

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

**TWELFTH DAY'S PROCEEDINGS**

**Forty-first Regular Session of the Legislature  
Under the Adoption of the  
Constitution of 1974**

House of Representatives  
State Capitol  
Baton Rouge, Louisiana

Tuesday, May 5, 2015

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

**Morning Hour**

**ROLL CALL**

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

PRESENT

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

Franklin	Lorusso	Williams, A.
Gaines	Mack	Williams, P.
Garofalo	Miguez	Willmott
Geymann	Miller	Woodruff
Total - 102		

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

**Prayer**

Prayer was offered by Rep. Henry Burns.

**Pledge of Allegiance**

Rep. Barrow 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 4, 2015, was adopted.

**Petitions, Memorials, and  
Communications**

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

**Message from the Senate**

**SENATE BILLS**

May 5, 2015

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

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

Senate Bill Nos. 115, 117, 134, 143, 144, 152, 158, 216, 243, 245, 264, and 273

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. 115—**  
BY SENATORS MILLS, LAFLEUR AND PEACOCK  
AN ACT

To amend and reenact R.S. 37:1360.21(A), (B), and (C), 1360.22(1), (5), (7), and (8), 1360.23(G), (H), and (I), 1360.24(A)(3), the introductory paragraph of 1360.29(A), 1360.31, and 1360.32, to enact R.S. 37:1360.29(A)(4) and 1360.38(A)(3) and (4), and to repeal R.S. 37:1360.23(J), relative to physician assistants; to provide for legislative intent; to amend definitions; to provide for the powers and duties of the Louisiana State Board of Medical Examiners; to provide for licensure; to provide for supervising physician qualifications and registration; to provide for services performed by physician assistants; to provide for assumption of professional liability; to provide for exemption; and to provide for related matters.

Read by title.

**SENATE BILL NO. 117—**

BY SENATORS GARY SMITH, MILLS AND MORRELL  
AN ACT

To amend and reenact the introductory paragraph of R.S. 14:42(A) and 42(D)(1), 42.1, 43, and 43.1(A), R.S. 15:541(2)(a), (b) and (c) and 24(a) and 542(A)(3)(a) and (b), and Children's Code Art. 884.1(A)(1) and (2), and to enact R.S. 14:43.1.1, relative to sex offenses; to rename the crimes of "aggravated rape", "forcible rape", and "simple rape" to "first degree rape", "second degree rape", and "third degree rape", respectively; to provide relative to the elements of the crime of sexual battery; to provide for transitional phrasing; to create the crime of misdemeanor sexual battery; to provide for penalties; and to provide for related matters.

Read by title.

**SENATE BILL NO. 134—**

BY SENATOR PEACOCK  
AN ACT

To amend and reenact Chapter 5 of Title VII of Book I of the Civil Code, consisting of Civil Code Articles 215 through 245, to consist of Articles 221 through 235, Titles VII and VII-A of Book VII of the Code of Civil Procedure, consisting of Articles 4501, 4502, 4521 and 4522, to consist of Articles 4501 and 4521, Code of Civil Procedure Articles 683, 732, and 2592, and R.S. 9:571, 572, and 951 through 954, and to enact Chapter 6 of Title VII of Book I of the Civil Code to be comprised of Civil Code Articles 236 through 239, Code of Civil Procedure Article 74.6, R.S. 9:573, and Chapter 3-A of Code Title VIII of Code Book I of Title 9 of the Louisiana Revised Statutes of 1950, to consist of R.S. 9:961 and 962, relative to parental authority of married persons, the obligations of children, parents, and other ascendants, and provisional custody by mandate; to provide for the authority of married fathers and mothers over their minor child; to provide for the rights and obligations of married parents of minor children; to provide for the obligations of minor children; to provide for the authority of a married parent to administer, alienate, encumber, or lease the property of his minor child, or to compromise a claim of his minor child, or to incur an obligation of his minor child; to provide for the delivery of the property of the child to the child at the termination of parental authority; to provide for an accounting of the administration of the parents to the child; to provide for the delegation of parental authority; to provide for the termination of parental authority; to provide for the obligations of a child regardless of age; to provide for the reciprocal obligations of descendants and ascendants; to provide for the suppression of Civil Code Articles relative to the duties of parents toward their illegitimate children and relative to the duties of illegitimate children toward their parents; to provide for venue for actions to seek court approval by parents during marriage; to provide for proper party plaintiff and proper party defendant for unemancipated minors; to provide for summary proceedings for certain actions; to provide for the administration of minor's property during marriage of parents; to provide for the administration of a court judgment in favor of a minor; to provide for limitations on actions between an unemancipated minor child, his parents, a person having parental authority of the unemancipated minor child, or the tutor of the unemancipated minor child; to provide for acts that may be performed without court approval by a person having parental authority; to provide for a redesignation of a Section relative to uncontested paternity proceedings; to provide for provisional custody by mandate; to direct the Louisiana State Law Institute to replace Comment (b) under Code of Civil Procedure Article 684; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 143—**

BY SENATOR MILLS  
AN ACT

To amend and reenact R.S. 40:1046, relative to the therapeutic use of marijuana; to provide for the adoption of rules and regulations relating to the prescribing, dispensing, and producing of marijuana for therapeutic use; to provide for a deadline to adopt rules and regulations; to provide for a report to the legislature; to provide for the location of the place of dispensing; to provide for the use of the Prescription Monitoring Program; to provide for licensure of a production facility; to provide for an effective date; to provide for a termination date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 144—**

BY SENATOR DORSEY-COLOMB  
AN ACT

To amend and reenact R.S. 22:1266(D)(3)(d)(i) and (4)(b) and 1267(C)(3) and to enact R.S. 22:1266(M) and 1267(G), relative to the payment of insurance premiums; to provide that certain notices be mailed by an insurer related to the refund of certain premiums; to provide that certain notices be mailed by an insurance premium finance company related to the refund of certain premiums; to require that an insurance premium finance company cooperate with the Department of Insurance when insurance premiums are paid by an insurance premium finance company related to a consumer or commercial insurance policy; to require an insurance premium finance company to provide for inspection of certain documents related to a consumer or commercial insurance policy that is financed by the insurance premium finance company; to provide for penalties; and to provide for related matters.

