dollars certified per project.

* * *

(c) For state-certified productions approved by the office and the secretary on or after July 1, 2009, but before January 1, 2014:

* * *

(d) For state-certified productions approved by the office and the secretary on or after January 1, 2014:

(i) If the total base investment is greater than three hundred thousand dollars, each motion picture production company shall be allowed a tax credit of thirty percent of the base investment made by that motion picture production company excluding any portion of the base investment that is expended on payroll for below the line crewmembers that are not residents of Louisiana.

(aa) To the extent that base investment is expended on payroll for Louisiana residents employed in connection with a state-certified production, each motion picture production company shall be allowed an additional tax credit of five percent of such payroll; however, if such payroll contains compensation to any individual which exceeds one million dollars, this additional credit shall exclude any compensation for that individual that exceeds one million dollars.

(bb) To the extent that base investment is expended on payroll for below the line crewmembers that are not residents of Louisiana employed in connection with a state-certified production, each motion picture production company shall be allowed a tax credit of twenty percent of such payroll.

(ii) If the total base investment is greater than fifty thousand dollars, but less than three hundred thousand dollars, each investor who can prove Louisiana residency for a minimum of three years shall be allowed a tax credit for thirty percent of the base investment made by that investor.

(H) (e) Motion picture investor tax credits associated with a state-certified production shall never exceed the total base investment in that production.

(2) The credit shall be allowed against the income, corporation franchise, severance, and sales and use tax for the taxable period in which the credit is earned or for the taxable period in which initial certification authorizes the credit to be taken. If the tax credit allowed pursuant to this Section exceeds the amount of such taxes due for such tax period, then any unused credit may be carried forward as a credit against subsequent tax liability for a period not to exceed ten years.

* * *

(4) Transferability of the credit. Any motion picture tax credits not previously claimed by any taxpayer against its income, corporation franchise, severance, and sales and use tax may be transferred or sold to another Louisiana taxpayer or to the office, subject to the following conditions:

(f) * * *
* * *

(ii) For projects which receive initial certification on and after July 1, 2009, the investor or motion picture production company who earned the motion picture investor tax credits pursuant to such certification may transfer the credits to the office for eighty-five percent of the face value of the credits in accordance with the procedures and requirements of Item (i) of this Subparagraph.

* * *

D. Certification and administration.

(1)(a) The secretary of the Department of Economic Development and the office shall determine through the promulgation of rules the minimum criteria that a project must meet in order to qualify according to this Section. The secretary, the office, and the division of administration shall determine through the promulgation of rules the minimum criteria that a project must meet in order to qualify according to this Section. However, rulemaking authority shall not extend to the setting of a specific cap, proportion, percentage, or similar limit or restriction with regard to the scope or qualification of production expenditures as defined in this Section. The qualification of production expenditures shall be confirmed through the audit process associated with final certification as provided for in Subparagraph (2)(d) of this Subsection.

* * *

(2) * * *
* * *

(b) If the application is incomplete, additional information may be requested prior to further action by the office or the secretary of

the Department of Economic Development. An application fee shall be submitted with the application based on the following:

* * *

(c) The office and the secretary shall submit their initial certification of a project as a state-certified production to investors both the motion picture production company and to the secretary of the Department of Revenue indicating. The initial certification shall indicate the total base investment which shall be expended in the state on the state-certified production. The initial certification and shall include a unique identifying number for each state-certified production.

(d) Prior to any final certification of the state-certified production, the motion picture production company shall submit to the office and the secretary an audit of the production expenditures certified by an independent certified public accountant as determined by rule. The office and the secretary shall review the audit; and the production expense details, and may require additional information needed to make a determination. Upon approval of the audit, the office and the secretary shall issue a final tax credit certification letter indicating the amount of tax credits certified for the state-certified production to the investors motion picture production company. The rules required by this Subparagraph shall, at a minimum, require that:

* * *

(3) The secretary of the Department of Revenue, in consultation with the office and the secretary of the Department of Economic Development shall promulgate such rules and regulations as are necessary to carry out the intent and purposes of this Section in accordance with the general guidelines provided herein. However, rulemaking authority shall not extend to the setting of a specific cap, proportion, percentage, or similar limit or restriction with regard to the scope or qualification of production expenditures as defined in this Section. The qualification of production expenditures shall be confirmed through the audit process associated with final certification as provided for in Subparagraph (2)(d) of this Subsection.

* * *

(6) Prior to any final certification of a state-certified production, the motion picture production company applying for the credit must ensure and be able to demonstrate that all taxes related to production expenditures paid to an individual, or to a loan out, personal services corporation, professional employer organization, or employee leasing company for the services of an individual that are performed in this state are withheld and paid to this state pursuant to R.S. 47:112. Any amounts so withheld shall be deemed to have been withheld by the loan out, personal services corporation, professional employer organization, or employee leasing company on wages paid to its employees for services performed in Louisiana.

(7)(a) With input from the Legislative Fiscal Office, the office shall prepare a written report to be submitted to the Senate Committee on Revenue and Fiscal Affairs and the House of Representatives Committee on Ways and Means no less than sixty days prior to the start of the Regular Session of the Legislature in 2007, and every second year thereafter. The report shall include the overall impact of the tax credits, the amount of the tax credits issued, the number of net new jobs created, the amount of Louisiana payroll created, the economic impact of the tax credits and film industry, and any other factors that describe the impact of the program.

(b) For the year 2015, the report shall include a long term strategic plan for the development of an indigenous self-sustaining entertainment industry and shall include recommendations for legislative and policy changes that will help reduce industry dependence on tax credits and government subsidy.

(c) The long-term plan with recommendations shall be developed by a committee of industry experts named "The Entertainment Industry Advisory Committee", hereafter referred to as "committee". The committee shall meet a minimum of eight times without compensation and will convene no later than December 1, 2013. The committee's final report shall be due to the office, the House Committee on Ways and Means, and the Senate Committee on Revenue & Fiscal Affairs no later than February 1, 2015.

(d) The committee shall be appointed by the secretary of the Louisiana Department of Economic Development and shall be composed of the following:

(i) The director of the Office of Entertainment Industry Development;

(ii) The secretary of the Department of Economic Development, or his designee;

(iii) The chairman of the House Committee on Ways and Means, or his designee;

(iv) The chairman of the Senate Committee on Revenue and Fiscal Affairs, or his designee;

(v) An economist with the Legislative Fiscal Office;

(vi) Three representatives of the entertainment business community selected from a list provided by the Louisiana Film and Entertainment Association,

(vii) A representative of the banking or investment community with experience in film financing, start up investment or intellectual property selected from a list provided by the Louisiana Bankers Association;

(viii) A representative from a Louisiana university which offers degreed programs in at least two of the following areas: film, music business, animation, video game development, or dramatic arts.

