

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

TWENTY-SEVENTH 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

Tuesday, May 21, 2013

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

Morning Hour

ROLL CALL

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

PRESENT

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

Franklin	Lopinto	Williams, P.
Gaines	Lorusso	Willmott
Total - 102		

The Speaker announced that there were 102 members present and a quorum.

Prayer

Prayer was offered by Rev. Elmore Garner of Mount Calvary Baptist Church.

Pledge of Allegiance

Rep. Leopold 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 20, 2013, was adopted.

**Petitions, Memorials, and
Communications**

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

Message from the Senate

**ASKING CONCURRENCE IN
SENATE CONCURRENT RESOLUTIONS**

May 21, 2013

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

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

Senate Concurrent Resolution Nos. 57, 97, 103, and 104

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 21, 2013

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

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

Senate Bill No. 178

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Senate Bills and Joint Resolutions
on First Reading**

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

SENATE BILL NO. 178—
BY SENATOR RISER

AN ACT

To enact R.S. 18:118, relative to voter registration forms; to provide for the availability of voter registration cards by firearm retailers; to provide for registration with the secretary of state to receive voter registration information and procedures; to provide for definitions and to provide for related matters.

Read by title.

Suspension of the Rules

On motion of Rep. Norton, 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. 124—
BY REPRESENTATIVE NORTON

A RESOLUTION

To commend John "Shine" Shellmire upon the celebration of his seventy-first birthday and for a decade of service to the Louisiana State Capitol.

Read by title.

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

HOUSE RESOLUTION NO. 125—

BY REPRESENTATIVE SCHEXNAYDER
A RESOLUTION

To commend the Latcher High School baseball team upon winning the 2013 Class 4A state championship.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 143—

BY REPRESENTATIVES HAZEL, ANDERS, ARNOLD, BARRAS, BERTHELOT, CARMODY, CHANEY, FANNIN, GUINN, HOWARD, KATRINA JACKSON, JOHNSON, JONES, MONToucET, JAY MORRIS, ORTEGO, PONTI, PUGH, REYNOLDS, RICHARD, RITCHIE, ROBIDEAUX, SEABAUGH, SHADOIN, AND ST. GERMAIN AND SENATORS BUFFINGTON, CORTEZ, GUILLORY, JOHNS, KOSTELKA, LONG, MARTINY, MILLS, NEVERS, PEACOCK, RISER, GARY SMITH, THOMPSON, AND WALSWORTH
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to give "qualified mortgage" status to all balloon loans held in portfolio by a bank and to urge and request the Consumer Financial Protection Bureau to expand the definition of "rural" for balloon loan qualified mortgages.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 144—
BY REPRESENTATIVE BROSSETT

A CONCURRENT RESOLUTION

To urge and request the United States Department of Housing and Urban Development to release funds to assist the homeowners who were affected by Hurricane Katrina.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 145—

BY REPRESENTATIVE LEGER
A CONCURRENT RESOLUTION

To create a Louisiana Fair Pay Task Force to study wage disparities between men and women and make recommendations for policy change and legislation to prevent and eliminate these disparities.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 146—
BY REPRESENTATIVE KLECKLEY

A CONCURRENT RESOLUTION

To commend Dr. William L. Jenkins for his outstanding accomplishments and singular contributions to Louisiana State University and the Louisiana State University System and to express gratitude to him for his exemplary term of dedicated and highly productive public service.

Read by title.

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

Ordered to the Senate.

Acting Speaker Lopinto in the Chair

HOUSE CONCURRENT RESOLUTION NO. 147—
BY REPRESENTATIVE GREENE

A CONCURRENT RESOLUTION

To commend the Catholic High School baseball team upon winning the 2013 Class 5A state championship.

Read by title.

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

Ordered to the Senate.

**House and House Concurrent Resolutions
Lying Over**

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

HOUSE RESOLUTION NO. 121—
BY REPRESENTATIVE RICHARD

A RESOLUTION

To amend and readopt House Rule 10.4 of the Rules of Order of the House of Representatives to provide that the voting machines shall be closed after a specific time period.

Read by title.

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

HOUSE RESOLUTION NO. 122—
BY REPRESENTATIVE RICHARD
A RESOLUTION

To amend and readopt House Rule 10.8 of the Rules of Order of the House of Representatives to prohibit a member from voting or changing his vote after the result of the vote has been announced.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 139—
BY REPRESENTATIVE BARROW AND SENATOR BROOME
A CONCURRENT RESOLUTION

To direct the division of administration, the Department of Health and Hospitals, and the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to make annual reports to the legislature concerning operation and management of state hospitals by private entities.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 140—
BY REPRESENTATIVE HUNTER
A CONCURRENT RESOLUTION

To direct the division of administration, the Department of Health and Hospitals, and the Board of Supervisors of Louisiana State University and Agricultural and Mechanical College to implement certain requirements for private contractors as conditions for privatizing the operation of any state hospital.

Read by title.

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

HOUSE CONCURRENT RESOLUTION NO. 141—
BY REPRESENTATIVES LEOPOLD, ARNOLD, BERTHELOT, BROSETT, CHAMPAGNE, DIXON, LEGER, LORUSSO, MILLER, WHITNEY, AND WILLMOTT
A CONCURRENT RESOLUTION

To memorialize the United States Congress to take such actions as are necessary to amend or repeal Section 205, Section 207, and any other section of the federal Biggert-Waters Flood Insurance Reform Act of 2012 which provides for new flood insurance rate maps or for the increase of premium fees for policyholders of the National Flood Insurance Program.

Read by title.

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

Senate Concurrent Resolutions Lying Over

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

SENATE CONCURRENT RESOLUTION NO. 64—
BY SENATOR NEVERS
A CONCURRENT RESOLUTION

To urge and request the Department of Education to establish a study group to investigate the current state of agricultural education in elementary and secondary schools and make

recommendations to the legislature and the State Board of Elementary and Secondary Education with respect to possible improvements in agricultural education and the possible implementation of a pilot program for an agricultural immersion curriculum.

Read by title.

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

SENATE CONCURRENT RESOLUTION NO. 76—
BY SENATOR WALSWORTH
A CONCURRENT RESOLUTION

To urge and request the Department of Education and the Department of Children and Family Services to determine the feasibility of developing an operational plan for the transfer of the Child Care Development Fund to the Department of Education.

Read by title.

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

Senate Bills and Joint Resolutions on Second Reading to be Referred

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

SENATE BILL NO. 47—
BY SENATOR MORRELL AND REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 33:4071(A), (B), (C)(1), and (E) and 4074 and to repeal R.S. 33:4071(C)(2) and (3), relative to Orleans Parish; to provide relative to the Sewerage and Water Board of New Orleans; to change the membership of the board; to provide relative to the terms and removal of board members; 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. 50—
BY SENATORS ERDEY, AMEDEE AND WHITE AND REPRESENTATIVES HODGES, MACK, POPE AND SCHEXNAYDER
AN ACT

To enact R.S. 47:322.21.1, relative to the disposition of certain sales tax collections in Livingston Parish; to establish the Juban Crossing Economic Development District Fund as a special fund in the state treasury; to provide for the deposit of certain monies into the fund; to provide for the uses of monies in the fund; to provide for an effective date; and to provide for related matters.

Read by title.

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

SENATE BILL NO. 165—
BY SENATOR MARTINY
AN ACT

To amend and reenact R.S. 47:6007(B)(9), (10), (11), (12), (13), (14), (C)(4)(b), (D)(2)(c) and (d) and to enact R.S. 47:6007(B)(15) and (16), (D)(9), and 6007.1, relative to the motion picture investor tax credit; to provide for definitions; to provide for production audit reports and requirements; to provide for submission of a production audit report prior to

being certified as a state-certified production for application for the credit; to provide for a production audit report; to provide relative to notification of transfer or sale of tax credits; and to provide for related matters.

Read by title.

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

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Schroder gave notice of his intention to call House Resolution No. 76 from the calendar on Thursday, May 23, 2013.

Suspension of the Rules

On motion of Rep. Patrick Williams, the rules were suspended in order to take up and consider House Bills and Joint Resolutions Returned from the Senate with Amendments at this time.

House Bills and Joint Resolutions Returned from the Senate with Amendments

The following House Bills and Joint Resolutions returned from the Senate with amendments to be concurred in by the House were taken up and acted upon as follows:

HOUSE BILL NO. 9—
BY REPRESENTATIVE PATRICK WILLIAMS
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(E) and (G), relative to the jurisdictional amount in dispute for city courts; to increase the jurisdictional amount in dispute for the City Court of Shreveport; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Ward to Engrossed House Bill No. 9 by Representative Patrick Williams

AMENDMENT NO. 1

On page 1, line 4, after "Shreveport" insert "and the City Court of Plaquemine"

AMENDMENT NO. 2

On page 1, line 14, delete "City Court of Plaquemine, the"

AMENDMENT NO. 3

On page 2, line 1, after "Minden," insert "the City Court of Plaquemine."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson Gaines Morris, Jay
Adams Gisclair Morris, Jim

Anders Greene Norton
Armes Guillory Ortego
Arnold Guinn Pearson
Badon Harris Pierre
Barras Harrison Ponti
Barrow Havard Pope
Berthelot Hazel Price
Billiot Hensgens Pugh
Bishop, S. Hill Pylant
Broadwater Hodges Reynolds
Brossett Hoffmann Richard
Burford Honore Ritchie
Burns, H. Howard Robideaux
Burns, T. Hunter Schexnayder
Burrell Huval Schroder
Carmody Ivey Seabaugh
Carter Jackson, K. Simon
Champagne James Smith
Chaney Johnson St. Germain
Connick Landry, N. Stokes
Cox Landry, T. Talbot
Cromer Leger Thibaut
Danahay Lopinto Thompson
Dixon Lorusso Whitney
Edwards Mack Williams, A.
Fannin Miller Williams, P.
Foil Montoucet Willmott
Franklin Moreno

Total - 89

NAYS

Total - 0

ABSENT

Mr. Speaker Henry LeBas
Bishop, W. Hollis Leopold
Brown Jackson, G. Shadoin
Dove Jefferson Thierry
Garofalo Jones
Geymann Lambert
Total - 16

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

HOUSE BILL NO. 127—
BY REPRESENTATIVE LORUSSO
AN ACT

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

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 127 by Representative Lorusso

AMENDMENT NO. 1

On page 3, line 19, following "means" and before ":", insert "either of the following"

AMENDMENT NO. 2

On page 3, line 22, change ":", or" to ":",

AMENDMENT NO. 3

On page 4, line 25, following "means" insert "either of the following"

AMENDMENT NO. 4

On page 5, line 6, following "means" delete the remainder of the line

AMENDMENT NO. 5

On page 5, line 7, change "such conduct" to "occurring twice or more"

AMENDMENT NO. 6

On page 5, line 11, delete "found"

AMENDMENT NO. 7

On page 5, line 22, change "prescribed" to "described"

AMENDMENT NO. 8

On page 5, line 24, change "shall be found" to "is"

AMENDMENT NO. 9

On page 5, line 27, change "shall be found" to "is"

AMENDMENT NO. 10

On page 5, line 28, change "by" to "be"

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Adley to Reengrossed House Bill No. 127 by Representative Lorusso

AMENDMENT NO. 1

On page 4, line 2, change "any body part" to "using any part of the body"

AMENDMENT NO. 2

On page 4, line 3, delete "Touching may be accomplished by any" and delete line 4 in its entirety.