Read by title.

**SENATE BILL NO. 152—**

BY SENATOR LONG  
AN ACT

To enact Chapter 57 of Title 51 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 51:3141 through 3146, and to repeal R.S. 22:821(B)(30) and Part X of Chapter 5 of Title 22 of the Louisiana Revised Statutes of 1950, comprised of R.S. 22:1806.1 through 1806.9, relative to home service contract providers; to provide for definitions; to provide for requirements of home service contract providers; to provide for fees; to provide for home service contract disclosures; to provide for certain prohibited acts; to provide certain terms, conditions, and procedures; and to provide for related matters.

Read by title.

**SENATE BILL NO. 158—**

BY SENATOR HEITMEIER  
AN ACT

To enact R.S. 40:1299.48(D), relative to reporting of paid malpractice claims; to provide for annual reporting to legislative committees; to provide for an effective date; and to provide for related matters.

Read by title.

**SENATE BILL NO. 216—**

BY SENATOR MORRISH  
AN ACT

To amend and reenact R.S. 22:3, 32(C), the introductory paragraph of R.S. 22:33(A), R.S. 36:681(C)(1), 687, 691.1, 692, 694, and 696(A), (B)(1)(a) and (b), (C), and (D), to enact R.S. 22:31(C) and (D) and R.S. 36:696(E), and to repeal R.S. 22:31(6), 32(D) and (E), and R.S. 36:696(B)(1)(e), relative to the Louisiana Department of Insurance; to provide for the composition of the department; to provide relative to the division of minority

affairs and the Advisory Committee on Equal Opportunity; to provide with respect to the deputy commissioner for consumer services; to provide relative to the office of health, life and annuity; to provide with respect to the deputy commissioner for consumer advocacy; and to provide for related matters.

Read by title.

**SENATE BILL NO. 243—**

BY SENATOR JOHN SMITH

AN ACT

To amend and reenact R.S. 32:1261(A)(1)(t), relative to warranty repairs; to provide for the operation of satellite warranty and repair centers; to provide for unauthorized acts; to provide for exceptions; to provide certain terms and conditions; and to provide for related matters.

Read by title.

**SENATE BILL NO. 245—**

BY SENATOR ERDEY

AN ACT

To amend and reenact Children's Code Article 675(B) and R.S. 46:283(C)(1), and to enact R.S. 46:283(D),(E),(F) and (G), relative to foster parenting; to provide relative to foster care case plans; to provide relative to the reasonable and prudent parent standard; to provide relative to the greatest opportunity for normalcy in a foster child's life; to provide relative to the authority of caregivers making day-to-day decisions affecting a foster child; to provide for certain factors to be considered when making decisions regarding a foster child; to provide relative to extracurricular, enrichment, cultural, social or sporting activities for foster children; to provide relative to residual parental rights; to provide relative to out-of-state travel for a foster child; to provide regarding certain immunities; to provide for certain definitions, terms, requirements and procedures; and to provide for related matters.

Read by title.

**SENATE BILL NO. 264—**

BY SENATOR DORSEY-COLOMB

AN ACT

To amend and reenact R.S. 14:323(B) and to enact R.S. 14:323(C)(8), relative to the prohibited use of a tracking device; to increase penalties for the use of a tracking device under certain circumstances; and to provide for related matters.

Read by title.

**SENATE BILL NO. 273—**

BY SENATOR PERRY

AN ACT

To repeal R.S. 25:214.4(C), relative to the additional member of the Vermilion Parish Library Board of Control; to repeal the confirmation requirement of the board member; and to provide for related matters.

Read by title.

**Suspension of the Rules**

On motion of Rep. Lambert, 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. 64—**

BY REPRESENTATIVE LAMBERT

A RESOLUTION

To designate Tuesday, May 5, 2015, as Louisiana Chemical Industry Day at the state capitol.

Read by title.

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

**HOUSE RESOLUTION NO. 65—**

BY REPRESENTATIVES SEABAUGH, BURFORD, BURRELL, AND CARMODY

A RESOLUTION

To commend Vijay Letchuman, a senior at Caddo Parish Magnet High School, for excelling in scientific research, being named the school's Student of the Year for 2014-2015, and upon his selection as a regional finalist in the state's annual Student of the Year Competition.

Read by title.

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

**HOUSE RESOLUTION NO. 66—**

BY REPRESENTATIVES SEABAUGH, BURFORD, BURRELL, AND CARMODY

A RESOLUTION

To commend Benjamin Maxey upon earning the highly coveted perfect ACT score of thirty-six and being selected as Louisiana Nonpublic School Student of the Year.

Read by title.

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

**HOUSE RESOLUTION NO. 67—**

BY REPRESENTATIVES SEABAUGH, BURFORD, BURRELL, AND MIKE JOHNSON

A RESOLUTION

To commend Sutton Smith upon being named the Private School Elementary Student of the Year for the state of Louisiana by the Department of Education.

Read by title.