(e) Any expenses incurred by the committee for research, facilitation, or compilation of the strategic plan may be paid from the Entertainment Promotion and Marketing Fund, but shall not exceed a total of twenty-five thousand dollars.

(7)(8) The Department of Economic Development may request an additional audit of the expenditures submitted by the motion picture production company at the cost of the motion picture production company.

(8)(9) As a condition for receiving certification of tax credits under this Section, state-certified productions may be required to display ~~an animated~~ a state brand or logo, or both, which includes a fleur de lis as prescribed by the secretary of the Department of Economic Development as long as the ~~animated~~ state brand or logo is not contrary to any rule or regulation of the Federal Communications Commission.

E. Recapture of credits. If the office finds that monies for which ~~an investor~~ a motion picture production company received tax credits according to this Section are not ~~invested in and~~ expended with respect to a state-certified production ~~within twenty-four months of the date that such credits are earned, then the investor's~~ then the motion picture production company's state income tax for such taxable period shall be increased by such amount necessary for the recapture of credit provided by this Section.

F. Recovery of credits by Department of Revenue.

* * *

(3) No tax credits transferred to another Louisiana taxpayer pursuant to this Section shall be subject to recovery or recapture.

Once tax credits are granted and issued, the office and Department of Revenue shall have no right, except in the case of possible material misrepresentation or fraud, to conduct any further or additional review, examination, or audit of the production expenditures for which such tax credits were granted. The sole and exclusive remedy of the office and Department of Revenue shall be to seek collection of the amount of such tax credits from the entity that committed the fraud or misrepresentation.

(⇒) (4) The provisions of this Subsection are in addition to and shall not limit the authority of the secretary of the Department of Revenue to assess or to collect under any other provision of law."

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.

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Guillory	Montoucet
Arnes	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Pierre
Bishop, S.	Hensgens	Ponti
Broadwater	Hill	Pope
Brossett	Hoffmann	Price
Brown	Hollis	Pugh
Burford	Honore	Pylant
Burns, T.	Howard	Reynolds
Burrell	Hunter	Richard
Carmody	Jackson, G.	Ritchie
Carter	Jackson, K.	Robideaux
Champagne	James	Schexnayder
Chaney	Jefferson	Schroder
Cox	Johnson	Shadoin
Danahay	Jones	Smith
Dixon	Lambert	St. Germain
Dove	Landry, N.	Talbot
Edwards	Landry, T.	Thibaut
Foil	LeBas	Thierry
Franklin	Leger	Thompson
Gaines	Leopold	Williams, A.
Garofalo	Lorusso	Willmott
Geymann	Mack	
Gisclair	Miller	
Total - 85		

NAYS

Adams	Hodges	Simon
Billiot	Ivey	Stokes
Burns, H.	Pearson	Whitney
Greene	Seabaugh	Williams, P.
Total - 12		

ABSENT

Abramson	Connick	Huval
Anders	Cromer	Lopinto
Bishop, W.	Fannin	
Total - 8		

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. Montoucet 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. Stokes requested the House consent to correct her vote on final passage of House Bill No. 696 from yea to nay, which consent was unanimously granted.

Suspension of the Rules

On motion of Rep. Robideaux, and under a suspension of the rules, the following bill was taken up out of its regular order at this time.

HOUSE BILL NO. 456—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To enact the Louisiana Tax Delinquency Amnesty Act of 2013; to provide for definitions; to require the Department of Revenue to establish a tax amnesty program as provided for in this Act; to provide for terms and conditions of the program; to provide for the disposition of the monies collected pursuant to the tax amnesty program; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Robideaux moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Mack
Adams	Guillory	Miller
Anders	Guinn	Moreno
Arnold	Harris	Morris, Jay
Badon	Harrison	Morris, Jim
Barras	Havard	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Pierre
Bishop, S.	Hensgens	Ponti
Brossett	Hill	Pope
Brown	Hoffmann	Price
Burford	Hollis	Pylant
Burns, T.	Honore	Reynolds
Burrell	Howard	Richard
Carmody	Hunter	Ritchie
Carter	Ivey	Robideaux
Champagne	Jackson, G.	Schexnayder
Connick	Jackson, K.	Schroder
Cox	James	Shadoin
Danahay	Jefferson	Simon
Dixon	Johnson	Smith
Dove	Jones	St. Germain
Edwards	Lambert	Stokes
Foil	Landry, N.	Talbot
Franklin	Landry, T.	Thierry
Gaines	LeBas	Williams, A.
Garofalo	Leopold	Williams, P.
Geymann	Lopinto	Willmott
Gisclair	Lorusso	
Total - 86		

NAYS

Billiot	Chaney	Pearson
Broadwater	Fannin	Seabaugh
Burns, H.	Hodges	Whitney
Total - 9		

ABSENT

Abramson	Huval	Thibaut
Armes	Leger	Thompson
Bishop, W.	Montoucet	
Cromer	Pugh	
Total - 10		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Robideaux 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. Broadwater requested the House consent to correct his vote on final passage of House Bill No. 456 from yea to nay, which consent was unanimously granted.

Motion

Rep. Robideaux moved to call from the table the motion to reconsider the vote by which House Bill No. 571 finally passed, which motion was agreed to.

Suspension of the Rules

On motion of Rep. Robideaux, the rules were suspended to reconsider the vote by which House Bill No. 571 finally passed on the same legislative day.

HOUSE BILL NO. 571—
BY REPRESENTATIVE ROBIDEAUX
AN ACT

To amend and reenact R.S. 51:1787(A)(3) and (B)(3) and 1791, relative to rebates and rebate programs, to provide requirements for rebate contracts; to provide for the administration of rebate programs; to authorize the promulgation of rules and regulations; to provide for effectiveness; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schroder to Engrossed House Bill No. 571 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 2, after "1791" and before the comma "," insert the following:

"to enact R.S. 47:6302 and R.S. 51:3116 and 3122"

AMENDMENT NO. 2

On page 1, between lines 6 and 7, insert the following:

"Section 1. R.S. 47:6302 is hereby enacted to read as follows:

§6302. Suspension of Rebate

Notwithstanding any provision of law to the contrary, the provisions of this Chapter and the authorization to issue or pay a rebate shall be ineffective beginning on and after July 1, 2013 through June 30, 2016. Beginning July 1, 2016, the provisions of this Chapter and the authority to issue or pay a rebate shall have the full force and effect of law."

AMENDMENT NO. 3

On page 1, at the beginning of line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 3, between lines 16 and 17, insert the following:

"* * *

§3116. Suspension of Rebate

Notwithstanding any provision of law to the contrary, the provisions of this Chapter and the authorization to enter into any rebate contract shall be ineffective beginning on and after July 1, 2013 through June 30, 2016. Beginning July 1, 2016, the provisions of this Chapter and the authority to enter into any rebate contract shall have the full force and effect of law.