AMENDMENT NO. 3

On page 4, line 16, change "himself or herself" to "the person" and change "his or her" to "the person's"

AMENDMENT NO. 4

On page 4, line 19, change "himself or herself" to "the person" and change "his or her" to "the person's"

AMENDMENT NO. 5

On page 4, line 21, change "himself or herself" to "the person" and change "his or" to "the person's" and on line 22 delete "her"

AMENDMENT NO. 6

On page 5, at the end of line 13, add "who has reasonable expectation of privacy"

AMENDMENT NO. 7

On page 1, line 14, after "consent", delete the remainder of the line and delete line 15 in its entirety.

AMENDMENT NO. 8

On page 5, line 24, change "shall be found" to "is"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Shadoin
Dove	Lambert	Talbot
Garofalo	Leopold	

Total - 8

The amendments proposed by the Senate were rejected.

Conference committee appointment pending.

HOUSE BILL NO. 159—
BY REPRESENTATIVE TERRY LANDRY
AN ACT

To enact R.S. 47:463.160, relative to motor vehicle special prestige plates; to provide for the creation, issuance, and design of such license plates; to provide relative to the fee and distribution of fees for such plates; to authorize the promulgation of rules and regulations relative to the creation and implementation of a special prestige license plate; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Transportation, Highways and Public Works to Engrossed House Bill No. 159 by Representative Terry Landry

AMENDMENT NO. 1

On page 1, line 2, after "prestige" insert "license"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 95

NAYS

Total - 0

ABSENT

Mr. Speaker	Henry	Shadoin
Dove	Lambert	Talbot
Garofalo	Leopold	
Geymann	Morris, Jim	

Total - 10

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

HOUSE BILL NO. 192—

BY REPRESENTATIVES EDWARDS AND ABRAMSON
AN ACT

To amend and reenact Code of Civil Procedure Articles 43, 45, 1702(A), 1951, and 1979, relative to the continuous revision of the Code of Civil Procedure; to provide for exceptions to the general rules of venue; to provide for application of rules to determine proper venue when two or more articles conflict; to require the proof supporting confirmation of a default judgment to be placed into the court record; to require that certain conditions be met before a final judgment may be amended; to provide for exceptions; to require the court to specify its reasons for granting a motion for new trial; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Reengrossed House Bill No. 192 by Representative Edwards

AMENDMENT NO. 1

On page 4, line 5, following "for" and before "new" insert "a"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 96

NAYS

Total - 0

ABSENT

Mr. Speaker	Garofalo	Leopold
Anders	Geymann	Reynolds
Dove	Lambert	Shadoin
Total - 9		

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

HOUSE BILL NO. 216—
BY REPRESENTATIVE SHADOIN
AN ACT

To amend and reenact R.S. 40:1299.44(A)(1)(b) and 1299.46(H), relative to the Patient's Compensation Fund Oversight Board; to provide for the authority of the Patient's Compensation Fund Board to invest private monies and segregated funds in certain circumstances; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Judiciary A to Engrossed House Bill No. 216 by Representative Shadoin

AMENDMENT NO. 1

On page 1, line 2, after "1299.46(H)" and before the comma ",", insert "and to enact R.S. 40:1299.44(A)(1)(f)"

AMENDMENT NO. 2

On page 1, line 5, after "circumstances;" insert "to provide for the balance of the fund upon dissolution of the Patient's Compensation Fund; to provide for retroactive effect;"

AMENDMENT NO. 3

On page 2, after line 9, add the following:

"Section 2. R.S. 40:1299.44(A)(1)(f) is hereby enacted to read as follows:

§1299.44. Patient's Compensation Fund

A.(1)

* * *

(f) Notwithstanding any provision of law to the contrary, in the event the fund is dissolved or liquidated, any remaining balance after all amounts due under this Part to medical malpractice claimants, including future medical care and related benefits as provided in R.S. 40:1299.43, and all amounts due any other person for administrative or operating expenses have been paid from the fund, shall be paid over to the state general fund by the board or then administrator of the fund for deposit in the state treasury.

* * *

Section 3. The provisions of Section 2 of this Act shall be given retroactive application."

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Gaines	Miller
Adams	Gisclair	Montoucet
Anders	Greene	Moreno
Arnes	Guillory	Morris, Jay
Arnold	Guinn	Norton
Badon	Harris	Ortego
Barras	Harrison	Pearson
Barrow	Havard	Pierre
Berthelot	Hazel	Ponti
Billiot	Henry	Pope
Bishop, S.	Hensgens	Price
Bishop, W.	Hill	Pugh
Broadwater	Hodges	Pylant
Brossett	Hollis	Reynolds
Brown	Honore	Richard
Burford	Howard	Ritchie
Burns, H.	Hunter	Robideaux
Burns, T.	Huval	Schexnayder
Burrell	Ivey	Schroder
Carmody	Jackson, G.	Seabaugh
Carter	Jackson, K.	Simon
Champagne	James	Smith
Chaney	Jefferson	St. Germain
Connick	Johnson	Stokes
Cox	Jones	Talbot
Cromer	Landry, N.	Thierry
Danahay	Landry, T.	Thompson
Dixon	LeBas	Whitney
Edwards	Leger	Williams, A.
Fannin	Lopinto	Williams, P.
Foil	Lorusso	Willmott
Franklin	Mack	
Total - 95		

NAYS

Total - 0

ABSENT

Mr. Speaker	Hoffmann	Shadoin
Dove	Lambert	Thibaut
Garofalo	Leopold	
Geymann	Morris, Jim	
Total - 10		

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

HOUSE BILL NO. 218—
BY REPRESENTATIVES NORTON AND PATRICK WILLIAMS
AN ACT

To amend and reenact R.S. 32:1(1.1) and 190(D) and to enact R.S. 32:401(24) and 408(C)(3), relative to autocycles; to amend the definition of autocycle; to provide for a helmet exemption for operators and passengers of certain autocycles; to provide for an exemption for certain driver's license endorsements for operators of certain autocycles; to provide for an effective date; and to provide for related matters.

Read by title.

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

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 218 by Representative Norton

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AMENDMENT NO. 1

On page 1, line 17, change "which" to "that"

AMENDMENT NO. 2

On page 2, line 3, change "be" to "is"

AMENDMENT NO. 3

On page 2, line 9, change "which" to "that"

AMENDMENT NO. 4

On page 2, line 12, change "be" to "is"

AMENDMENT NO. 5

On page 2, line 25, change "be" to "is"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 91

NAYS

Total - 0

ABSENT

Mr. Speaker	Hoffmann	Schroder
Dove	Lambert	Shadoin
Garofalo	Leopold	Simon
Geymann	Morris, Jay	Thompson
Hodges	Morris, Jim	

Total - 14

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

HOUSE BILL NO. 578—

BY REPRESENTATIVE NANCY LANDRY
AN ACT

To amend and reenact Children's Code Articles 1281.3(1), (2), (3), and (5), 1281.4(A)(1) and (2), 1281.5, 1281.6(A)(introductory paragraph), 1281.7, 1281.9, the heading of Chapter 2 and 1282.1(A)(introductory paragraph) and (B), 1282.2(3), 1282.5, the heading of Chapter 3 and 1283.1(A)(introductory paragraph) and (B), 1283.2(B)(1), 1283.4, 1283.10(C), the heading of Article 1283.13, 1283.15, and 1283.16 and to enact Children's Code Articles 1281.3(6), Chapter 4 of Title XII-A of the Children's Code, to be comprised of Articles 1284.1 through 1284.5, and Chapter 5 of Title XII-A of the Children's Code, to be comprised of Articles 1285.1 through 1285.17, relative to intercountry adoptions; to provide for intercountry adoption definitions; to provide for types of intercountry adoptions; to provide for procedures for recognition of foreign adoption decrees; to provide for procedures for adoption of foreign orphans and Hague Convention adoptees; to provide for name changes and issuance of a new birth certificate; and to provide for related matters.

Read by title.

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

SENATE FLOOR AMENDMENTS

Amendments proposed by Senator Nevers to Reengrossed House Bill No. 578 by Representative Nancy Landry

AMENDMENT NO. 1

On page 8, line 11, delete "approval of foreign"

AMENDMENT NO. 2

On page 18, line 24, delete "approval of foreign"

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Franklin	Mack
Adams	Gaines	Miller
Anders	Gisclair	Montoucet
Armes	Greene	Moreno
Arnold	Guillory	Morris, Jay
Badon	Harris	Norton
Barras	Harrison	Ortego
Barrow	Havard	Pierre
Berthelot	Hazel	Ponti
Billiot	Henry	Pope
Bishop, S.	Hensgens	Price
Bishop, W.	Hill	Pugh
Broadwater	Hodges	Pylant
Brossett	Hoffmann	Reynolds
Brown	Hollis	Richard
Burford	Honore	Ritchie
Burns, H.	Howard	Robideaux
Burns, T.	Hunter	Schexnayder
Burrell	Huval	Schroder
Carmody	Ivey	Seabaugh

Carter	Jackson, G.	Smith
Champagne	James	St. Germain
Chaney	Jefferson	Stokes
Connick	Johnson	Thibaut
Cox	Jones	Thierry
Cromer	Landry, N.	Thompson
Danahay	Landry, T.	Whitney
Dixon	LeBas	Williams, A.
Edwards	Leger	Williams, P.
Fannin	Lopinto	Willmott
Foil	Lorusso	

Total - 92

NAYS

Total - 0

ABSENT

Mr. Speaker	Jackson, K.	Shadoin
Dove	Lambert	Simon
Garofalo	Leopold	Talbot
Geymann	Morris, Jim	
Guinn	Pearson	

Total - 13

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

HOUSE BILL NO. 635—
BY REPRESENTATIVE PATRICK WILLIAMS
AN ACT

To enact R.S. 17:81(W), relative to local school board powers and duties; to require city, parish, and other local public school boards to adopt policies to require schools to provide certain accommodations for employees to express breast milk; to provide conditions and limitations; to provide that the requirements shall be at no cost to school boards; and to provide for related matters.