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

**HOUSE CONCURRENT RESOLUTION NO. 111—**

BY REPRESENTATIVES NANCY LANDRY, BARRAS, STUART BISHOP, HENSGENS, TERRY LANDRY, MIGUEZ, MONTOUCET, ORTEGO, PIERRE, ROBIDEAUX, THIBAUT, AND THIERRY AND SENATORS ALLAIN, CORTEZ, GUILLORY, MILLS, PERRY, AND WARD

A CONCURRENT RESOLUTION

To commend the Special Olympics Louisiana athletes from the Acadiana area who participated in the 2014 USA Games.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 112—**

BY REPRESENTATIVE JIM MORRIS

A CONCURRENT RESOLUTION

To direct the commissioner of administration to change the expenditure limit for Fiscal Year 2015-2016.

Read by title.

Lies over under the rules.

**HOUSE CONCURRENT RESOLUTION NO. 113—**  
BY REPRESENTATIVE HARRISON

**A CONCURRENT RESOLUTION**

To urge and request the Office of Group Benefits to study the cost for each member school board to terminate its participation in the programs offered through the Office of Group Benefits and to submit a written report of findings to the House Committee on Appropriations and the Senate Committee on Finance not later than sixty days prior to the beginning of the 2016 Regular Session of the Legislature of Louisiana.

Read by title.

Lies over under the rules.

**House and House Concurrent Resolutions  
Lying Over**

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

**HOUSE CONCURRENT RESOLUTION NO. 104—**  
BY REPRESENTATIVE DOVE

**A CONCURRENT RESOLUTION**

To establish a committee to consider the issues surrounding the possible lifting of the oyster leasing moratorium instituted by the Wildlife and Fisheries Commission on March 7, 2002.

Read by title.

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

**Acting Speaker Arnold in the Chair**

**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. 36—**

BY SENATORS AMEDEE, CHABERT, JOHNS, MORRELL, GARY SMITH AND THOMPSON

**AN ACT**

To amend and reenact Code of Criminal Procedure Article 327.1 and 335.1(A)(1)(a) and (c), R.S. 14:79(A)(1)(a) and (E), and R.S. 46:2136.2(A) and (B), and to enact Chapter 28-D of Title 46 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 46:2181 through 2191, relative to protective orders; to provide for sexual assault protective orders; to provide relative to procedures for obtaining a sexual assault protective order; to provide definitions; to provide penalties; to provide relative to the Louisiana Protective Order Registry; to provide relative to the crime of violation of protective orders; to provide relative to protective orders as bail restrictions; and to provide for related matters.

Read by title.

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

**SENATE BILL NO. 62—**

BY SENATOR WARD

**AN ACT**

To enact R.S. 40:39.1(B)(5), relative to fees for certified copies; to provide relative to the clerks of court in East Feliciana and West Feliciana parishes; to provide for an additional fee for issuing

certified copies of birth certificates and death certificates; and to provide for related matters.

Read by title.

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

**House and House Concurrent Resolutions  
Reported by Committee**

The following House and House Concurrent Resolutions reported by committee were taken up and acted upon as follows:

**HOUSE CONCURRENT RESOLUTION NO. 75—**

BY REPRESENTATIVES KLECKLEY, HUNTER, LEGER, AND WILLMOTT

**A CONCURRENT RESOLUTION**

To provide for a hospital stabilization formula pursuant to Article VII, Section 10.13 of the Constitution of Louisiana; to establish the level and basis of hospital assessments; to establish certain reimbursement enhancements for inpatient and outpatient hospital services; to establish certain criteria for the implementation of the formula; to establish the base reimbursement level paid to hospitals; to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Concurrent Resolution No. 75 by Representative Kleckley

AMENDMENT NO. 1

On page 3, line 27, between "Payment of" and "hospital" insert "either the"

AMENDMENT NO. 2

On page 3, delete line 28 in its entirety and insert "were in effect on December 31, 2010, or such rates which were in effect on June 30, 2013, whichever is greater, for"

AMENDMENT NO. 3

On page 3, at the end of line 29, delete "if" and insert "provided that"

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

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

**House Bills and Joint Resolutions on  
Second Reading Reported by Committee**

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

**HOUSE BILL NO. 9—**

BY REPRESENTATIVE HILL

**AN ACT**

To enact R.S. 11:1732(14)(a)(ix) and (x), relative to participation in the Municipal Employees' Retirement System; to authorize

participation by certain employers; to provide employee qualifications for such participation; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 9 by Representative Hill

##### AMENDMENT NO. 1

On page 1, at the beginning of line 2, after "R.S. 11:1732(14)(a)(ix)" delete the comma "," and insert "and (x),"

##### AMENDMENT NO. 2

On page 1, line 3, after "participation by" delete the remainder of the line in its entirety and at the beginning of line 4, delete "of Tax Appeals;" and insert "certain employers;"

##### AMENDMENT NO. 3

On page 1, line 10, change "R.S. 11:1732(14)(a)(ix) is" to "R.S. 11:1732(14)(a)(ix) and (x) are"

##### AMENDMENT NO. 4

On page 1, between lines 18 and 19, insert the following:

"(x) The Alexandria Regional Port."