* * *

§3122. Suspension of Rebate

Notwithstanding any provision of law to the contrary, the provisions of this Chapter and the authorization to enter into any rebate contract shall be ineffective beginning on and after July 1, 2013 through June 30, 2016. Beginning July 1, 2016, the provisions of this Chapter and the authority to enter into any rebate contract shall have the full force and effect of law."

AMENDMENT NO. 5

On page 3, at the beginning of line 17, change "Section 2." to "Section 3."

AMENDMENT NO. 6

On page 3, at the beginning of line 20, change "3.(A)" to "4.(A)"

Acting Speaker Danahay in the Chair

Speaker Kleckley in the Chair

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Schroder to Engrossed House Bill No. 571 by Representative Robideaux

AMENDMENT NO. 1

On page 1, line 2, after "1791" and before the comma "," insert the following:

"and to enact R.S. 47:6302 and R.S. 51:3116 and 3122"

AMENDMENT NO. 2

On page 1, between lines 6 and 7, insert the following:

"Section 1. R.S. 47:6302 is hereby enacted to read as follows:

§6302. Suspension of Rebate

A. Notwithstanding any provision of law to the contrary, the provisions of this Chapter and the authorization to issue or pay a rebate shall be ineffective beginning on and after July 1, 2013 through June 30, 2016. Beginning July 1, 2016, the provisions of this Chapter and the authority to issue or pay a rebate shall have the full force and effect of law.

B. The provisions of this Section shall not apply with respect to the satisfaction of any claim for a rebate based on a donation made between January 1, 2013, and June 30, 2013."

AMENDMENT NO. 3

On page 1, at the beginning of line 7, change "Section 1." to "Section 2."

AMENDMENT NO. 4

On page 3, between lines 16 and 17, insert the following:

** * *

§3116. Suspension of Rebate

A. Notwithstanding any provision of law to the contrary, the provisions of this Chapter and the authorization to enter into any rebate contract shall be ineffective beginning on and after July 1, 2013, through June 30, 2016. Beginning July 1, 2016, the provisions of this Chapter and the authority to enter into any rebate contract shall have the full force and effect of law."

B. The provisions of this Section shall not apply in cases where the secretary of the Department of Economic Development has entered into a cooperative endeavor agreement with a business entity for purposes of receiving this rebate incentive, regardless of whether the contract has been approved by the Joint Legislative Committee on the Budget prior to July 1, 2013.

* * *

§3122. Suspension of Rebate

A. Notwithstanding any provision of law to the contrary, the provisions of this Chapter and the authorization to enter into any rebate contract shall be ineffective beginning on and after July 1, 2013 through June 30, 2016. Beginning July 1, 2016, the provisions of this Chapter and the authority to enter into any rebate contract shall have the full force and effect of law.

B. The provisions of this Section shall not apply in cases where the secretary of the Department of Economic Development has entered into a cooperative endeavor agreement with a business entity for purposes of receiving this rebate incentive, regardless of whether the contract has been approved by the Joint Legislative Committee on the Budget prior to July 1, 2013."

AMENDMENT NO. 5

On page 3, at the beginning of line 17, change "Section 2." to "Section 3."

AMENDMENT NO. 6

On page 3, at the beginning of line 20, change "3.(A)" to "4.(A)"

Acting Speaker Talbot in the Chair

Speaker Kleckley in the Chair

Rep. Schroder moved the adoption of the amendments.

Rep. Garofalo objected.

By a vote of 74 yeas and 25 nays, the amendments were adopted.

Consent to Correct a Vote Record

Rep. Miller requested the House consent to correct his vote on the amendments proposed by Rep. Schroder to House Bill No. 571 from yea to nay, which consent was unanimously granted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing members in the YEAS column: Mr. Speaker, Anders, Arnes, Arnold, Badon, Barras, Barrow, Berthelot, Bishop, S., Brossett, Brown, Burford, Burrell, Carter, Champagne, Connick, Cox, Danahay, Dixon, Edwards, Foil, Franklin, Gaines, Geymann, Gisclair, Guillory, Mack, Harris, Harrison, Havard, Hazel, Henry, Hensgens, Hill, Hoffmann, Hollis, Honore, Howard, Hunter, Jackson, G., Jackson, K., James, Jefferson, Johnson, Jones, Lambert, Landry, N., Landry, T., LeBas, Leger, Leopold, Lorusso, Miller, Montoucet, Moreno, Morris, Jay, Morris, Jim, Norton, Ortego, Pierre, Ponti, Pope, Price, Pugh, Pylant, Reynolds, Richard, Ritchie, Robideaux, Schroder, Smith, St. Germain, Thibaut, Thierry, Williams, A., Williams, P.

Total - 76

NAYS

Table listing members in the NAYS column: Adams, Billiot, Broadwater, Burns, H., Burns, T., Carmody, Chaney, Dove, Fannin, Garofalo, Greene, Guinn, Hodges, Ivey, Lopinto, Pearson, Seabaugh, Shadoin, Stokes, Talbot, Thompson, Whitney, Willmott

Total - 23

ABSENT

Table listing members in the ABSENT column: Abramson, Bishop, W., Cromer, Huval, Schexnayder, Simon

Total - 6

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.

HOUSE BILL NO. 1—
BY REPRESENTATIVE FANNIN
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 3, line 17, between "Department of" and "Civil" insert "State"

AMENDMENT NO. 2

On page 5, line 5, change "Services" to "Service"

AMENDMENT NO. 3

On page 5, line 19, between "request" and "deemed" insert "is"

AMENDMENT NO. 4

On page 6, line 15, change "R.S. 42:851(A)(1)" to "R.S. 42:851(D)(1)"

AMENDMENT NO. 5

On page 8, line 10, change the comma "," to "and"

AMENDMENT NO. 6

On page 9, line 16, delete "only"

AMENDMENT NO. 7

On page 9, line 17, between "Budget" and "when" insert "only"

AMENDMENT NO. 8

On page 11, line 10, between "of" and "Title" insert "Subtitle I of"

AMENDMENT NO. 9

On page 11, line 21, change "C." to "C.(1)"

AMENDMENT NO. 10

On page 13, line 25, between "THE" and "INSPECTOR" insert "STATE"

AMENDMENT NO. 11

On page 13, line 28, between "Office of" and "Inspector" insert "the State"

AMENDMENT NO. 12

On page 13, line 35, between "Office of" and "Inspector" insert "the State"

AMENDMENT NO. 13

On page 96, line 2, change "October 1, 2012." to "October 1, 2013."

AMENDMENT NO. 14

On page 96, line 3, change "October 1, 2012," to "October 1, 2013,"

AMENDMENT NO. 15

On page 115, line 39, change "11,000" to "10,000"

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

Motion

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

Chairman Arnold in the Chair

House Business Resumed

Speaker Kleckley in the Chair

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

HOUSE BILL NO. 1—
BY REPRESENTATIVE FANNIN
AN ACT

Making appropriations for the ordinary expenses of the executive branch of state government, pensions, public schools, public roads, public charities, and state institutions and providing with respect to the expenditure of said appropriations.