Read by title.

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

SENATE COMMITTEE AMENDMENTS

Amendments proposed by Senate Committee on Education to Engrossed House Bill No. 635 by Representative Patrick Williams

AMENDMENT NO. 1

On page 2, line 5, change "Section" to "Subsection"

AMENDMENT NO. 2

On page 2, line 6, change "Section" to "Subsection"

LEGISLATIVE BUREAU AMENDMENTS

Amendments proposed by Legislative Bureau to Engrossed House Bill No. 635 by Representative Patrick Williams

AMENDMENT NO. 1

On page 1, line 17, change "which" to "that"

AMENDMENT NO. 2

On page 1, line 18, change "which" to "that"

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 97

NAYS

Total - 0

ABSENT

Mr. Speaker	Geymann	Shadoin
Dove	Lambert	Simon
Fannin	Leopold	

Total - 8

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

Suspension of the Rules

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

House Bills and Joint Resolutions on Third Reading and Final Passage

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

Regular Calendar

HOUSE BILL NO. 290—
BY REPRESENTATIVE LEGER
A JOINT RESOLUTION

Proposing to amend Article VI, Section 26(E) of the Constitution of Louisiana, relative to parish ad valorem taxes; to authorize the

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governing authority of Orleans Parish to levy annually an additional ad valorem tax for fire protection and an additional ad valorem tax for police protection; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Reengrossed House Bill No. 290 by Representative Leger

AMENDMENT NO. 1

On page 1, line 19, after "valuation." delete the remainder of the line and on line 20, delete "taxes may not be increased."

AMENDMENT NO. 2

On page 2, delete lines 23 through 26, and insert "Do you support an amendment to authorize the governing authority of Orleans Parish to increase the annual millage rate levied for fire and police protection and to require that any increase be approved by the voters of Orleans Parish? (Amends Article"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Abramson to Reengrossed House Bill No. 290 by Representative Leger

AMENDMENT NO. 1

On page 1, line 5, after "protection;" insert "to provide relative to the uses of the proceeds of ad valorem taxes;"

AMENDMENT NO. 2

On page 2, line 4, between "hereafter." and "In" insert "Furthermore, the revenues generated by these fire and police millages shall be used solely for police and fire protection service enhancements, respectively, that directly contribute to the safety of the residents of Orleans Parish."

AMENDMENT NO. 3

In the House Floor Amendments proposed by Representative Leger and adopted by the House of Representatives on May 21, 2013, on page 1, line 7, after "protection" insert a comma "," and insert "to require that the revenue from the fire and police millages be used for fire and police protection service enhancements"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson, Adams, Anders, Gaines, Garofalo, Gisclair, Mack, Miller, Montoucet

Armes, Arnold, Badon, Barras, Barrow, Berthelot, Billiot, Bishop, S., Bishop, W., Broadwater, Brossett, Brown, Burford, Burns, H., Burns, T., Burrell, Carter, Champagne, Chaney, Cox, Danahay, Dixon, Edwards, Fannin, Foil, Franklin, Guillory, Gunn, Harris, Havard, Hazel, Henry, Hensgens, Hill, Hodges, Hoffmann, Hollis, Honore, Howard, Hunter, Huval, Ivey, Jackson, G., Jackson, K., James, Jefferson, Johnson, Landry, N., Landry, T., LeBas, Leger, Lopinto, Moreno, Ortego, Pearson, Pierre, Ponti, Pope, Price, Pugh, Pylant, Reynolds, Richard, Ritchie, Robideaux, Schexnayder, Schroder, Seabaugh, Smith, St. Germain, Stokes, Talbot, Thibaut, Thierry, Thompson, Whitney, Williams, P., Willmott

Total - 87

NAYS

Total - 0

ABSENT

Mr. Speaker, Carmody, Connick, Cromer, Dove, Geymann, Greene, Harrison, Jones, Lambert, Leopold, Lorusso, Morris, Jay, Morris, Jim, Norton, Shadoin, Simon, Williams, A.

Total - 18

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

HOUSE BILL NO. 382— BY REPRESENTATIVE BERTHELOT AN ACT

To enact R.S. 36:409(C)(6) and Part II-C of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1558.1 through 1558.7, relative to volunteer firefighters; to create the Volunteer Firefighters' Tuition Reimbursement Fund; to provide for the creation of the Volunteer Firefighters' Tuition Reimbursement Board within the Department of Public Safety and Corrections and to provide for the board's membership; to provide for definitions; to provide for eligibility of applicants; to provide for rules and regulations; 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 Reengrossed House Bill No. 382 by Representative Berthelot

AMENDMENT NO. 1

On page 2, line 7, change "departments is vital to public safety." to "fire departments is vital to public safety."

AMENDMENT NO. 2

On page 2, line 27, change "federal funds." to "; federal funds."

AMENDMENT NO. 3

On page 2, line 29, change "1" to "2"

AMENDMENT NO. 4

On page 2, line 29, change "which" to "that"

AMENDMENT NO. 5

On page 3, line 5, change "which" to "that"

AMENDMENT NO. 6

On page 3, line 28, following "of" and before "state" delete "the"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Mr. Speaker	Guinn	Leopold
Connick	Henry	Morris, Jim
Dove	Jones	Shadoin
Geymann	Lambert	Talbot
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 421—

BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 37:2156(C)(3), relative to contractor license renewal fees; to provide for an additional fee; to provide for an option to not participate; to provide for dedication and allocation of the fee; to provide for distribution to accredited public university or community college schools of construction management or construction technology; 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. 421 by Representative Ponti

AMENDMENT NO. 1

On page 2, line 1, delete "1"

AMENDMENT NO. 2

On page 2, line 3, change "which" to "that"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Abramson	Garofalo	Montoucet
Adams	Gisclair	Moreno
Anders	Guillory	Morris, Jay
Armes	Guinn	Morris, Jim
Arnold	Harris	Norton
Badon	Harrison	Ortego
Barras	Havard	Pearson
Barrow	Hazel	Pierre
Berthelot	Hensgens	Ponti
Billiot	Hill	Pope
Bishop, S.	Hodges	Price
Bishop, W.	Hoffmann	Pugh
Broadwater	Hollis	Pylant
Brossett	Honore	Reynolds

Brown	Howard	Richard
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Ivey	Schexnayder
Burrell	Jackson, G.	Seabaugh
Carmody	Jackson, K.	Simon
Carter	James	Smith
Champagne	Jefferson	St. Germain
Chaney	Johnson	Stokes
Cox	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dixon	LeBas	Thompson
Edwards	Leger	Whitney
Fannin	Lopinto	Williams, A.
Foil	Lorusso	Williams, P.
Franklin	Mack	Willmott
Gaines	Miller	
Total - 92		

NAYS

Total - 0

ABSENT

Mr. Speaker	Greene	Schroder
Connick	Henry	Shadoin
Cromer	Jones	Talbot
Dove	Lambert	
Geymann	Leopold	
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. Ponti moved to reconsider the vote by which the above bill was finally passed, and, on his own motion, the motion to reconsider was laid on the table.

HOUSE BILL NO. 429—
BY REPRESENTATIVE HOLLIS
A JOINT RESOLUTION

Proposing to add Article I, Section 28 of the Constitution of Louisiana, to prohibit mandatory participation in a health care system; to provide for submission of the proposed amendment to the electors; and to provide for related matters.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Hollis to Reengrossed House Bill No. 429 by Representative Hollis

AMENDMENT NO. 1

On page 1, line 12, after "person" delete the comma "," and "employer."

AMENDMENT NO. 2

On page 1, line 14, delete "or employer"

AMENDMENT NO. 3

On page 1, line 19, delete "or employer"

AMENDMENT NO. 4

On page 2, line 11, after "person" delete the comma "," and "employer,"

Suspension of the Rules

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

Rep. Hollis moved the adoption of the amendments.

Rep. Barrow objected.

By a vote of 53 yeas and 42 nays, the amendments were adopted.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broadwater to Reengrossed House Bill No. 429 by Representative Hollis

AMENDMENT NO. 1

On page 1, line 4, after "electors;" insert "to provide for exceptions;"

AMENDMENT NO. 2

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

"(D) The provisions of this Section shall not apply to the Louisiana Workers' Compensation Law as provided by statute."

AMENDMENT NO. 3

On page 2, at the end of line 10, insert a comma "," and insert "except for the Louisiana Workers' Compensation Law,"

Rep. Broadwater moved the adoption of the amendments.

Rep. Katrina Jackson objected.

By a vote of 56 yeas and 36 nays, the amendments were adopted.

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Lorusso
Adams	Geymann	Mack
Barras	Greene	Miller
Berthelot	Guinn	Morris, Jay
Bishop, S.	Harris	Pearson
Broadwater	Harrison	Ponti
Brown	Havard	Pope
Burford	Hazel	Pugh
Burns, H.	Henry	Pylant
Burns, T.	Hensgens	Robideaux
Carmody	Hodges	Schexnayder
Carter	Hoffmann	Schroder
Champagne	Hollis	Seabaugh
Chaney	Howard	Simon
Connick	Huval	Talbot
Cromer	Ivey	Thompson
Fannin	Landry, N.	Whitney
Foil	Lopinto	Willmott
Total - 54		

NAYS

Armes	Guillory	Moreno
Badon	Hill	Norton
Barrow	Honore	Ortego
Billiot	Hunter	Pierre
Bishop, W.	Jackson, G.	Price
Brossett	Jackson, K.	Reynolds
Burrell	James	Ritchie
Cox	Jefferson	Smith
Danahay	Johnson	St. Germain
Dixon	Jones	Thibaut
Edwards	Landry, T.	Thierry
Franklin	LeBas	Williams, A.
Gaines	Leger	Williams, P.
Gisclair	Montoucet	
Total - 41		

ABSENT

Abramson	Lambert	Shadoin
Anders	Leopold	Stokes
Arnold	Morris, Jim	
Dove	Richard	
Total - 10		

The Chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

Consent to Correct a Vote Record

Rep. Girod Jackson requested the House consent to record his vote on final passage of House Bill No. 429 as nay, which consent was unanimously granted.