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

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

##### **HOUSE BILL NO. 18—**

BY REPRESENTATIVE JONES  
AN ACT

To enact R.S. 1:55(E)(1)(g), relative to legal holidays; to establish the Friday of the Black Bear Festival as a legal holiday in the parish of St. Mary; to authorize the clerk of court of the Sixteenth Judicial District Court to close the clerk's office in observance of the legal holiday; to provide for an exception; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

##### **HOUSE BILL NO. 29—**

BY REPRESENTATIVE REYNOLDS  
AN ACT

To amend and reenact Code of Civil Procedure Article 4843(G) and (H), relative to courts of limited jurisdiction; to provide for the jurisdictional amount in dispute in certain city courts; to provide for the jurisdictional amount in dispute in the city courts of Minden and Springhill; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

##### **HOUSE BILL NO. 39—**

BY REPRESENTATIVE TIM BURNS  
AN ACT

To enact R.S. 11:1869, relative to payment of employee contributions to the Municipal Employees' Retirement System; to authorize payment of all or part of such contributions by the city of Mandeville; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

##### **HOUSE BILL NO. 43—**

BY REPRESENTATIVE LEBAS  
AN ACT

To amend and reenact R.S. 11:710(A)(5), relative to payment of retirement benefits to retirees employed in positions covered by the Teachers' Retirement System of Louisiana; to provide relative to salary caps on certain such employment; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

##### **HOUSE BILL NO. 46—**

BY REPRESENTATIVES REYNOLDS, HOFFMANN, HOLLIS, IVEY,  
MILLER, JONES, MONTOUCET, OURSO, PRICE, AND TALBOT  
AN ACT

To amend and reenact R.S. 11:586(A)(introductory paragraph) and (B), 587, 589, 590(B) and (C), and 591(A), relative to benefits for children of certain wildlife agents in the enforcement division of the Department of Wildlife and Fisheries, to authorize receipt of benefits, in certain circumstances, after a child reaches majority; to provide relative to the marital status of such child and his eligibility for benefits; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Retirement.

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

##### **HOUSE BILL NO. 47—**

BY REPRESENTATIVE ST. GERMAIN  
AN ACT

To enact R.S. 11:2256.3, relative to retirement benefits received from the Firefighters' Retirement System; to provide with respect to the calculation of the community portion of such benefits; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

#### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Retirement to Original House Bill No. 47 by Representative St. Germain

# Page 6 HOUSE

12th Day's Proceedings - May 5, 2015

## AMENDMENT NO. 1

On page 1, line 2, change "R.S. 11:2256.4," to "R.S. 11:2256.3,"

## AMENDMENT NO. 2

On page 1, line 9, change "R.S. 11:2256.4" to "R.S. 11:2256.3"

## AMENDMENT NO. 3

On page 1, at the beginning of line 10, change "§2256.4." to "§2256.3."

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

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

## **HOUSE BILL NO. 48—**

BY REPRESENTATIVE THIBAUT  
AN ACT

To enact R.S. 11:107.1(D)(4), relative to funding deposit accounts established within certain statewide retirement systems; to provide relative to authorized uses of account funds; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Retirement.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Retirement to Original House Bill No. 48 by Representative Thibaut

## AMENDMENT NO. 1

On page 1, line 2, change "amend and reenact R.S. 11:107.1(D)," to "enact R.S. 11:107.1(D)(4),"

## AMENDMENT NO. 2

On page 1, line 9, after "Section 1." change "R.S. 11:107.1(D) is hereby amended and" to "R.S. 11:107.1(D)(4) is hereby"

## AMENDMENT NO. 3

On page 1, delete lines 12 through 18 in their entirety and at the top of page 2, delete lines 1 through 3 in their entirety and insert in lieu thereof:

"D. Beginning with the first valuation on or after December 31, 2008, the board of trustees of each system may in any fiscal year direct that funds from the account be charged for the following purposes:

\* \* \*

(4) To provide for cost-of-living increases, in accordance with applicable law."

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

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

## **HOUSE BILL NO. 63—**

BY REPRESENTATIVE ANDERS  
AN ACT

To enact R.S. 33:2541.4, relative to the municipal fire and police civil service; to provide relative to the positions of fire chief and

assistant fire chief for Parishwide Fire Protection District No. 1 of the Parish of Tensas; to provide that such positions are in the unclassified service; to provide relative to the appointment, supervision, and discharge of any person in any such position; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

## **HOUSE BILL NO. 65—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 38:225(A)(1), relative to levees; to limit the placement of obstructions upon certain levees in Orleans Parish; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 65 by Representative Lorusso

## AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 38:225(A)(1)(a)" and insert "R.S. 38:225(A)(1)"

## AMENDMENT NO. 2

On page 1, line 7, after "Section 1." delete "R.S. 38:225(A)(1)(a)" and insert "R.S. 38:225(A)(1)"

## AMENDMENT NO. 3

On page 1, line 11, after "(1)(a)" delete "Place" and insert "Except as provided by Item (b)(i) of this Paragraph, place"

## AMENDMENT NO. 4

On page 1, line 12, after "waterway" delete the remainder of the line, delete line 13 in its entirety, and on line 14 delete "located in Orleans Parish not used for commercial navigation and is"

## AMENDMENT NO. 5

On page 2, between lines 6 and 7, insert the following:

"(b)(i) Place or cause to be placed upon or within six feet of any part of a levee fronting the 17th Street, Orleans Avenue or London Avenue outfall drainage canal located in Orleans Parish not used for commercial navigation and is subject to the control or surveillance of police juries, levee boards, municipal corporations, or other authorized boards or departments any object, material, or matter of any kind or character which obstructs or interferes with the safety of the levees or is an obstacle to the inspection, construction, maintenance, or repair of any levee; or place or cause to be placed any object, structure, material, or matter of any kind or character upon any part of any land which the state or any agency or subdivision thereof may own or acquire by deed, lease, servitude, charge, or otherwise, and through its authorized representative, may

donate, grant, or otherwise convey to the United States rights-of-way, easements, or other servitudes for the construction, improvement, or maintenance of any flood-control structures or natural or other waterway, which may obstruct or interfere with the improvement or maintenance of such waterway or use of the land for flood-control purposes.