Read by title.

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 1, line 2, delete "Making appropriations" and insert "Making annual appropriations for Fiscal Year 2013-2014"

AMENDMENT NO. 2

On page 11, after line 31, insert the following:

"D.(1) Appropriations contained in this Act which are designated as "SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law" in the amount of \$283,000,000 shall not be effective until the Revenue Estimating Conference revises the Fiscal Year 2013-2014 Official Forecast to incorporate all revenue impacts

resulting from House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Legislature. To the extent that the additional revenues incorporated for appropriation from these sources are not sufficient to fully fund the supplementary budget recommendations designated from these sources, such supplemental budget recommendations shall be funded on a pro rata basis.

(2) The commissioner of administration is authorized to adjust other means of financing only to the extent necessary as a result of funding items contained herein from any supplementary budget recommendation.

E.(1) Appropriations contained in this Act which are designated as "SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT)" in the event that additional revenues are projected and recognized by the Revenue Estimating Conference" in the amount of \$90,000,000 shall not be effective until the Revenue Estimating Conference revises the Fiscal Year 2013-2014 Official Forecast. To the extent that the additional revenues incorporated for appropriation from these sources are not sufficient to fully fund the supplementary budget recommendations designated from these sources, such supplemental budget recommendations shall be funded on a pro rata basis.

(2) The commissioner of administration is authorized to adjust other means of financing only to the extent necessary as a result of funding items contained herein from any supplementary budget recommendation.

F. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in each department and budget unit contained in this Act to achieve a State General Fund (Direct) savings of at least \$9,854,216. Provided further, however, that the commissioner of administration is authorized and directed to only make such adjustments to program expenditures in out-of-state travel and supplies.

G. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations and other means of financing appropriations contained in each department and budget unit contained in this Act to achieve a State General Fund (Direct) savings of at least \$25,316,000 from a reduction in the total dollar value of contracts."

AMENDMENT NO. 3

On page 12, delete lines 44 through 48 in their entirety

AMENDMENT NO. 4

On page 17, delete lines 44 through 49 in their entirety

AMENDMENT NO. 5

On page 51, delete lines 41 through 45 in their entirety and insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Executive and Administration Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$2,000,000."

AMENDMENT NO. 6

On page 53, delete lines 16 through 21 in their entirety

AMENDMENT NO. 7

On page 95, between lines 29 and 30, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Louisiana Medical Assistance Trust Fund by \$ 16,434,518.

Payable out of the State General Fund (Direct) to the Payments to Private Providers Program \$ 16,434,518

EXPENDITURES:
Payments to Private Providers Program for 50 New Opportunities Waiver (NOW) slots \$ 1,274,488
TOTAL EXPENDITURES \$ 1,274,488

MEANS OF FINANCE:
State General Fund by:
Statutory Dedication:
Utility and Carrier Inspection and Supervision Fund, notwithstanding any other provision of the law to the contrary, and specifically notwithstanding R.S. 45:1177 \$ 472,070
Federal Funds \$ 802,418
TOTAL MEANS OF FINANCING \$ 1,274,488

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Payments to Private Providers Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$1,419,675.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Private Providers Program in this agency by reducing the appropriation out of Federal Funds by \$2,413,140.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Payments to Private Providers Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$26,924,463.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Payments to Private Providers Program in this agency by reducing the appropriation out of Federal Funds by \$45,765,773.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Medicare Supplements and Buy-Ins Program in this agency by reducing the appropriation out of the State General Fund (Direct) by \$22,713,051.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Medicare Supplements and Buy-Ins Program in this agency by reducing the appropriation out of Federal Funds by \$38,607,281."

AMENDMENT NO. 8

On page 96, between lines 9 and 10, insert the following:

"SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law. (See Preamble Section 18 D(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$16,434,518 from the State General Fund (Direct) which is matched with \$27,935,131 of federal funds for a total means of financing of \$44,369,649."

AMENDMENT NO. 9

On page 143, between lines 12 and 13, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Overcollections Fund by \$354,274,936.

Payable out of the State General Fund
(Direct) to the Board of Regents \$ 354,274,936

The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing the appropriation out of the State General Fund by Statutory Dedications out of the Overcollections Fund by \$28,100,000.

Payable out of the State General Fund
(Direct) to the Board of Regents \$ 18,100,000

Payable out of the State General Fund
by Statutory Dedications out of the Rapid Response Fund to the Board of Regents, notwithstanding any other provision of the law to the contrary, and specifically notwithstanding R.S. 51:2361 \$ 10,000,000"

AMENDMENT NO. 10

On page 143, line 14, between "Fund" and "contained" insert "and the Rapid Response Fund"

AMENDMENT NO. 11

On page 143, between lines 31 and 32, insert the following:

"SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE OVERCOLLECTIONS FUND in the event the legislature approves the transfers delineated in the funds bill to the Overcollections Fund. (See Preamble Section 18 C(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$138,033,505 from the State General Fund by Statutory Dedications from the Overcollections Fund.

SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law. (See Preamble Section 18 D(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$166,265,482 from the State General Fund (Direct).

SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event that additional revenues are projected and recognized by the Revenue Estimating Conference (See Preamble Section 18 (E)(1))

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$90,000,000 from the State General Fund (Direct)."

AMENDMENT NO. 12

On page 145, between lines 31 and 32, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing in this agency by reducing

the appropriation out of the State General Fund by Statutory Dedications out of the TOPS Fund by \$100,300,000.

Payable out of the State General Fund
(Direct) to the TOPS Tuition Program \$ 100,300,000

SUPPLEMENTARY BUDGET RECOMMENDATIONS FROM THE STATE GENERAL FUND (DIRECT) in the event House Bill Nos. 456, 474, 571, 653, and 696 of the 2013 Regular Session of the Louisiana Legislature are enacted into law. (See Preamble Section 18 D(1)).

Provided however, the amount above includes a supplementary budget recommendation in the amount of \$100,300,000 from the State General Fund (Direct)."

AMENDMENT NO. 13

On page 203, delete lines 3 through 12 in their entirety

AMENDMENT NO. 14

On page 216, after line 45 insert the following:

"Notwithstanding any provision of law to the contrary and specifically notwithstanding the provisions of R.S. 24:39, the state treasurer is authorized and directed to transfer and Eleven Million Two Hundred and One Thousand Seven Hundred Twenty-Four and no/100 Dollars (\$11,201,724) from the Legislative Capitol Technology Enhancement Fund to the State General Fund (Direct)."