Speaker Kleckley in the Chair

HOUSE BILL NO. 431—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 39:563, 698.4, 698.13, 742.2(A) and (C)(1), 745, 746, 747, 824(B), 1012, 1022, 1421(4), 1426(A) and (D), and 1428(B), to enact R.S. 39:1426.1, and to repeal R.S. 39:698.9 and Part IX of Chapter 4 of Subtitle II of Title 39 of the Louisiana Revised Statutes of 1950, comprised of R.S. 39:911 through 914, relative to the issuance of bonds by a political subdivision; to provide for the maturity of bonds; to provide with respect to the authorizing resolution; to provide with respect to borrowing by certain local political subdivisions; to provide for the requirements of certificates of indebtedness; to provide with respect to notices of intention; to provide with respect to publication requirements; to provide with respect to the form of bonds; to provide with respect to the definition of revenue bonds; to provide with respect to the sale of securities; to provide with respect to the tax exempt status of securities; to provide with respect to the price of securities; to provide with respect to the registration of securities; 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. 431 by Representative Leger

AMENDMENT NO. 1

On page 4, line 1, change "not longer than" to "extending beyond"

AMENDMENT NO. 2

On page 4, line 19, delete "their"

AMENDMENT NO. 3

On page 4, line 20, delete "they"

AMENDMENT NO. 4

On page 7, lines 12-13, change "Part II, Chapter 4, Title 39 of the Louisiana Revised Statutes of 1950." to "the Election Code for the conduct of such elections."

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

Motion

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

HOUSE BILL NO. 516—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact Sections 4 (introductory paragraph), 4D, 4G, 4M, 20A, and 23 and to enact Section 20F of Act No. 305 of the 1978 Regular Session of the Legislature, as amended by Act No. 657 of the 1979 Regular Session of the Legislature, Act No. 99 of the 1980 Regular Session of the Legislature, Act No. 9 of the 1980 Second Extraordinary Session of the Legislature, Act No. 287 of the 1982 Regular Session of the Legislature, Act No. 572 of the 1984 Regular Session of the Legislature, Act No. 390 of the 1987 Regular Session of the Legislature, Act No. 43 of the 1992 Regular Session of the Legislature, Act No. 1013 of the 1993 Regular Session of the Legislature, Act Nos. 13 and 42 of the 1994 Regular Session of the Legislature, Act Nos. 1174 and 1176 of the 1997 Regular Session of the Legislature, and Act No. 72 of the 2002 First Extraordinary Session of the Legislature, all relative to the Ernest N. Morial-New Orleans Exhibition Hall Authority, to grant additional powers to the authority, to provide for the issuance of bonds and other obligations of the authority to finance expansion projects; to provide for additional bonding capacity of the authority; to provide 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. 516 by Representative Leger

AMENDMENT NO. 1

On page 4, line 25, delete "and"

AMENDMENT NO. 2

On page 5, line 4, change "¿" to "¿"

AMENDMENT NO. 3

On page 5, line 11, following "One" and before "provide" change "to" to "shall"

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AMENDMENT NO. 4

On page 5, line 27, following "Two" and before "make" change "to" to "shall"

AMENDMENT NO. 5

On page 6, line 4, following "Three" and before "further" change "to" to "shall"

AMENDMENT NO. 6

On page 7, line 13, change "said" to "the"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Danahay	Leger
Abramson	Dixon	Lorusso
Adams	Edwards	Moreno
Anders	Foil	Ortego
Arnold	Gaines	Pugh
Badon	Garofalo	Ritchie
Berthelot	Hill	Schexnayder
Billiot	Hoffmann	Smith
Bishop, W.	Honore	St. Germain
Broadwater	Huval	Stokes
Brossett	Jackson, G.	Talbot
Burns, H.	Jackson, K.	Thierry
Burrell	James	Willmott
Carter	Jefferson	
Cox	Johnson	
Total - 43		

NAYS

Armes	Harris	Mack
Bishop, S.	Harrison	Montoucet
Brown	Havard	Morris, Jay
Burns, T.	Hazel	Morris, Jim
Carmody	Henry	Pierre
Chaney	Hodges	Pope
Cromer	Hollis	Price
Fannin	Howard	Pylant
Franklin	Jones	Reynolds
Geymann	Landry, N.	Richard
Gisclair	Landry, T.	Seabaugh
Guillory	LeBas	Simon
Total - 36		

ABSENT

Barras	Hunter	Robideaux
Barrow	Ivey	Schroder
Burford	Lambert	Shadoin
Champagne	Leopold	Thibaut
Connick	Lopinto	Thompson
Dove	Miller	Whitney
Greene	Norton	Williams, A.
Guinn	Pearson	Williams, P.
Hensgens	Ponti	
Total - 26		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 693—

BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 47:6007(B), (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) and to enact R.S. 47:6007(C)(1)(e), (D)(9), and (F)(4), relative to tax credits; to provide with respect to the motion picture investor income tax credit; to provide for definitions; to provide for the amount of tax credits; to provide for requirements for receipt of tax credits; to provide with respect to rulemaking; to provide with respect to a long-term strategic plan; to establish a committee and provide for its membership; to provide with respect to the recapture of tax credits; to authorize use of the credit against corporation franchise tax; to provide for applicability; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 240—

BY REPRESENTATIVES HAVARD, BERTHELOT, CHAMPAGNE, GEYMANN, JAMES, POPE, SCHRODER, SMITH, AND THIERRY

AN ACT

To amend and reenact R.S. 44:4.1(B)(34) and to enact Chapter 6 of Title 49 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 49:351 through 357, relative to privatization contracts; to create and provide for the Privatization Review Act; to provide for certain requirements and procedures for certain privatization contracts; to provide for duties of executive branch agencies and agency heads relative to privatization contracts; to provide for the duties of the legislative auditor relative to certain privatization contracts; to provide procedures for legislative review and approval of privatization contracts; to provide for definitions; to provide for certain prohibitions; to provide for the voidability of privatization contracts; to provide relative to the records related to privatization contracts; 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. 240 by Representative Havard

AMENDMENT NO. 1

On page 4, line 5, change "said" to "the"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representatives Havard and Henry to Engrossed House Bill No. 240 by Representative Havard

AMENDMENT NO. 1

On page 2, at the beginning of line 15, after "(5)" insert "(a)"

AMENDMENT NO. 2

On page 2, between lines 20 and 21, insert the following:

"(b) "Privatization contract" shall also mean any agreement or combination or series of agreements by which a nongovernmental person or entity agrees to lease or rent any state building or facility for five hundred thousand dollars or more."

AMENDMENT NO. 3

On page 2, line 22, after "privatization contract" insert "as defined in R.S. 49:352(5)(a)"

AMENDMENT NO. 4

On page 3, line 9, after "privatization contract" insert "as defined in R.S. 49:352(5)(a)"

AMENDMENT NO. 5

On page 5, between lines 11 and 12, insert the following:

"§353.1. Lease and rental agreements

A. No agency shall enter into a privatization contract as defined in R.S. 49:352(5)(b) and no such contract shall be valid unless the agency, in consultation with the division of administration, first complies with each of the following requirements:

(1) The agency shall prepare a specific written statement of the fair market rental or lease value of the state building or facility based upon documentable comparables.

(2) The statement shall be a public record, shall be filed in the agency and in the division of administration, and shall be transmitted to the legislative auditor and the appropriate standing committees of the legislature upon its completion.

(3) The agency shall publicly announce the availability of the building or facility for lease or rent. If more than one nongovernmental entity or person expresses documented interest in the lease or rental, the agency shall engage in a competitive process to designate the nongovernmental entity or person with whom it intends to negotiate.

B. The head of the agency shall certify in writing to the legislative auditor and the appropriate standing committees of the legislature that:

(1) He has complied with all provisions of this Section and of all other applicable laws.

(2) The designated nongovernmental person or entity and its supervisory employees, while in the employ of said designated nongovernmental person or entity, have no adjudicated record of substantial or repeated noncompliance with any relevant federal or state regulatory provision, including but not limited to provisions concerning occupational safety and health, nondiscrimination, environmental protection, and the Code of Governmental Ethics and other conflicts of interest provisions.

(3) The proposed privatization contract is in the public interest and the reasons therefore.

C.(1) A copy of the proposed privatization contract as defined in R.S. 49:352(5)(b) shall accompany the certificate transmitted to the legislative auditor and appropriate standing committees of the legislature for review pursuant to R.S. 49:354.

(2) The agency head shall send each member of the legislature a copy of the proposed privatization contract and the certificate via

electronic mail on the same day he transmits those documents to the legislative auditor and appropriate standing committees of the legislature."

AMENDMENT NO. 6

On page 5, line 17, after "R.S. 49:353" insert "or 353.1, as the case may be."

AMENDMENT NO. 7

On page 5, at the end of line 19, delete the period "." and insert "or 353.1, as the case may be."

AMENDMENT NO. 8

On page 6, at the beginning of line 14, before "After" insert "A."

AMENDMENT NO. 9

On page 6, line 14, after "privatization contract" and before the comma "," insert "as defined in R.S. 49:352(5)(a)"

AMENDMENT NO. 10

On page 6, between lines 23 and 24, insert the following:

"B. After each complete year of a privatization contract as defined in R.S. 49:352(5)(b), the agency shall report to the appropriate standing committees of the legislature the following information:

(1) An analysis of the nongovernmental person's or entity's compliance with the terms of the privatization contract.

(2) All complaints received and the agency's and contractor's response to each complaint.