(ii) Item (i) of this Subparagraph shall not be applied if the federal government, including but not limited to the United States Army Corps of Engineers or the Federal Emergency Management Agency, requires, by law or regulation, the prohibition in Item (i) of this Subparagraph to be greater than six feet. In that event, the prohibition in Subparagraph (1)(a) of this Subsection shall apply to any part of a levee fronting the 17th Street, Orleans Avenue or London Avenue outfall drainage canal located in Orleans Parish.

~~(b)~~ (c) None of the provisions of this Paragraph shall apply to any structures or objects placed upon the land needed for flood control or waterway improvement or maintenance by the owner thereof, or by his lessee or licensee, or by any person, firm, or corporation with approval of the United States Corps of Engineers and the levee board or other necessary governmental authority, except that no new objects, works, or structures shall be placed upon riparian land burdened with the levee servitude and on which a flood control levee or flood control structure is located, without first obtaining a permit or letter of no objection from the levee district in which the land is located or from the appropriate governing authority where no levee district exists."

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

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

**HOUSE BILL NO. 98—**  
BY REPRESENTATIVE HENSGENS  
AN ACT

To amend and reenact R.S. 13:783(F)(7), relative to the payment of group insurance premium costs for certain clerk of court employees; to require the clerk of court for Cameron Parish to pay certain group insurance premium costs; to provide for eligibility for payment of such costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

**HOUSE BILL NO. 104—**  
BY REPRESENTATIVE ARNOLD  
AN ACT

To enact R.S. 13:1000.12, relative to the collection of fees in the Twenty-Fourth Judicial District; to authorize collection of an additional one-time fee in support obligation cases; to provide for the approval, collection, and use of such fees; to provide an exception for the Department of Children and Family Services; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 104 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 4, after "fees;" and before "and" insert "to provide an exception for the Department of Children and Family Services;"

AMENDMENT NO. 2

On page 1, at the beginning of line 10, insert "A."

AMENDMENT NO. 3

On page 1, line 11, after "exceed" delete the remainder of the line and lines 12 and 13 in their entirety insert "fifty dollars in all domestic filings"

AMENDMENT NO. 4

On page 1, at the beginning of line 14, delete "of 1950"

AMENDMENT NO. 5

On page 1, after line 18, add the following:

"B. The provisions of this Section shall not apply in cases in which the Department of Children and Family Services is providing support enforcement services."

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

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

**HOUSE BILL NO. 107—**  
BY REPRESENTATIVE SHADOIN  
AN ACT

To amend and reenact R.S. 13:783(F)(7), relative to the payment of group insurance premium costs for certain clerk of court employees; to require the clerks of court for Avoyelles Parish and Ouachita Parish to pay certain group insurance premium costs; to provide for eligibility for payment of such costs; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

**HOUSE BILL NO. 109—**  
BY REPRESENTATIVE RICHARD  
AN ACT

To amend and reenact R.S. 40:1505(D), relative to parcel fees levied by Fire Protection District 8-C in Lafourche Parish; to provide relative to the definition of parcel; to provide for responsibility for payment of the fee; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 109 by Representative Richard

# Page 8 HOUSE

12th Day's Proceedings - May 5, 2015

## AMENDMENT NO. 1

On page 2, after line 4, insert the following:

"(c) No parcel fee shall be levied on any parcel defined in this Paragraph unless the question of levying such fee has been approved by a majority of the registered voters of the district who vote on the proposition at an election held for that purpose in accordance with the Louisiana Election Code. Any such parcel fee shall be imposed by resolution or ordinance of the governing authority of the district."

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

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

## HOUSE BILL NO. 110—

BY REPRESENTATIVE WHITNEY  
AN ACT

To repeal R.S. 25:1311 through 1316, relative to the South Louisiana Wetlands Discovery Center; to repeal provisions for the South Louisiana Wetlands Discovery Center and its commission.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

## HOUSE BILL NO. 118—

BY REPRESENTATIVES JIM MORRIS AND CARMODY  
AN ACT

To amend and reenact R.S. 13:2583.3(A) and (B), relative to constables; to provide with respect to the constable of a justice of the peace court in Caddo Parish; to provide for the appointment of one deputy constable; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

## HOUSE BILL NO. 119—

BY REPRESENTATIVE RITCHIE  
AN ACT

To enact R.S. 47:841(B)(6) and 841.2, relative to the tobacco tax; to authorize an additional tax to be levied on cigarettes; to establish the Tobacco Tax Medicaid Match Fund as a special treasury fund; to provide for the deposit, use, and investment of the monies in the fund; to provide with respect to the application of the tax on cigarettes in the inventory of certain retail and wholesale dealers; to provide for an effective date; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Appropriations.

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

## HOUSE BILL NO. 126—

BY REPRESENTATIVE HENSGENS  
AN ACT

To enact R.S. 33:3819(J), relative to Cameron Parish Waterworks District No. 10; to provide with respect to the per diem paid to members of the board of commissioners; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

## HOUSE BILL NO. 137—

BY REPRESENTATIVE HAVARD  
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.

Reported favorably by the Committee on Appropriations.