AMENDMENT NO. 15

On page 225, between lines 44 and 45, insert the following:

"Section 20. This Act shall take effect and become operative only if the proposed amendments to the Constitution of Louisiana contained in the Joint Resolutions which originated as House Bill Nos. 434, 435, and 436 of this 2013 Regular Session of the Legislature are concurred in by both houses of the legislature and House Bill Nos. 437, 456, 474, 571, 620, 653, and 696 of this 2013 Regular Session of the Legislature are enacted into law."

AMENDMENT NO. 16

On page 225, at the beginning of line 45, delete "Section 20. The" and insert "Section 21. Subject to the provisions of Section 20, the"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 2, line 7, after "officials" and before the comma "," insert "or the Department of Wildlife and Fisheries"

AMENDMENT NO. 2

On page 4, at the end of line 29 after "department." insert the following "The provisions of this Paragraph shall not apply to the Department of Wildlife and Fisheries."

AMENDMENT NO. 3

On page 117, line 5 change "(101)" to "(73)"

AMENDMENT NO. 4

On page 118, between lines 38 and 39, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Management and Finance Program in this agency by reducing the appropriation out of the State General Fund by Interagency Transfers by \$2,911,549."

AMENDMENT NO. 5

On page 131, line 38, change "(34)" to "(62)"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 6, at the end of line 3, add the following:

"The commissioner of administration shall submit a quarterly report to the Joint Legislative Committee on the Budget on any employment freezes or related personnel actions necessitated as a result of the implementation of this Act. Such report shall note the employment effect based on any such suspect classification, i.e. race, sex, color, or national origin, and the impact upon the Equal Employment proposition as set out in the "McDonnell Douglas Test" or Title VII of the 1964 Civil Rights Act, as amended."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 11, after line 31, insert the following:

"I. The Department of Health and Hospitals shall continue to provide for immunizations in those parish health units which receive any funding from local governmental sources."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 11, after line 31, insert the following:

"H. The commissioner of administration is hereby authorized and directed to reduce the State General Fund (Direct) appropriations contained in each department and budget unit contained in this Act to achieve a State General Fund (Direct) savings of at least \$18,601,119 from the reduction of funding for vacant positions. The commissioner of administration is hereby further authorized to reduce the authorized positions associated with such funding."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 12, after line 48, insert the following:

"In the event the Louisiana Legislature meets in a veto session following adjournment of the 2013 Regular Session, the treasurer

shall not honor any warrants presented by the Executive Office until such time as the Executive Office transfers to the Louisiana Legislature \$60,000 per day for each day the legislature meets in a veto session."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 58, after line 52, insert the following:

"Payable out of the State General Fund (Direct) to the Marketing Program for tourism-related activities \$100,000"

AMENDMENT NO. 2

On page 189, between lines 29 and 30, insert the following

"The commissioner of administration is hereby authorized and directed to adjust the means of financing contained in Schedule 19 Department of Education budget units by reducing the appropriations out of the State General Fund (Direct) sufficient to generate a savings of \$100,000."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 61, after line 57, insert the following:

"Payable out of the State General Fund by Statutory Dedications out of the Overcollections Fund to the Operations Program to be divided evenly among the nine highway districts for road maintenance \$ 36,000,000

Provided, however, that the appropriations provided for herein shall be out of that portion of the fund balances identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriations designated from such funds, the appropriations from such funds shall be funded on a pro rata basis."

AMENDMENT NO. 2

On page 140, between lines 41 and 42, insert the following:

**"SCHEDULE 18
RETIREMENT SYSTEMS**

EXPENDITURES:
For payments toward the balance of the Unfunded Accrued Liability of the system existing as of June 30, 1988 \$ 30,000,000
TOTAL EXPENDITURES \$ 30,000,000

MEANS OF FINANCE:
State General Fund by:
Statutory Dedications:
Overcollections Fund \$ 30,000,000

TOTAL MEANS OF FINANCING \$ 30,000,000

Provided, however, that the appropriations provided for herein shall be out of that portion of the fund balances identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriations designated from such funds, the appropriations from such funds shall be funded on a pro rata basis.

18-586 TEACHERS' RETIREMENT SYSTEM - CONTRIBUTIONS

EXPENDITURES:

For one-time payments to assist local school systems for one-time expenditures related to employer contributions of accumulated retirement costs \$ 27,000,000

TOTAL EXPENDITURES \$ 27,000,000

MEANS OF FINANCE:

State General Fund by:
Statutory Dedications:
Overcollections Fund \$ 27,000,000

TOTAL MEANS OF FINANCING \$ 27,000,000

Provided, however, that the appropriation provided for herein shall be out of that portion of the fund balance identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriation designated from such funds, the appropriation from such funds shall be funded on a pro rata basis."

AMENDMENT NO. 3

On page 216, after line 45, insert the following:

"The sum of Forty Million and no/100 Dollars (\$40,000,000) is hereby appropriated out of the Overcollections Fund to the state treasurer to be used solely and exclusively for the purpose of retirement of state debt in advance of maturity through redemption, purchase, or repayment. The selection of specific bonds to be redeemed, purchased or repaid shall be effected pursuant to a plan adopted by the State Bond Commission. Provided, however, that the appropriation provided for herein shall be out of that portion of the fund balance identified as one-time money by the Legislative Fiscal Officer in the report pursuant to House Rule 7.19. If one-time money from such funds are not sufficient to fully fund the appropriation designated from such funds, the appropriation from such funds shall be funded on a pro rata basis."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 76, between lines 13 and 14, insert the following

"Provided, however, that out of the funds appropriated herein to the Office of State Police, the amount of \$1,140,250 shall be allocated for a training academy class.

EXPENDITURES:

To the Office of State Police for a training academy class:

For one-time expenditures including dormitory, physicals, equipment, uniforms, supplies, ammunition, meals, field training, instructional materials \$ 1,541,440

For recurring expenditures \$ 2,600,000

TOTAL EXPENDITURES \$ 4,141,440

MEANS OF FINANCE:

State General Fund by:
Statutory Dedications:
Criminal Identification and Information Fund out of deposits collected under the authority of R.S. 15:587(E), notwithstanding any other provision of law to the contrary and specifically notwithstanding R.S. 15:598 \$ 2,600,000

Overcollections Fund out of deposits identified as one-time money in the report issued by the Legislative Fiscal Officer pursuant to House Rule 7.19 \$ 1,541,440

TOTAL MEANS OF FINANCING \$ 4,141,440

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 90, between lines 4 and 5, insert the following:

"Payable out of the State General Fund (Direct) to the Developmental Disabilities Council for regional resource centers \$ 54,732"

AMENDMENT NO. 2

On page 116, line 37, change "\$ 1,224,204" to "\$ 1,169,472"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

"EXPENDITURES:
Payments to Private Providers Program for 25 New Opportunities Waiver (NOW) slots \$ 637,243

TOTAL EXPENDITURES \$ 637,243

MEANS OF FINANCE:

State General Fund (Direct) \$ 236,035
Federal Funds \$ 401,208

TOTAL MEANS OF FINANCING \$ 637,243

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Uncompensated Care Costs Program by reducing the appropriation out of the State General Fund (Direct) by \$13,859,426 in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law.