(3) A current analysis of the fair market rental or lease value of the state building or facility based upon documentable comparables."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Lopinto
Abramson	Franklin	Lorusso
Adams	Gaines	Mack
Anders	Garofalo	Miller
Armes	Geymann	Moreno
Arnold	Gisclair	Morris, Jay
Badon	Greene	Morris, Jim
Barras	Guillory	Norton
Barrow	Harris	Ortego
Berthelot	Harrison	Pierre
Billiot	Havard	Ponti
Bishop, S.	Hazel	Pope
Bishop, W.	Henry	Price
Broadwater	Hensgens	Pugh
Brossett	Hill	Pylant
Brown	Hodges	Reynolds
Burford	Hoffmann	Richard
Burns, H.	Hollis	Ritchie
Burns, T.	Honore	Schexnayder
Burrell	Howard	Seabaugh
Carmody	Hunter	Simon

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Carter	Huval	Smith
Champagne	Jackson, G.	St. Germain
Chaney	Jackson, K.	Stokes
Connick	James	Talbot
Cox	Jefferson	Thierry
Cromer	Johnson	Thompson
Danahay	Jones	Whitney
Dixon	Landry, N.	Williams, A.
Edwards	Landry, T.	Williams, P.
Fannin	LeBas	Willmott
Total - 93		

NAYS

Total - 0

ABSENT

Dove	Leger	Robideaux
Guinn	Leopold	Schroder
Ivey	Montoucet	Shadoin
Lambert	Pearson	Thibaut
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Havard 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. 299—
BY REPRESENTATIVE CARMODY
AN ACT

To amend and reenact R.S. 17:3129(F) and 3130(B)(1)(b), relative to a report by the Board of Regents of a board-approved funding formula to specified legislative committees; to provide relative to the deadline for submission of the report; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Carmody moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Franklin	Lorusso
Abramson	Gaines	Mack
Adams	Geymann	Miller
Anders	Gisclair	Moreno
Armes	Greene	Morris, Jay
Arnold	Guillory	Morris, Jim
Badon	Guinn	Norton
Barras	Harris	Ortego
Barrow	Harrison	Pearson
Berthelot	Havard	Pierre
Billiot	Hazel	Ponti
Bishop, S.	Henry	Pope
Bishop, W.	Hensgens	Price
Broadwater	Hill	Pugh
Brown	Hodges	Pylant
Burford	Hoffmann	Reynolds
Burns, H.	Hollis	Ritchie
Burns, T.	Honore	Schexnayder
Burrell	Howard	Schroder
Carmody	Hunter	Seabaugh
Carter	Huval	Simon
Champagne	Jackson, G.	Smith

Chaney	Jackson, K.	St. Germain
Connick	James	Stokes
Cox	Jefferson	Talbot
Cromer	Johnson	Thierry
Danahay	Jones	Thompson
Dixon	Landry, N.	Whitney
Edwards	Landry, T.	Williams, A.
Fannin	LeBas	Williams, P.
Foil	Lopinto	Willmott
Total - 93		

NAYS

Total - 0

ABSENT

Brossett	Lambert	Richard
Dove	Leger	Robideaux
Garofalo	Leopold	Shadoin
Ivey	Montoucet	Thibaut
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 377—
BY REPRESENTATIVE LEGER
AN ACT

To amend and reenact R.S. 44:4.1(B)(32) and R.S. 47:6007(C)(4)(b), 6016(F)(1)(b), 6019(A)(3)(b)(i)(cc), 6020(F)(2), 6021(I)(2), 6022(E)(1)(e)(ii), and 6034(D)(1) and to enact R.S. 47:1508(B)(33) and 1524, relative to tax credits; to establish a registry for certain tax credits; to provide relative to agencies required to submit information to the registry; to provide relative to the information which shall be recorded in the registry; to provide for certain requirements and limitations; to provide relative to access to information in the registry; to provide with respect to the confidentiality of certain tax records; to authorize the secretary of the Department of Revenue to share certain tax credit transfer information; to provide relative to the transferability of certain tax credits; to provide relative to the notification of the transfer or sale of certain tax credits; to provide that certain records are private; to provide for an effective date; and to provide for related matters.

Read by title.

Motion

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

HOUSE BILL NO. 87—
BY REPRESENTATIVE CARMODY
A JOINT RESOLUTION

Proposing to add Article VII, Section 2.1(C) of the Constitution of Louisiana, relative to requirements in relation to the imposition of or increase in fees and civil fines; to provide exceptions relative to public postsecondary education tuition and fees; 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. Carmody moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Cromer	Lorusso
Anders	Fannin	Miller
Arnold	Foil	Moreno
Badon	Gaines	Pearson
Barras	Garofalo	Ponti
Berthelot	Greene	Price
Bishop, S.	Harrison	Pugh
Bishop, W.	Hazel	Pylant
Broadwater	Hensgens	Ritchie
Burford	Hoffmann	Schexnayder
Burns, H.	Hollis	Schroder
Burns, T.	Huval	Seabaugh
Carmody	Ivey	Simon
Carter	James	St. Germain
Champagne	Landry, N.	Stokes
Chaney	Leger	Talbot
Connick	Lopinto	Thompson

Total - 51

NAYS

Armes	Harris	Montoucet
Barrow	Henry	Morris, Jay
Billiot	Hill	Morris, Jim
Brossett	Hodges	Norton
Brown	Honore	Ortego
Burrell	Howard	Pierre
Cox	Hunter	Pope
Danahay	Jackson, G.	Reynolds
Dixon	Jackson, K.	Richard
Edwards	Jefferson	Smith
Franklin	Johnson	Thibaut
Geymann	Jones	Thierry
Gisclair	Landry, T.	Whitney
Guillory	LeBas	Williams, A.
Guinn	Mack	Willmott

Total - 45

ABSENT

Abramson	Havard	Robideaux
Adams	Lambert	Shadoin
Dove	Leopold	Williams, P.

Total - 9

The chair declared the above bill, not having received a two-thirds vote of the elected members, failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 377—
BY REPRESENTATIVE LEGER

AN ACT

To amend and reenact R.S. 44:4.1(B)(32) and R.S. 47:6007(C)(4)(b), 6016(F)(1)(b), 6019(A)(3)(b)(i)(cc), 6020(F)(2), 6021(I)(2), 6022(E)(1)(e)(ii), and 6034(D)(1) and to enact R.S. 47:1508(B)(33) and 1524, relative to tax credits; to establish a registry for certain tax credits; to provide relative to agencies required to submit information to the registry; to provide relative to the information which shall be recorded in the registry; to provide for certain requirements and limitations; to provide relative to access to information in the registry; to provide with respect to the confidentiality of certain tax records; to authorize the secretary of the Department of Revenue to share certain tax credit transfer information; to provide relative to the transferability of certain tax credits; to provide relative to the

notification of the transfer or sale of certain tax credits; to provide that certain records are private; to provide for an effective date; and to provide for related matters.

Called from the calendar.

Read by title.

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Barrow on behalf of the Legislative Bureau to Reengrossed House Bill No. 377 by Representative Leger

AMENDMENT NO. 1

On page 3, line 24, change "which" to "that"

AMENDMENT NO. 2

On page 5, line 4, change "½" to "¼"

AMENDMENT NO. 3

On page 5, line 5, delete "or"

AMENDMENT NO. 4

On page 5, line 9, change ", or by a judgment which" to "or a judgment that"

AMENDMENT NO. 5

On page 5, line 15, following "apply" delete "for"

AMENDMENT NO. 6

On page 5, line 16, change "access to the registry from the department" to "to the department for access to the registry"

AMENDMENT NO. 7

On page 6, line 12, delete "and"

AMENDMENT NO. 8

On page 7, line 10, following "Revenue" insert ","

AMENDMENT NO. 9

On page 8, line 17, following "Revenue" insert ","

AMENDMENT NO. 10

On page 8, line 21, delete "and"

AMENDMENT NO. 11

On page 9, line 7, following "Revenue" insert ","

AMENDMENT NO. 12

On page 10, line 2, following "Revenue" insert ","

AMENDMENT NO. 13

On page 10, line 17, following "may" and before "on" insert ","

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AMENDMENT NO. 14

On page 10, line 17, change ", or any refund of an overpayment," to "or any refund of an overpayment"

AMENDMENT NO. 15

On page 10, line 21, following "Revenue" insert ","

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Leger to Reengrossed House Bill No. 377 by Representative Leger

AMENDMENT NO. 1

On page 5, at the end of line 4, delete the semicolon ";" and delete line 5 in its entirety and insert a period "."

AMENDMENT NO. 2

On page 5, line 11, after "registry" and before "regarding" insert "and in the possession of the department"

AMENDMENT NO. 3

On page 5, line 12, after "and the" and before "of" delete "value" and insert "amount"

AMENDMENT NO. 4

On page 5, line 13, after "deemed" and before "and" delete "personal" and insert "privileged"

AMENDMENT NO. 5

On page 5, line 14, after "public" and before "The" delete the period "." and insert a semicolon ";" and insert the following:

"however, the provisions of this Subsection shall not be construed to prevent information relative to the entity or individual initially issued the tax credit, the initial amount of the tax credit, and any information regarding any transfer of the tax credit from being released to the public pursuant to a public records request submitted to the state agency administering the tax credit program pursuant to the Public Records Law, R.S. 44:1 et seq."

AMENDMENT NO. 6

On page 6, line 7, after "submit to the" delete the remainder of the line in its entirety

AMENDMENT NO. 7

On page 6, line 12, after "and" and before "the" delete the comma ","

AMENDMENT NO. 8

On page 6, line 26, after "any" and before "information" delete "pricing"

AMENDMENT NO. 9

On page 7, at the end of line 15, after "certificate" insert a comma ","

AMENDMENT NO. 10

On page 8, line 16, after "submit to the" delete the remainder of the line in its entirety

AMENDMENT NO. 11

On page 8, at the end of line 24, after "Any" delete "pricing"

AMENDMENT NO. 12

On page 9, line 15, after "transferor" and before "for" delete the comma ","

AMENDMENT NO. 13

On page 10, line 1, after "submit to the" and before "Department" delete "office and"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Table listing names of members who voted 'YEAS' in three columns: Mr. Speaker, Franklin, Miller; Abramson, Gaines, Montoucet; Adams, Garofalo, Moreno; Anders, Gisclair, Morris, Jay; Armes, Greene, Morris, Jim; Arnold, Guillory, Norton; Badon, Guinn, Ortego; Barras, Harris, Pearson; Barrow, Harrison, Pierre; Berthelot, Hazel, Ponti; Billiot, Hensgens, Price; Bishop, S., Hill, Pugh; Bishop, W., Hodges, Pylant; Broadwater, Hoffmann, Reynolds; Brossett, Hollis, Richard; Brown, Howard, Ritchie; Burford, Hunter, Schexnayder; Burns, H., Huval, Schroder; Burns, T., Ivey, Seabaugh; Burrell, Jackson, G., Simon; Carmody, Jackson, K., Smith; Carter, James, St. Germain; Champagne, Jefferson, Stokes; Chaney, Johnson, Talbot; Connick, Jones, Thierry; Cox, Landry, N., Thompson; Cromer, Landry, T., Whitney; Danahay, LeBas, Williams, A.; Dixon, Leger, Williams, P.; Edwards, Lopinto, Willmott; Fannin, Lorusso; Foil, Mack

Total - 94

NAYS

Total - 0

ABSENT

Table listing names of members who were 'ABSENT' in three columns: Dove, Robideaux; Geymann, Lambert, Shadoin; Havard, Leopold, Thibaut; Henry, Pope