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

## HOUSE BILL NO. 143—

BY REPRESENTATIVE MORENO AND SENATOR ALARIO  
AN ACT

To amend and reenact R.S. 4:176(B) and R.S. 46:1816(C) and to enact R.S. 27:94, 252, and 394 and R.S. 46:1816(B)(8), relative to unclaimed prize money; to establish a time period for collecting unclaimed jackpot tickets from electronic gaming devices; to provide that unclaimed money from pari-mutuel tickets and unclaimed jackpot tickets shall be used for certain expenses associated with health care services of victims of sexually oriented criminal offenses; to provide for the submission of funds to the state treasurer; to provide that the state treasurer deposit the collected funds into the Crime Victims Reparations Fund; to establish the use of such funds collected; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

### HOUSE COMMITTEE AMENDMENTS

Amendments proposed by House Committee on Appropriations to Original House Bill No. 143 by Representative Moreno

#### AMENDMENT NO. 1

On page 1, line 2, between "R.S. 4:176(B)" and "and R.S. 46:1816(C)" delete "and 219(C)"

#### AMENDMENT NO. 2

On page 1, line 7, after "offenses;" delete the remainder of the line and on line 8 delete "related to forensic medical examinations;"

#### AMENDMENT NO. 3

On page 1, line 13, between "R.S. 4:176(B)" and "hereby" delete "and 219(C) are" and insert "is"



AMENDMENT NO. 4

On page 2, line 2, after "meeting," delete "any unclaimed monies"

AMENDMENT NO. 5

On page 2, line 3, delete "shall be remitted" and insert "the licensee shall remit an amount equal to the sum of all unclaimed monies, less the amount of state tax paid by the licensee on such unclaimed monies."

AMENDMENT NO. 6

On page 2, line 6, between "offenses," and "including" delete "not"

AMENDMENT NO. 7

On page 2, delete lines 12 through 26 in their entirety

AMENDMENT NO. 8

On page 3, line 4, between "right to a" and "payment" delete "jackpot"

AMENDMENT NO. 9

On page 3, line 7, between "to" and "payment" change "a jackpot" to "the"

AMENDMENT NO. 10

On page 3, at the end of line 9, delete "winning"

AMENDMENT NO. 11

On page 3, line 13, after "time," delete the remainder of the line and delete line 14 in its entirety and insert "the licensee shall remit an amount equal to the sum of any unclaimed monies, less the amount of state tax paid by the licensee on such unclaimed monies, to the state treasurer for deposit into the"

AMENDMENT NO. 12

On page 3, line 17, between "offenses," and "including" delete "not"

AMENDMENT NO. 13

On page 3, line 23, between "right to a" and "payment" delete "jackpot"

AMENDMENT NO. 14

On page 3, at the end of line 25, change "a jackpot" to "the"

AMENDMENT NO. 15

On page 3, at the beginning of line 29, delete "winning"

AMENDMENT NO. 16

On page 4, line 3, after "time," delete the remainder of the line and delete line 4 in its entirety and insert "the licensee shall remit an amount equal to the sum of any unclaimed monies, less the amount of state tax paid by the licensee on such unclaimed monies, to the state treasurer for deposit into the"

AMENDMENT NO. 17

On page 4, line 7, between "offenses," and "including" delete "not"

AMENDMENT NO. 18

On page 4, line 13, between "right to a" and "payment" delete "jackpot"

AMENDMENT NO. 19

On page 4, line 15, between "right to" and "payment" delete "a jackpot" and insert "the"

AMENDMENT NO. 20

On page 4, at the end of line 18, delete "winning"

AMENDMENT NO. 21

On page 4, line 22, after "time," delete the remainder of the line and delete line 23 in its entirety and insert "the licensee shall remit an amount equal to the sum of any unclaimed monies, less the amount of state tax paid by the licensee on such unclaimed monies, to the state treasurer for deposit into the"

AMENDMENT NO. 22

On page 4, line 26, between "offenses," and "including" delete "not"

AMENDMENT NO. 23

On page 5, line 8, between "offenses," and "including" delete "not"

AMENDMENT NO. 24

On page 5, line 16, between "R.S. 4:176" and "and R.S. 27:94," delete "and 219"

AMENDMENT NO. 25

On page 5, line 18, between "offenses," and "including" delete "not"

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

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

**HOUSE BILL NO. 146—**  
BY REPRESENTATIVE HONORE

## AN ACT

To enact R.S. 47:338.215, relative to the city of Baker; to authorize the governing authority of the city, subject to voter approval, to levy and collect a hotel occupancy tax; to provide for the use of the tax proceeds; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

**HOUSE BILL NO. 194—**  
BY REPRESENTATIVE MORENO

## AN ACT

To amend and reenact R.S. 13:5713(F) and R.S. 40:2109.1, relative to the treatment of victims of a sexually-oriented crime; to require the coroner to examine victims; to require the use of a barcode to maintain confidentiality; to provide for the transfer of evidence; to provide for the forensic medical examination; to provide for ancillary healthcare services; to require a regional sexual assault response plan; to provide for input by stakeholders; to provide procedures for the billing of services

provided to a victim; to authorize certain licensure disciplinary actions for violations; to provide for a costs schedule; and to provide for related matters.

Read by title.

Reported by substitute by the Committee on Judiciary.

The substitute was read by title as follows:

**HOUSE BILL NO. 835** (Substitute for House Bill No. 194 by Representative Moreno)—  
BY REPRESENTATIVES MORENO, ADAMS, ARNOLD, CONNICK, GAINES, GAROFALO, HARRISON, JAMES, JEFFERSON, MIKE JOHNSON, NANCY LANDRY, LEOPOLD, MACK, JAY MORRIS, AND THIERRY

AN ACT

To amend and reenact R.S. 13:5713(F) and R.S. 15:622(A)(2) and (4) and R.S. 46:1802(4), (7) through (10), 1806(B), (C), and (D), 1809(B)(3) and (4)(a), and 1817(A) and to enact Part XLIV of Chapter 5 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1300.41, and R.S. 46:1802(10.1), (11), (12), and (13), 1806(E), and 1807(B)(7) and to repeal R.S. 40:2109.1, relative to the treatment and billing of victims of a sexually-oriented criminal offense; to require the coroner to examine victims; to require the use of a barcode to maintain confidentiality; to provide for the transfer of evidence; to provide for the forensic medical examination; to provide for ancillary healthcare services; to require a regional sexual assault response plan; to provide for input by stakeholders; to provide procedures for the billing of services provided to a victim; to authorize certain licensure disciplinary actions for violations; to provide relative to forensic medical examinations; to provide for certain application requirements for reparations relative to victims of sexually-oriented criminal offenses; to require the Crime Victims Reparations Board to promulgate rules and regulations; to provide for certain eligibility provisions; to provide for notification requirements; to provide for definitions; and to provide for related matters.