The commissioner of administration is hereby authorized and directed to adjust the means of finance for the Uncompensated Care Costs Program by reducing the appropriation out of the Federal Funds by \$21,659,349 in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law.

EXPENDITURES:

For the Medicare Buy-Ins and Supplements Program for reimbursement of services in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law

\$ 197,925,771

TOTAL EXPENDITURES \$ 197,925,771

MEANS OF FINANCE:

State General Fund (Direct)
Federal Funds

\$ 13,859,426

\$ 184,066,345

TOTAL MEANS OF FINANCING \$ 197,925,771

The commissioner of administration is hereby authorized and directed to transfer funding between programs to ensure that this budget unit shall fully utilize and maximize State General Fund (Direct) funding as a result of any savings realized from the expansion of eligibility in the medical assistance program as provided for in the Patient Protection and Affordable Care Act in the event either Senate Bill No. 125 or House Bill No. 233, or both, of the 2013 Regular Session of the Legislature are enacted into law."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

EXPENDITURES:

For the Payments to Private Providers Program for reimbursement of rural hospitals in accordance with the Rural Hospital Preservation Act

\$ 34,808,558

TOTAL EXPENDITURES \$ 34,808,558

MEANS OF FINANCE:

Federal Funds

\$ 34,808,558

TOTAL MEANS OF FINANCING \$ 34,808,558

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 196, after line 48, insert the following:

"Provided, however, that of the State General Fund (Direct) appropriated above, the amount of \$182,661 shall be allocated to the School Choice Pilot Program. Such allocation shall not be used to supplant any State General Fund (Direct) allocated in the Executive Budget for this purpose."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 194, between lines 26 and 27, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for State Activities by reducing the appropriation out of Interagency Transfers by \$2,200,000.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for State Activities by reducing the appropriation out of Fees and Self-generated Revenues by \$1,300,000.

The commissioner of administration is hereby authorized and directed to adjust the means of financing for State Activities by reducing the appropriation out of Federal Funds by \$780,000."

AMENDMENT NO. 2

On page 197, after line 47, insert the following:

"The commissioner of administration is hereby authorized and directed to adjust the means of financing for the Recovery School District by reducing the appropriation out of Interagency Transfers by \$9,100,000."

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 204, line 31, change "450,000" to "650,000"

AMENDMENT NO. 2

On page 205, line 60, change "38,891,341" to "39,091,341"

AMENDMENT NO. 3

On page 206, line 21, change "450,000" to "650,000"

AMENDMENT NO. 4

On page 208, line 49, change "38,891,341" to "39,091,341"

COMMITTEE OF THE WHOLE HOUSE AMENDMENTS

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

AMENDMENT NO. 1

On page 210, between lines 14 and 15, insert the following:

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

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

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

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

HOUSE FLOOR AMENDMENTS

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

AMENDMENT NO. 1

On page 95, between lines 29 and 30, insert the following:

"Provided, however, that none of the monies appropriated herein may be paid to any hospital pursuant to a public-private partnership with the state or any higher education management board unless and until such partnership has been approved by at least two-thirds of the elected members of each house of the legislature. The commissioner of administration is hereby authorized and directed to transfer the amount necessary to the Louisiana State University Health Science Center Shreveport for operation of any hospitals under the jurisdiction of the center for which a public-private partnership is not effectuated."

AMENDMENT NO. 2

On page 146, between lines 29 and 30, insert the following:

"Payable out of the State General Fund by Interagency Transfers to the Louisiana State University Board of Supervisors for allocation to the Louisiana State University Health Science Center for hospitals under the center's jurisdiction

\$	518,532,504
----	-------------

Provided, however, that the appropriation contained herein shall only be effective until the public-private partnerships with the state or the Louisiana State University Board of Supervisors for the hospitals are approved by at least two-thirds of the elected members of each house of the legislature."

Ruling of the Chair

House Rule 7.19(D)(2)(a) requires the Chair determine whether an amendment to House Bill No. 1 appropriates one-time money.

The Chair determined that the House Floor Amendments proposed by Rep. Hunter do not appropriate one-time money.

Rep. Hunter moved the adoption of the amendments.

Rep. Fannin objected.

By a vote of 28 yeas and 58 nays, the amendments were rejected.

Ruling of the Chair

House Rule 7.19(C) requires the Chair determine whether House Bill No. 1 appropriates one-time money for ordinary recurring expenses.

Appropriations from one-time money for ordinary recurring expenses within House Bill No. 1 as amended by the House on May 10, 2013, do not exceed the projected growth of the state general fund from the fiscal year for which the appropriations are proposed and the subsequent fiscal year according to the most recent official forecast.

Rep. Fannin 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	Guillory	Moreno
Anders	Guinn	Morris, Jay
Arnold	Harris	Morris, Jim
Badon	Harrison	Norton
Barras	Havard	Ortego
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Ponti
Bishop, S.	Hill	Pope
Broadwater	Hodges	Price
Brossett	Hoffmann	Pugh
Brown	Hollis	Reynolds
Burford	Honore	Richard
Burns, T.	Howard	Ritchie
Burrell	Jackson, G.	Robideaux
Carmody	Jackson, K.	Schexnayder
Carter	James	Schroder
Champagne	Jefferson	Shadoin
Chaney	Johnson	Smith
Connick	Jones	St. Germain
Cox	Lambert	Stokes
Danahay	Landry, N.	Talbot
Dixon	Landry, T.	Thibaut
Edwards	LeBas	Thierry
Fannin	Leger	Thompson
Foil	Leopold	Williams, A.
Franklin	Lopinto	Williams, P.
Gaines	Lorusso	Willmott
Geymann	Mack	
Total - 92		

NAYS

Burns, H.	Garofalo	Ivey
Dove	Hunter	Whitney
Total - 6		

ABSENT

Armes	Huval	Simon
Bishop, W.	Pylant	
Cromer	Seabaugh	
Total - 7		

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. 452—

BY REPRESENTATIVE FANNIN

AN ACT

To provide relative to special treasury funds; to provide for the transfer, dedication, use, and appropriations as specified of certain treasury funds; to provide for the deposit of certain funds into the state treasury; to provide for effective dates; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed House Bill No. 452 by Representative Fannin

AMENDMENT NO. 1

On page 6, line 6, change "Regulation" to "Registration"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Fannin to Engrossed House Bill No. 452 by Representative Fannin

AMENDMENT NO. 1

On page 1, line 17, after "equal to the" delete the remainder of the line and insert "net settlement, judgment funds, or proceeds recovered by the"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Henry to Engrossed House Bill No. 452 by Representative Fannin