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

HOUSE BILL NO. 103—
BY REPRESENTATIVE BADON
AN ACT

To amend and reenact R.S. 40:966(E) and Code of Criminal Procedure Article 881.1(A)(1) and (2) and to enact R.S. 15:529.1(A)(5) and Code of Criminal Procedure Article 881.1(A)(5), relative to possession of marijuana; to amend the criminal penalties for such offense; to provide with respect to sentencing pursuant to the Habitual Offender Law; to provide for the procedure by which offenders currently serving time for a conviction for possession of marijuana may be resentenced; 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. 103 by Representative Badon

AMENDMENT NO. 1

On page 1, line 15, before "Except" change "(1)" to "(a)"

AMENDMENT NO. 2

On page 2, line 3, change "(a)" to "(b)"

AMENDMENT NO. 3

On page 2, line 13, change "(b)" to "(d)"

AMENDMENT NO. 4

On page 2, line 20, change "(c)" to "(e)"

AMENDMENT NO. 5

On page 2, line 25, change "(d)" to "(f)"

AMENDMENT NO. 6

On page 3, line 3, change "(e)" to "(g)"

AMENDMENT NO. 7

On page 3, line 10, change "(1)" to "(a)"

AMENDMENT NO. 8

On page 3, line 15, change "(a)" to "(b)"

AMENDMENT NO. 9

On page 3, line 20, change "(b)" to "(c)"

AMENDMENT NO. 10

On page 3, line 25, change "(c)" to "(d)"

AMENDMENT NO. 11

On page 4, line 1, change "(d)" to "(e)"

AMENDMENT NO. 12

On page 4, line 16, delete "of a"

AMENDMENT NO. 13

On page 4, line 17, delete "violation of" and insert "for which sentence may be imposed under"

AMENDMENT NO. 14

On page 5, line 7, change "40:966(E)(1)" to "40:966(C)"

AMENDMENT NO. 15

On page 5, line 9, change "which forms" to "that form"

AMENDMENT NO. 16

On page 5, line 10, change "40:966(E)(1)" to "40:966(C)"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Badon to Engrossed House Bill No. 103 by Representative Badon

AMENDMENT NO. 1

On page 1, lines 2 and 3, delete "the Code of Criminal Procedure Article 881.1(A)(1) and (2) and"

AMENDMENT NO. 2

On page 1, lines 3 and 4, delete "and Code of Criminal Procedure Article 881.1(A)(5)"

AMENDMENT NO. 3

On page 1, delete lines 6 and 7 in their entirety and insert "Law; and to provide for"

AMENDMENT NO. 4

On page 2, line 7, after "imprisoned" and before "for" insert "with or without hard labor"

AMENDMENT NO. 5

On page 2, line 8, change "one year" to "two years"

AMENDMENT NO. 6

On page 2, after line 8, insert the following:

"~~(b)~~ (c) If the court places the offender on probation, the probation shall provide for a minimum condition that he participate in a court-approved substance abuse program and perform four eight-hour days of court-approved community service activities. Any costs associated with probation shall be paid by the offender."

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AMENDMENT NO. 7

On page 2, line 18, change "two" to "five"

AMENDMENT NO. 8

On page 2, line 24, change "five" to "eight"

AMENDMENT NO. 9

On page 4, delete lines 20 through 29 in their entirety

AMENDMENT NO. 10

On page 5, delete lines 1 through 21 in their entirety

On motion of Rep. Badon, the amendments were adopted. Rep. Badon moved the final passage of the bill, as amended.

ROLL CALL

The roll was called with the following result:

YEAS

Table with 3 columns of names: Mr. Speaker, Armes, Arnold, Badon, Barrow, Bishop, W., Brossett, Brown, Burrell, Carter, Cox, Danahay, Dixon, Edwards, Fannin, Foil, Total - 46; Franklin, Gaines, Guillory, Guinn, Harris, Hensgens, Hodges, Honore, Hunter, Jackson, G., Jackson, T., James, Jefferson, Landry, N., Landry, T., LeBas; Leger, Miller, Moreno, Ortego, Pierre, Ponti, Pope, Price, Ritchie, Smith, St. Germain, Thierry, Williams, A., Williams, P.

NAYS

Table with 3 columns of names: Adams, Barras, Berthelot, Billiot, Bishop, S., Broadwater, Burns, H., Burns, T., Carmody, Champagne, Chaney, Connick, Cromer, Garofalo, Geymann, Total - 45; Gisclair, Greene, Harrison, Hazel, Henry, Hoffmann, Howard, Huval, Ivey, Johnson, Jones, Leopold, Lopinto, Lorusso, Mack; Montoucet, Morris, Jay, Morris, Jim, Pearson, Pugh, Pylant, Reynolds, Richard, Schexnayder, Schroder, Seabaugh, Simon, Stokes, Talbot, Whitney

ABSENT

Table with 3 columns of names: Abramson, Anders, Burford, Dove, Havard, Total - 14; Hill, Hollis, Lambert, Norton, Robideaux; Shadoin, Thibaut, Thompson, Willmott

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

HOUSE BILL NO. 450—

BY REPRESENTATIVE IVEY

AN ACT

To amend and reenact R.S. 23:1203.1(J) and (M), relative to the workers' compensation medical treatment schedule; to provide with respect to the medical advisory council; to provide with respect to the medical director; to provide for supporting scientific evidence for treatment; 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. 450 by Representative Ivey

AMENDMENT NO. 1

On page 2, line 1, change "in no event, not more" to "no longer"

AMENDMENT NO. 2

On page 2, line 13, following "Section" delete "1"

AMENDMENT NO. 3

On page 2, line 14, following "director," and before "a" change "by" to "in accordance with the principles of Subsection C of this Section, that"

AMENDMENT NO. 4

On page 2, line 14, following "evidence" delete ". and in accordance"

AMENDMENT NO. 5

On page 2, line 15, delete "with Subsection C of this Section, that"

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

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

HOUSE FLOOR AMENDMENTS

Amendments proposed by Representative Broadwater to Engrossed House Bill No. 450 by Representative Ivey

AMENDMENT NO. 1

On page 1, line 2, delete "R.S. 23:1203.1(J) and (M)" and insert in lieu thereof "R.S. 23:1203.1(A), (J), (K), and (M), and to enact R.S. 23:1203.1.1,"

AMENDMENT NO. 2

On page 1, line 4, after "director;" and before "to" insert "to provide for an associate medical director; to provide with respect to his qualifications; to provide definitions;"

AMENDMENT NO. 3

On page 1, line 7, after "Section 1." delete the remainder of the line and insert in lieu thereof "R.S. 23:1203.1(A), (J), (K), and (M) are hereby amended and reenacted and R.S. 23:1203.1.1 is hereby enacted to read as"

AMENDMENT NO. 4

On page 1, delete lines 9 through 20, and on page 2, delete lines 1 through 6, insert the following in lieu thereof:

"§1203.1. Medical Definitions; medical treatment schedule; medical advisory council

A. For use in this Section, the following terms shall have the following meanings, unless clearly indicated otherwise by the context:

(1) "Associate medical director" means a physician who is licensed to practice medicine in the state of Louisiana and has been chosen by the director of the office of workers' compensation administration pursuant to Subparagraph (F)(5)(a) of this Section.

(2) "Council" means the medical advisory council appointed by the director of the office of workers' compensation administration.

(~~2~~) (3) "Director" means the director of the office of workers' compensation administration.

(4) "Medical director" means a physician who is licensed to practice medicine in the state of Louisiana and has been chosen by the director of the office of workers' compensation administration pursuant to Subparagraph (F)(5)(a) of this Section.

(~~3~~) (5) "Office" means the office of workers' compensation administration of the Louisiana Workforce Commission.

(~~4~~) (6) "Schedule" means the medical treatment schedule to be developed by the council and promulgated by the office and the director.

* * *

J. After a medical provider has submitted to the payor the request for authorization and the information required by the Louisiana Administrative Code, Title 40, Chapter 27, the payor shall notify the medical provider of their action on the request within five business days of receipt of the request. If any dispute arises after January 1, 2011, as to whether the recommended care, services, or treatment is in accordance with the medical treatment schedule, or whether a variance from the medical treatment schedule is reasonably required as contemplated in Subsection 2 of this Section, any aggrieved party shall file, within fifteen calendar days, an appeal with the office of workers' compensation administration medical director or associate medical director on a form promulgated by the director. The medical director or associate medical director shall render a decision as soon as is practicable, but in no event, not more than thirty calendar days from the date of filing.

K. After the issuance of the decision by the medical director or associate medical director of the office, any party who disagrees with the ~~medical director's~~ decision, may then appeal by filing a "Disputed Claim for Compensation", which is LWC Form 1008. ~~The decision of the medical director~~ may be overturned when it is shown, by clear and convincing evidence, the decision of the medical director or associate medical director was not in accordance with the provisions of this Section.

* * *

AMENDMENT NO. 5

On page 2, after line 17, insert the following:

"§1203.1.1. Medical director and associate medical director

A. The director shall hire a medical director and an associate medical director to render decisions on disputed cases filed pursuant to R.S. 23:1203.1(J).

B. The medical director and associate medical director shall be full-time public employees of the office of workers' compensation administration and shall not engage in the practice of medicine outside the office."

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Morris, Jay
Billiot	Greene	Ortego
Bishop, S.	Guillory	Pearson
Broadwater	Harris	Ponti
Burford	Hazel	Pope
Burns, H.	Hensgens	Ritchie
Burrell	Hoffmann	Schroder
Carmody	Huval	Seabaugh
Carter	Ivey	Simon
Champagne	Johnson	Stokes
Chaney	Landry, N.	Talbot
Connick	LeBas	Thompson
Cromer	Leger	Whitney
Danahay	Lopinto	Willmott
Dixon	Lorusso	
Edwards	Moreno	
Total - 46		

NAYS

Abramson	Harrison	Norton
Adams	Havard	Pierre
Anders	Hill	Price
Armes	Hodges	Pugh
Arnold	Honore	Pylant
Badon	Howard	Reynolds
Barrow	Hunter	Richard
Berthelot	Jackson, K.	Schexnayder
Brown	James	Smith
Burns, T.	Jefferson	St. Germain
Cox	Jones	Thierry
Franklin	Landry, T.	Williams, A.
Gaines	Mack	Williams, P.
Gisclair	Miller	
Guinn	Montoucet	
Total - 43		

ABSENT

Barras	Geymann	Morris, Jim
Bishop, W.	Henry	Robideaux
Brossett	Hollis	Shadoin
Dove	Jackson, G.	Thibaut
Foil	Lambert	
Garofalo	Leopold	
Total - 16		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Reynolds gave notice of his intention to call House Bill No. 206 from the calendar on Wednesday, May 22, 2013.