Read by title.

On motion of Rep. Foil, the substitute was adopted and became House Bill No. 835 by Rep. Moreno, on behalf of the Committee on Judiciary, as a substitute for House Bill No. 194 by Rep. Moreno.

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

**HOUSE BILL NO. 195**—  
BY REPRESENTATIVE JIM MORRIS  
AN ACT

To amend and reenact R.S. 9:111(B) and R.S. 13:5705 and 5712(A), relative to coroners; to provide relative to the information upon which the coroner bases the medical pronouncement of death; to provide for the notification of death to the coroner; to provide relative to the appointment of deputy and assistant coroners and their qualifications; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

**HOUSE BILL NO. 223**—  
BY REPRESENTATIVE HODGES  
AN ACT

To enact R.S. 49:191(8)(m) and (9) and to repeal R.S. 49:191(5)(k) and (10), relative to the Governor's Office of Homeland Security and Emergency Preparedness, including provisions to provide for the re-creation of the Governor's Office of Homeland Security and Emergency Preparedness and the statutory entities

made a part of the department by law; to provide for the effective termination date for all statutory authority for the existence of such statutory entities; to provide for prospective and retroactive application; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

**HOUSE BILL NO. 232**—  
BY REPRESENTATIVE ARNOLD  
AN ACT

To amend and reenact R.S. 26:2(12) and 241(10), (11), and (12) and to repeal R.S. 26:85.1 and 273(C), relative to the regulation of alcohol manufacturers and brewers; to authorize manufacturers and brewers to sell certain quantities of alcoholic beverages at their facilities; to require the remission of sales and excise taxes for the sale of certain products by manufacturers; to require manufacturers to obtain a state health permit; to repeal provisions of law relative to the issuance of certain retail permits; to provide for definitions; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 232 by Representative Arnold

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 26:2(12)" and before "and to" delete "and 241(10)" and insert "and 241(10), (11), and (12)"

AMENDMENT NO. 2

On page 1, line 7, after "permits;" and before "and" insert "to provide for definitions;"

AMENDMENT NO. 3

On page 1, line 10, after "R.S. 26:2(12)" and before "are" delete "and 241(10)" and insert "and 241(10), (11), and (12)"

AMENDMENT NO. 4

On page 3, between lines 4 and 5, insert the following:

"(11) "Microbrewer" means any person who, directly or indirectly, personally or through any agency, engages in the making, blending, rectifying, or other processing of beer or other malt beverages for retail sale in an amount not to exceed twelve thousand five hundred barrels per year.

(12) "Microbrewery" means ~~an~~ a retail establishment wherein beer and other malt beverages are brewed in small quantities, not to exceed twelve thousand five hundred barrels per year, and where such beverages are sold at retail for consumption on or off the licensed premises at retail."

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

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

**HOUSE BILL NO. 233—**

BY REPRESENTATIVE ADAMS

**AN ACT**

To amend and reenact R.S. 26:2(13) through (24), 71(A)(3)(d), 71.1(4)(a), 78(A), 79, 80(A)(8), 86, 142, 271.2(4)(a), 278(A), 279, 280(A)(8), and 283 and to enact R.S. 26:2(25) and (26), 71(A)(3)(e), and 71.3, relative to microdistillery permits; to provide for definitions; to establish criteria for microdistillery permitting; to provide for permit fees; to provide for the taxation of beverages produced by a microdistiller; to provide relative to Class A-Restaurant-Conditional permits; to provide relative to permit application requirements; to authorize microdistillers to reuse certain alcoholic beverage containers; to require microdistillers to receive approval from the state fire marshal; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 233 by Representative Adams

AMENDMENT NO. 1

On page 1, line 2, after "(24)" and before "and to" delete "and 71(A)(3)(d)" and insert a comma "," and insert "71(A)(3)(d), 71.1(4)(a), 78(A), 79, 80(A)(8), 86, 142, 271.2(4)(a), 278(A), 279, 280(A)(8), and 283"

AMENDMENT NO. 2

On page 1, line 5, after "microdistiller;" and before "and to" insert "to provide relative to Class A-Restaurant-Conditional permits; to provide relative to permit application requirements; to authorize microdistillers to reuse certain alcoholic beverage containers; to require microdistillers to receive approval from the state fire marshal;"

AMENDMENT NO. 3

On page 1, line 8, after "(24)" and before "are" delete "and 71(A)(3)(d)" and insert a comma "," and insert "71(A)(3)(d), 71.1(4)(a), 78(A), 79, 80(A)(8), 86, 142, 271.2(4)(a), 278(A), 279, 280(A)(8), and 283"

AMENDMENT NO. 4

On page 4, between lines 24 and 25, insert the following:

"§71.1. Class A permit; definitions

The commissioner shall issue the following four types of Class A retail liquor permits:

\* \* \*

(4) Class A-Restaurant-Conditional:

(a) Any retail establishment holding a Class A-General permit issued pursuant to this Section may be issued a Class-A-Restaurant-Conditional permit, provided it meets the requirements of ~~R.S. 26:73(B)(1), (2), (3), (5), and (6)~~ R.S. 26:73(C)(1)(a), (b), (c), and (d) during the hours from 7:00 a.m. until 11:00 p.m. each day of operation.