AMENDMENT NO. 1

On page 4, delete lines 23 through 26 in their entirety

AMENDMENT NO. 2

On page 4, at the beginning of line 27, change "(3)" to "(1)"

AMENDMENT NO. 3

On page 4, at the beginning of line 29, change "(4)" to "(2)"

AMENDMENT NO. 4

On page 5, at the beginning of line 1, change "(5)" to "(3)"

AMENDMENT NO. 5

On page 5, delete lines 3 and 4 in their entirety

AMENDMENT NO. 6

On page 5, at the beginning of line 5, change "(7)" to "(4)"

AMENDMENT NO. 7

On page 5, delete lines 7 and 8 in their entirety

AMENDMENT NO. 8

On page 5, at the beginning of line 9, change "(9)" to "(5)"

AMENDMENT NO. 9

On page 5, delete lines 11 through 20 in their entirety

AMENDMENT NO. 10

On page 5, at the beginning of line 21, change "(15)" to "(6)"

AMENDMENT NO. 11

On page 5, delete lines 22 and 23 in their entirety

AMENDMENT NO. 12

On page 5, at the beginning of line 24, change "(17)" to "(7)"

AMENDMENT NO. 13

On page 5, delete lines 26 and 27 in their entirety

AMENDMENT NO. 14

On page 5, at the beginning of line 28, change "(19)" to "(8)"

AMENDMENT NO. 15

On page 5, delete lines 29 and 30 in their entirety

AMENDMENT NO. 16

On page 6, delete lines 1 and 2 in their entirety

AMENDMENT NO. 17

On page 6, at the beginning of line 3, change "(22)" to "(9)"

AMENDMENT NO. 18

On page 6, delete lines 5 and 6 in their entirety

AMENDMENT NO. 19

On page 6, at the beginning of line 7, change "(24)" to "(10)"

AMENDMENT NO. 20

On page 6, delete line 9 in it entirety and insert the following:

"(11) One Million Five Hundred Forty-One Thousand Four Hundred Forty Dollars from the Penalty and Interest"

AMENDMENT NO. 21

On page 6, delete lines 11 through 12 in their entirety

AMENDMENT NO. 22

On page 6, at the beginning of line 13, change "(27)" to "(12)"

AMENDMENT NO. 23

On page 6, delete lines 15 through 22 in their entirety

AMENDMENT NO. 24

On page 6, at the beginning of line 23, change "(32)" to "(13)"

AMENDMENT NO. 25

On page 6, delete lines 24 through 26 in their entirety

AMENDMENT NO. 26

On page 6, at the beginning of line 27, change "(35)" to "(14)"

AMENDMENT NO. 27

On page 6, delete lines 29 and 30 in their entirety

AMENDMENT NO. 28

On page 7, delete lines 1 through 20

AMENDMENT NO. 29

On page 7, at the beginning of line 21, change "Section 6. Sections 1 and 4 through 7" to "Section 4. Sections 1, 4, and 5"

AMENDMENT NO. 30

On page 7, line 25, change "Sections 1 and 4 through 7" to "Sections 1, 4, and 5"

AMENDMENT NO. 31

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

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Lorusso
Abramson	Gisclair	Mack
Adams	Greene	Miller
Anders	Guillory	Moreno
Badon	Guinn	Morris, Jay
Barras	Harris	Morris, Jim
Barrow	Harrison	Norton
Berthelot	Havard	Ortego
Billiot	Hazel	Pearson
Bishop, S.	Henry	Pierre
Broadwater	Hensgens	Ponti
Brossett	Hill	Pope
Brown	Hodges	Price
Burford	Hoffmann	Pugh
Burns, H.	Hollis	Pylant
Burns, T.	Honore	Reynolds
Burrell	Howard	Richard
Carmody	Hunter	Ritchie
Carter	Jackson, G.	Robideaux
Champagne	Jackson, K.	Schexnayder
Chaney	James	Schroder
Connick	Jefferson	Shadoin
Cox	Johnson	Smith
Danahay	Jones	Stokes

Dixon	Lambert	Talbot
Edwards	Landry, N.	Thierry
Fannin	Landry, T.	Thompson
Foil	LeBas	Whitney
Franklin	Leger	Williams, A.
Gaines	Leopold	Williams, P.
Garofalo	Lopinto	Willmott
Total - 93		

NAYS

Ivey	Thibaut
Total - 2	

ABSENT

Armes	Dove	Simon
Arnold	Huval	St. Germain
Bishop, W.	Montoucet	
Cromer	Seabaugh	
Total - 10		

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.

Suspension of the Rules

On motion of Rep. Burrell, 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. 98—
BY REPRESENTATIVE BURRELL
A RESOLUTION

To commend Cedar Grove-Combs McIntyre High School upon the celebration of its 2013 High School Reunion.

Read by title.

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

HOUSE RESOLUTION NO. 99—
BY REPRESENTATIVE BARROW
A RESOLUTION

To commend Rhonda McCullough for her hard work in raising awareness for sarcoidosis and to recognize April 21, 2013, as Rhonda McCullough Day in Louisiana.

Read by title.

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

HOUSE RESOLUTION NO. 100—
BY REPRESENTATIVE LORUSSO
A RESOLUTION

To commend Hobie Hotard of Jesuit High School in New Orleans upon winning the Division I singles' tennis state championship for the fourth consecutive year.

Read by title.

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

HOUSE RESOLUTION NO. 101—

BY REPRESENTATIVES KLECKLEY, ARMES, DANAHAY, FRANKLIN, GEYMAN, GUINN, HENSGENS, HILL, AND HOWARD
A RESOLUTION

To commend Louis Bonnette upon his receipt of the 2013 Mr. Louisiana Basketball award and to record for posterity his numerous contributions to McNeese State University.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 119—

BY REPRESENTATIVE KATRINA JACKSON
A CONCURRENT RESOLUTION

To commend the efforts of The Links, Incorporated and to recognize Wednesday, May 15, 2013, as Louisiana Links Day at the Louisiana State Capitol.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 120—

BY REPRESENTATIVE HARRISON
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to ban the importation into the United States of shrimp from countries that have experienced early mortality syndrome in their shrimp industry.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 121—

BY REPRESENTATIVE ARNOLD
A CONCURRENT RESOLUTION

To recognize Friday, May 10, 2013, as First NBC Bank Day and to commend First NBC Bank on its initial public offering.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 122—

BY REPRESENTATIVE MONTUCET AND SENATOR THOMPSON
A CONCURRENT RESOLUTION

To direct the Department of Health and Hospitals to submit to the Centers for Medicare and Medicaid Services on or before September 1, 2013, an application for a Section 1115 Medicaid demonstration waiver that will allow the use of costs not otherwise matchable authority to receive federal matching funds for designated state and local health programs and to reinvest unencumbered state funds into the Medicaid program.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 123—