HOUSE BILL NO. 233—

BY REPRESENTATIVES SMITH, BADON, BARROW, WESLEY BISHOP, BROSSETT, BURRELL, KATRINA JACKSON, JAMES, MORENO, AND PATRICK WILLIAMS AND SENATOR BROOME

AN ACT

To enact Chapter 8-B of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:979.1 through 979.6, relative to the medical assistance program; to provide for eligibility for benefits of the medical assistance program; to require state participation in the medical assistance program expansion provided in federal law; to provide for definitions; to provide for legislative findings and intent; to provide for reform of the Medicaid program in Louisiana; to provide for termination; 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. 233 by Representative Smith

AMENDMENT NO. 1

On page 3, line 7, change "Et Al." to "et al."

AMENDMENT NO. 2

On page 3, line 8, change "Et Al." to "et al., 567 U.S., 132 S. Ct 2566."

AMENDMENT NO. 3

On page 4, line 13, following "shall" and before "on" insert "1"

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

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

ROLL CALL

The roll was called with the following result:

YEAS

Anders	Guillory	Moreno
Arnold	Hill	Ortego
Badon	Hunter	Pierre
Barrow	Jackson, G.	Price
Bishop, W.	Jackson, K.	Reynolds
Brossett	James	Ritchie
Burrell	Jefferson	Smith
Cox	Johnson	St. Germain
Dixon	Jones	Thierry
Edwards	Landry, T.	Williams, A.
Franklin	LeBas	Williams, P.
Gaines	Leger	
Gisclair	Montoucet	
Total - 37		

NAYS

Mr. Speaker	Garofalo	Miller
Adams	Geymann	Morris, Jay
Barras	Greene	Morris, Jim
Berthelot	Guinn	Pearson
Billiot	Harris	Ponti
Bishop, S.	Harrison	Pope
Broadwater	Havard	Pugh
Brown	Hazel	Pylant
Burford	Henry	Richard
Burns, H.	Hensgens	Schexnayder
Burns, T.	Hodges	Schroder
Carmody	Hoffmann	Seabaugh
Carter	Hollis	Simon
Champagne	Howard	Stokes
Chaney	Huval	Talbot
Connick	Ivey	Thibaut
Cromer	Landry, N.	Thompson
Danahay	Lopinto	Whitney
Fannin	Lorusso	Willmott
Foil	Mack	

Total - 59

ABSENT

Abramson	Honore	Norton
Armes	Lambert	Robideaux
Dove	Leopold	Shadoin

Total - 9

The Chair declared the above bill failed to pass.

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

HOUSE BILL NO. 698—

BY REPRESENTATIVE THOMPSON

AN ACT

To amend and reenact R.S. 47:6102, 6103(A)(1) and (2), and 6109(A) and to enact R.S. 47:6103(C), relative to income tax credits; to provide relative to school readiness tax credits; to provide for certain definitions; to provide for the administration and recapture of such credits; to require certain recommendations; to provide for effectiveness; and to provide for related matters.

Called from the calendar.

Read by title.

Speaker Pro Tempore Leger in the Chair

Rep. Thompson moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Leger
Adams	Franklin	Lopinto
Anders	Gaines	Lorusso
Arnold	Garofalo	Moreno
Barras	Geymann	Morris, Jay
Barrow	Gisclair	Morris, Jim
Berthelot	Greene	Norton
Billiot	Guillory	Ortego
Bishop, S.	Guinn	Ponti
Bishop, W.	Harris	Price
Broadwater	Harrison	Pugh

Brossett	Havard	Reynolds
Brown	Hensgens	Ritchie
Burford	Hollis	Schexnayder
Burns, H.	Howard	Seabaugh
Burns, T.	Hunter	Simon
Burrell	Huval	Smith
Carmody	Ivey	St. Germain
Carter	Jackson, G.	Stokes
Champagne	Jackson, K.	Thierry
Connick	James	Thompson
Cox	Jefferson	Whitney
Danahay	Johnson	Williams, A.
Dixon	Jones	Williams, P.
Edwards	Landry, N.	
Fannin	LeBas	

Total - 76

NAYS

Armes	Hoffmann	Pierre
Badon	Landry, T.	Pope
Chaney	Mack	Pylant
Hazel	Miller	Richard
Henry	Montoucet	Talbot
Hodges	Pearson	Willmott

Total - 18

ABSENT

Abramson	Honore	Schroder
Cromer	Lambert	Shadoin
Dove	Leopold	Thibaut
Hill	Robideaux	

Total - 11

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Thompson 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.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Leger gave notice of his intention to call House Bill No. 431 from the calendar on Wednesday, May 22, 2013.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Fannin gave notice of his intention to call House Bill No. 677 from the calendar on Wednesday, May 22, 2013.

Notice of Intention to Call

Pursuant to House Rule No. 8.26(A), Rep. Cromer gave notice of his intention to call House Bill No. 728 from the calendar on Thursday, May 23, 2013.

Suspension of the Rules

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

Senate Bills and Joint Resolutions on Third Reading and Final Passage

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

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.

Rep. Lopinto moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 92

NAYS

Total - 0

ABSENT

Mr. Speaker	Henry	Robideaux
Abramson	Howard	Shadoin
Cromer	Lambert	Simon
Dove	Leopold	
Franklin	Ortego	

Total - 13

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Rep. Carter moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Foil	Morris, Jay
Adams	Garofalo	Ortego
Arnold	Greene	Pearson
Barras	Guillory	Ponti
Berthelot	Hazel	Pugh
Billiot	Henry	Pylant
Bishop, S.	Hensgens	Schexnayder
Bishop, W.	Hill	Schroder
Broadwater	Hoffmann	Seabaugh
Burford	Hollis	Simon
Burns, H.	Howard	St. Germain
Burns, T.	Huval	Stokes
Carmody	Ivey	Talbot
Carter	Jones	Thibaut
Champagne	Landry, N.	Thompson
Chaney	Leger	Whitney
Connick	Lopinto	
Fannin	Lorusso	
Total - 52		

NAYS

Armes	Guinn	Montoucet
Badon	Harrison	Morris, Jim
Barrow	Hodges	Norton
Brossett	Honore	Pierre
Brown	Hunter	Pope
Burrell	Jackson, G.	Price
Cox	Jackson, K.	Reynolds
Danahay	James	Richard
Dixon	Jefferson	Ritchie
Edwards	Johnson	Smith
Franklin	Landry, T.	Thierry
Gaines	LeBas	Williams, A.
Geymann	Mack	Williams, P.
Gisclair	Miller	Willmott
Total - 42		

ABSENT

Abramson	Harris	Moreno
Anders	Havard	Robideaux
Cromer	Lambert	Shadoin
Dove	Leopold	
Total - 11		

The Chair declared the above bill failed to pass.

Motion to reconsider pending.

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.

Suspension of the Rules

On motion of Rep. Carter, and under a suspension of the rules, consideration of the above bill was deferred at this time.

Speaker Kleckley in the Chair

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.

Motion

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

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

Mr. Speaker	Greene	Moreno
Adams	Guillory	Morris, Jim
Anders	Havard	Norton
Arnold	Hensgens	Ortego
Barras	Hoffmann	Pearson
Berthelot	Honore	Ponti
Bishop, S.	Howard	Price
Bishop, W.	Hunter	Pylant
Broadwater	Huval	Ritchie
Brossett	Jackson, G.	Schexnayder
Burrell	Jackson, K.	Smith
Carmody	James	St. Germain
Carter	Jefferson	Talbot
Cox	Johnson	Thibaut
Danahay	Jones	Thierry
Dixon	Landry, N.	Thompson
Edwards	LeBas	Williams, A.
Foil	Leger	Williams, P.
Franklin	Lopinto	Willmott
Gaines	Lorusso	
Gisclair	Montoucet	

Total - 61

NAYS

Billiot	Guinn	Pierre
Brown	Hazel	Pope
Burford	Henry	Pugh
Burns, H.	Hodges	Reynolds
Burns, T.	Hollis	Schroder
Champagne	Ivey	Seabaugh
Chaney	Landry, T.	Simon
Connick	Mack	Stokes
Fannin	Miller	Whitney
Geymann	Morris, Jay	

Total - 29

ABSENT

Abramson	Dove	Lambert
Armes	Garofalo	Leopold
Badon	Harris	Richard
Barrow	Harrison	Robideaux
Cromer	Hill	Shadoin

Total - 15

The Chair declared the above bill was finally passed.

Rep. Arnold 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. Miller requested the House consent to correct his vote on final passage of Senate Bill No. 141 from yea to nay, which consent was unanimously granted.

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; and to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Arnold moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 90

NAYS

Morris, Jim
Total - 1

ABSENT

Abramson	Guillory	Richard
Armes	Hodges	Robideaux
Cromer	Lambert	Shadoin
Dove	Leopold	Simon
Geymann	Montoucet	

Total - 14

The Chair declared the above bill was finally passed.

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

SENATE BILL NO. 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.

Rep. Tim Burns moved the final passage of the bill.

ROLL CALL

The roll was called with the following result:

YEAS

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

Total - 93

NAYS

Total - 0

ABSENT

Abramson	Guillory	Montoucet
Armes	Lambert	Ponti
Cromer	Leger	Robideaux
Dove	Leopold	Shadoin

Total - 12

The Chair declared the above bill was finally passed.

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

Suspension of the Rules

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

Petitions, Memorials, and Communications

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

Conference Committee Appointment

May 21, 2013

To the Honorable President and Members of the Senate:

I am directed to inform your honorable body that the Speaker of the House of Representatives has appointed the following members

on the part of the House to confer with a like committee from the Senate on the disagreement to House Bill No. 127: Reps. Lorusso, Arnold, and Cromer.