BY REPRESENTATIVES KATRINA JACKSON, BADON, BARROW, WESLEY BISHOP, BROSSETT, BURRELL, COX, DIXON, FRANKLIN, GAINES, HONORE, HUNTER, GIROD JACKSON, JAMES, JEFFERSON, TERRY LANDRY, NORTON, PIERRE, PRICE, SMITH, THIERRY, ALFRED WILLIAMS, AND PATRICK WILLIAMS AND SENATORS BROOME, BROWN, DORSEY-COLOMB, GALLOT, GUILLORY, MORRELL, MURRAY, PETERSON, AND TARVER
A CONCURRENT RESOLUTION

To express the condolences of the Legislature of Louisiana upon the death of Bishop Keith Cornell Smith, and to posthumously commend him for thirty years of dedicated service to God in the Gospel ministry.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 124—

BY REPRESENTATIVE HOWARD AND SENATOR LONG
A CONCURRENT RESOLUTION

To commend the Florien High School girls' softball team on winning the 2013 Class B state championship.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 125—

BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To recognize Tuesday, May 14, 2013, as Kingsley House Day at the Legislature 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.

Privileged Report of the Committee on Enrollment

May 10, 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. 90—

BY REPRESENTATIVES BURRELL, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, 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, HUNTER, HUVAL, IVEY, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LORUSSO, MACK, MILLER, MONTUCET, 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 the Reverend Danny Mitchell, former state representative for Louisiana House District No. 2.

HOUSE RESOLUTION NO. 91—

BY REPRESENTATIVE TERRY LANDRY

A RESOLUTION

To commend Reverend Monsignor Ronald Broussard, former Vicar General of the Diocese of Lafayette, upon the twenty-fifth anniversary of his ordination as a priest.

HOUSE RESOLUTION NO. 92—

BY REPRESENTATIVE COX

A RESOLUTION

To commend the Northwestern State University Lady Demons upon winning the 2013 Southland Conference women's tennis championship.

HOUSE RESOLUTION NO. 93—

BY REPRESENTATIVE SMITH

A RESOLUTION

To recognize Sunday, May 12, 2013, as Caregiver Awareness Day in Louisiana.

HOUSE RESOLUTION NO. 94—

BY REPRESENTATIVE BARROW

A RESOLUTION

To recognize the week of Sunday, May 12, through Saturday, May 18, 2013, as National Women's Health Week.

HOUSE RESOLUTION NO. 95—

BY REPRESENTATIVES EDWARDS AND SCHRODER

A RESOLUTION

To express the condolences of the House of Representatives upon the death of Mearn "Sweet Boy" Tanner and to express full measures of sympathy to his bereaved family.

HOUSE RESOLUTION NO. 96—

BY REPRESENTATIVE BURRELL

A RESOLUTION

To commend Combs-McIntyre High School upon the celebration of its 2013 High School Reunion.

HOUSE RESOLUTION NO. 97—

BY REPRESENTATIVES BARROW, CARTER, BERTHELOT, EDWARDS, FOIL, GREENE, HAVARD, HODGES, HONORE, JAMES, LAMBERT, MACK, PONTI, POPE, PRICE, SCHEXNAYDER, SMITH, ST. GERMAIN, THIBAUT, AND ALFRED WILLIAMS

A RESOLUTION

To commend WAFB television station upon the celebration of its sixtieth anniversary of broadcasting in the Baton Rouge market.

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

May 10, 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. 99—

BY REPRESENTATIVE ABRAMSON AND SENATORS ALLAIN, APPEL, CLATOR, GALLOT, GULLORY, LAFLEUR, MARTINY, MILLS, MORRELL, MURRAY, NEVERS, PERRY, PETERSON, RISER, GARY SMITH, TARVER, THOMPSON, WALSWORTH, AND WHITE

A CONCURRENT RESOLUTION

To commend the Metairie Park Country Day Cajuns upon winning the 2013 Class 1A state basketball championship.

HOUSE CONCURRENT RESOLUTION NO. 100—

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 Hayley Powers Hilton of Alexandria upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of College Woman of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

HOUSE CONCURRENT RESOLUTION NO. 101—

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, GULLORY, AND PETERSON

A CONCURRENT RESOLUTION

To commend Cecile Charleville Guin, Ph.D., of Baton Rouge, upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Education and Research.

HOUSE CONCURRENT RESOLUTION NO. 102—

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, GULLORY, PEACOCK, AND PETERSON

A CONCURRENT RESOLUTION

To commend Madeline Marie Wagnon of Shreveport upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of High School Woman of Excellence and upon being a recipient of a Louisiana Legislative Women's Caucus Foundation Scholarship.

HOUSE CONCURRENT RESOLUTION NO. 103—

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, GULLORY, AND PETERSON

A CONCURRENT RESOLUTION

To commend Chief Justice Bernette Joshua Johnson of New Orleans upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Louisiana Hero of Excellence.

HOUSE CONCURRENT RESOLUTION NO. 104—

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, GULLORY, AND PETERSON

A CONCURRENT RESOLUTION

To commend the Blue Star Mothers of Louisiana, Chapter 1 upon receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for achievements in the field of Military.

HOUSE CONCURRENT RESOLUTION NO. 105—
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, GULLORY, AND PETERSON

A CONCURRENT RESOLUTION

To commend Sevetri Wilson, a Baton Rouge business woman and resident of New Orleans, upon her receipt of a 2013 Women of Excellence Award from the Louisiana Legislative Women's Caucus Foundation for her achievements in the field of Business.

HOUSE CONCURRENT RESOLUTION NO. 106—
BY REPRESENTATIVE ARMES AND SENATOR GULLORY
A CONCURRENT RESOLUTION

To designate the week of September 23 through 29, 2013, as Louisiana Craft Brewer Week in recognition of the many contributions by Louisiana craft brewers to the state.

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

House Bill No. 413

Suspension of the Rules

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

House Bill Nos. 101, 102, 290, and 429

House Concurrent Resolution No. 107

Senate Bill Nos. 109, 162, 183, and 260

Suspension of the Rules

On motion of Rep. Ponti, the rules were suspended to permit the Committee on Commerce to meet at 9:30 A.M. and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 108

Senate Bill Nos. 131 and 252

Suspension of the Rules

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

House Bill No. 165

Senate Bill Nos. 201 and 223

Suspension of the Rules

On motion of Rep. Robideaux, the rules were suspended to permit the Committee on Ways and Means 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. 139

Leave of Absence

Rep. Huval - 1 day

Adjournment

On motion of Rep. Billiot, at 4:30 P.M., the House agreed to adjourn until Monday, May 13, 2013, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Monday, May 13, 2013.

ALFRED W. SPEER
Clerk of the House