Respectfully Submitted,

ALFRED W. SPEER
Clerk of the House of Representatives

Message from the Senate

SIGNED SENATE BILLS AND JOINT RESOLUTIONS

May 21, 2013

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

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

Senate Bill Nos. 6, 8, 201, 229, and 250

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Message from the Senate

SIGNED SENATE CONCURRENT RESOLUTIONS

May 21, 2013

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

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

Senate Concurrent Resolution Nos. 22, 39, 92, and 94

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

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

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

Message from the Senate

HOUSE CONCURRENT RESOLUTIONS

May 21, 2013

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

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

House Concurrent Resolution No. 146
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

HOUSE BILLS

May 21, 2013

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

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

House Bill No. 6
Returned with amendments

House Bill No. 8
Returned with amendments

House Bill No. 119
Returned without amendments

House Bill No. 156
Returned with amendments

House Bill No. 261
Returned without amendments

House Bill No. 265
Returned without amendments

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

Message from the Senate

SENATE BILLS

May 21, 2013

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

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

Senate Bill No. 167

Respectfully submitted,

GLENN A. KOEPP
Secretary of the Senate

**Senate Bills and Joint Resolutions
on First Reading**

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

SENATE BILL NO. 167—
BY SENATOR CHABERT

AN ACT

To amend and reenact R.S. 36:802.5, and R.S. 56:578.2(A)(1) and (E), 578.4, 578.7, and 578.10, to enact R.S. 36:209(Y), and to repeal R.S. 36:610(E), relative to the Louisiana Seafood Promotion and Marketing Board; to transfer the board to the Department of Culture, Recreation and Tourism; to provide certain terms, conditions, and requirements; to provide for related matters.

Read by title.

Suspension of the Rules

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

**Introduction of Resolutions,
House and House Concurrent**

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

HOUSE CONCURRENT RESOLUTION NO. 148—
BY REPRESENTATIVE STUART BISHOP

A CONCURRENT RESOLUTION

To create and form an Overhead Power Line Identification Work Group, led by the Department of Transportation and Development, to identify a solution to problems surrounding the identification of power lines for contractors prior to commencing work.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 149—
BY REPRESENTATIVE CONNICK AND SENATOR ALARIO

A CONCURRENT RESOLUTION

To commend the Stop the Tolls organization for their efforts in educating the public about the need to eliminate the tolls on the Crescent City Connection Bridge.

Read by title.

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

Ordered to the Senate.

HOUSE CONCURRENT RESOLUTION NO. 150—
BY REPRESENTATIVES PYLANT AND GAROFALO

A CONCURRENT RESOLUTION

To urge and request the Department of Natural Resources, office of conservation, in consultation with the Ground Water Resources Commission, to study, report, and make recommendations on the availability of qualified water well drillers, water well driller licensing requirements, and their impact on the rates charged for drilling of water wells and to submit the report and recommendation to the House Committee on Natural Resources and Environment and the Senate Committee on Natural Resources on or before February 15, 2014.

Read by title.

Lies over under the rules.

HOUSE CONCURRENT RESOLUTION NO. 151—

BY REPRESENTATIVE HUNTER

A CONCURRENT RESOLUTION

To urge and request the state treasurer to submit a report to the Louisiana Legislature by January 15, 2014, on credit and debit card transactions used for payment of obligations to state agencies.

Read by title.

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

Ordered to the Senate.

Reports of Committees

The following reports of committees were received and read:

Report of the Committee on Administration of Criminal Justice

May 21, 2013

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 133, by Amedee
Reported with amendments. (8-0) (Regular)

Senate Bill No. 150, by Adley
Reported favorably. (8-0) (Regular)

JOSEPH P. LOPINTO III
Chairman

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

Report of the Committee on Education

May 21, 2013

To the Speaker and Members of the House of Representatives:

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

House Bill No. 539, by Harris
Reported favorably. (10-0) (Regular)

Senate Concurrent Resolution No. 28, by Nevers
Reported favorably. (9-0)

Senate Concurrent Resolution No. 45, by White
Reported favorably. (13-0)

Senate Concurrent Resolution No. 48, by Nevers
Reported favorably. (10-0)

Senate Concurrent Resolution No. 49, by Nevers
Reported with amendments. (12-0)

Senate Bill No. 36, by Heitmeier
Reported favorably. (10-0) (Local & Consent)

Senate Bill No. 93, by Nevers
Reported favorably. (13-0) (Regular)

Senate Bill No. 182, by Cortez
Reported favorably. (9-1) (Regular)

STEPHEN F. CARTER
Chairman

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

Report of the Committee on Health and Welfare

May 21, 2013

To the Speaker and Members of the House of Representatives:

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

House Resolution No. 105, by Hoffmann
Reported with amendments. (18-0)

House Concurrent Resolution No. 113, by Talbot
Reported favorably. (11-0)

House Bill No. 183, by Schexnayder
Reported with amendments. (11-6) (Regular)

Senate Concurrent Resolution No. 41, by Broome
Reported favorably. (11-0)

Senate Concurrent Resolution No. 42, by Broome
Reported favorably. (11-0)

Senate Bill No. 18, by Ward
Reported with amendments. (9-8) (Regular)

Senate Bill No. 35, by Heitmeier
Reported favorably. (16-0) (Local & Consent)

Senate Bill No. 58, by Buffington
Reported favorably. (13-0) (Regular)

Senate Bill No. 90, by Mills
Reported with amendments. (18-0) (Regular)

Senate Bill No. 222, by Walsworth
Reported with amendments. (8-2) (Regular)

SCOTT M. SIMON
Chairman

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

Report of the Committee on House and Governmental Affairs

May 21, 2013

To the Speaker and Members of the House of Representatives:

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

House Resolution No. 2, by Edwards
Reported favorably. (7-0)

House Resolution No. 6, by Abramson
Reported with amendments. (7-0)

House Resolution No. 16, by Hunter
Reported with amendments. (8-0)

House Resolution No. 31, by Champagne
Reported favorably. (8-0)

House Concurrent Resolution No. 3, by Huval
Reported favorably. (7-0)

House Concurrent Resolution No. 14, by Edwards
Reported with amendments. (8-0)

House Concurrent Resolution No. 48, by Smith, Patricia
Reported favorably. (7-0)

House Concurrent Resolution No. 129, by Broadwater
Reported favorably. (8-0)

House Concurrent Resolution No. 131, by Bishop, Wesley
Reported favorably. (7-0)

Senate Concurrent Resolution No. 12, by Amedee
Reported with amendments. (8-0)

Senate Concurrent Resolution No. 19, by Morrish
Reported favorably. (6-0)

Senate Concurrent Resolution No. 27, by Long
Reported favorably. (6-0)

Senate Bill No. 20, by Allain
Reported with amendments. (6-0) (Regular)

Senate Bill No. 33, by Brown, Troy
Reported favorably. (7-0) (Regular)

Senate Bill No. 61, by Morrish
Reported with amendments. (6-0) (Regular)

Senate Bill No. 86, by Morrell
Reported with amendments. (6-0) (Regular)

Senate Bill No. 191, by Morrell
Reported with amendments. (6-0) (Regular)

TIMOTHY G. "TIM" BURNS
Chairman

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

Privileged Report of the Legislative Bureau

May 21, 2013

To the Speaker and Members of the House of Representatives:

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

Senate Bill No. 164
Reported without amendments.

Respectfully submitted,

REGINA BARROW
Chairman

Privileged Report of the Committee on Enrollment

May 21, 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. 115—
BY REPRESENTATIVE BROSSETT
A RESOLUTION

To recognize May 30, 2013, as University of New Orleans (UNO)
Day at the state capitol.

HOUSE RESOLUTION NO. 116—
BY REPRESENTATIVES BROADWATER, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMANN, 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, MONTOUCET, 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 commend Shelly D. Dick upon her confirmation as the first
female judge for the United States District Court, Middle
District of Louisiana.

HOUSE RESOLUTION NO. 117—
BY REPRESENTATIVE LEGER
A RESOLUTION

To commend Tulane University for a tradition of academic
excellence and to designate Tuesday, May 21, 2013, as Tulane
University Day at the Louisiana House of Representatives.

HOUSE RESOLUTION NO. 118—
BY REPRESENTATIVE HOFFMANN
A RESOLUTION

To urge and request the State Board of Elementary and Secondary
Education to study issues relative to the implementation of the
state's teacher evaluation program and to report its findings and
recommendations, including any recommendations for
legislation relative to the issue, to the House Committee on
Education prior to the beginning of the 2014 Regular Session of
the Legislature of Louisiana.

HOUSE RESOLUTION NO. 119—
BY REPRESENTATIVES HOFFMANN, ABRAMSON, ADAMS, ANDERS, ARMES, ARNOLD, BADON, BARRAS, BARROW, BERTHELOT, BILLIOT, STUART BISHOP, WESLEY BISHOP, BROADWATER, BROSSETT, BROWN, BURFORD, HENRY BURNS, TIM BURNS, BURRELL, CARMODY, CARTER, CHAMPAGNE, CHANEY, CONNICK, COX, CROMER, DANAHAY, DIXON, DOVE, EDWARDS, FANNIN, FOIL, FRANKLIN, GAINES, GAROFALO, GEYMANN, GISCLAIR, GREENE, GUILLORY, GUINN, HARRIS, HARRISON, HAVARD, HAZEL, HENRY, HENSGENS, HILL, HOLLIS, HONORE, HOWARD, HUNTER, HUVAL, GIROD JACKSON, KATRINA JACKSON, JAMES, JEFFERSON, JOHNSON, JONES, KLECKLEY, LAMBERT, NANCY LANDRY, TERRY LANDRY, LEBAS, LEGER, LEOPOLD, LOPINTO, LORUSSO, MACK, MILLER, MONTOUCET, 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 commend former state representative Clifton "Clif" Richardson
for his service and many contributions to Central, East Baton
Rouge Parish, and the Louisiana House of Representatives.

HOUSE RESOLUTION NO. 120—

BY REPRESENTATIVE SEABAUGH

A RESOLUTION

To recognize Wednesday May 22, 2013, as Miss Louisiana Scholarship Organization Day at the state capitol and to commend the current Miss Louisiana, Lauren Vizza, on her many accomplishments.

HOUSE RESOLUTION NO. 123—

BY REPRESENTATIVE BARROW

A RESOLUTION

To express the condolences of the House of Representatives of the Legislature of Louisiana upon the death of Gerald Ray "Gerry" Lane, of Baton Rouge.

Respectfully submitted,

HAROLD RITCHIE
Chairman

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

Suspension of the Rules

On motion of Rep. Fannin, the rules were suspended to permit the Committee on Appropriations to meet at 10:00 A.M. on Wednesday, May 22, 2013, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill No. 44

Suspension of the Rules

On motion of Rep. Girod Jackson, the rules were suspended to permit the Committee on Municipal, Parochial and Cultural Affairs to meet at 9:00 A.M. on Wednesday, May 22, 2013, and consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

Senate Bill Nos. 47 and 50

Suspension of the Rules

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

House Bill Nos. 83, 139, 682, and 688

Senate Bill Nos. 63, 78, 96, 165, 255, and 256

Adjournment

On motion of Rep. Billiot, at 6:25 P.M., the House agreed to adjourn until Wednesday, May 22, 2013, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 22, 2013.

ALFRED W. SPEER
Clerk of the House