\* \* \*

AMENDMENT NO. 5

On page 5, after line 11, add the following:

"E. Notwithstanding the provisions of R.S. 26:149, microdistillers may reuse alcoholic beverage containers in connection with distilling and bottling operations.

F. Prior to commencing distilling operations, microdistillers shall obtain approval from the state fire marshal.

\* \* \*

§78. Content of application for permit; commissioner power as ex officio notary

A. Applications for state and local permits to engage in any business or operation regulated by this Chapter shall be in writing and sworn to, and shall contain the full name of the applicant, his social security number, his federal employer identification number, if applicable, his Louisiana Department of Revenue business account number, if applicable, his correct home address, and an accurate description and correct street address of the premises wherein the business or operation is to be conducted, which address shall be considered the proper address for all notices to the applicant or permittee required by this Chapter, and shall be accompanied by an affidavit of the applicant showing that he meets the qualifications and conditions set out in R.S. 26:80. ~~Original and renewal applications shall also be accompanied by a signed sales tax clearance from the sales tax collection agency or agencies in the parish in which the application is made, which clearance request shall be processed within seven business days.~~

\* \* \*

§79. Submission of applications; delay

All applications for state permits shall be mailed or delivered to the commissioner in Baton Rouge, Louisiana, and all applications for local permits shall be mailed or delivered to the respective local authorities. An applicant shall mail or deliver both his applications for state and local permits within twenty-four hours of each other. If he fails to do so, his state application may be withheld and the permits denied. Upon receipt of an application, the commissioner or the local authorities, as the case may be, shall stamp the day, month, and year received, and the commissioner shall verify that the applicant does not owe the state or the political subdivision in which the business is located any delinquent sales taxes, penalties, or interest, excluding items under formal appeal pursuant to the applicable statutes. The commissioner and officers or employees specifically so authorized by the commissioner and local authorities may issue the permits immediately after proper investigation but, for a period of thirty-five days after issuance, such permits shall operate on a probationary basis subject to final action on, opposition to, or withholding of, the permits as hereinafter provided.

\* \* \*

§80. Qualifications of applicants for permits

A. Applicants for state and local permits of all kinds shall demonstrate that they meet all of the following qualifications and conditions:

\* \* \*

(8) Have not had a license or permit to sell or deal in alcoholic beverages, issued by the United States, any state, or by any political subdivision of a state authorized to issue permits or licenses, revoked within two years prior to the application, or been convicted or had a judgment of court rendered against the applicant involving the sale

or service of alcoholic beverages by this or any other state or by the United States for two years prior to the application.

\* \* \*

§86. Authority of commissioner and local authorities to withhold permit

The commissioner with respect to state permits and municipal authorities and parish governing authorities with respect to local permits may withhold the issuance of permits in the manner and under the terms and conditions specified in this Chapter; however, if a sales tax clearance is not issued, the permit shall be withheld. Nevertheless, if the sales tax clearance request is not processed within the time limitations provided in R.S. 26:78, the permit shall be issued if all other qualifications are met by the applicant.

\* \* \*

§142. Distribution through wholesalers only

Except as provided for in ~~R.S. 26:85~~ R.S. 26:71.3, 85, 271.1, and 359, no alcoholic beverage produced or manufactured inside or outside of this state shall be sold or offered for sale in Louisiana or shipped or transported into or within the state except to the holder of a wholesaler's permit and for delivery at the place of business of the wholesaler as shown in his permit.

\* \* \*

§271.2. Class A permit; definitions

The commissioner shall issue the following four types of Class A retail permits for beverages of low alcoholic content:

\* \* \*

(4) Class A-Restaurant-Conditional:

(a) Any retail establishment holding a Class A-General permit issued pursuant to this Section may be issued a Class-A-Restaurant-Conditional permit provided it meets the requirements of ~~R.S. 26:73(B)(1), (2), (3), (5), and (6)~~ R.S. 26:73(C)(1)(a), (b), (c), and (d) during the hours from 7:00 a.m. until 11:00 p.m. each day of operation.

\* \* \*

§278. Contents of application for permit; commissioner power as ex officio notary

A. Applications for state and local wholesaler or retailer permits shall be in writing and sworn to and shall contain the full name of the applicant, his social security number, his federal employer identification number, if applicable, his Louisiana Department of Revenue business account number, if applicable, his correct home address, and an accurate description and correct address of the premises wherein the business or operation is to be conducted, which address shall be considered the proper address for all notices to the applicant or permittee required by this Chapter, and shall be accompanied by an affidavit of the applicant showing that he meets the qualifications and conditions set out in R.S. 26:280, and that he has no interest in a retail dealer establishment in the case of applicants for wholesaler permits, and that he has no interest in a wholesaler dealer establishment in the case of applicants for retail dealer permits unless such interest was held prior to July 31, 1946. ~~Original and renewal applications shall be accompanied by a signed sales tax clearance from the sales tax collection agency or agencies in the parish in which the application is made, which clearance request shall be processed within seven business days.~~

\* \* \*

§279. Submission of applications; delay

All applications for state permits shall be mailed or delivered to the commissioner in Baton Rouge at the state capitol, and all applications for local permits shall be mailed or delivered to the respective local authorities. An applicant shall mail or deliver his applications for state and local permits within twenty-four hours of each other. If he fails to do so, his state application may be withheld and the permits denied. Upon receipt of an application, the commissioner or the local authorities, as the case may be, shall stamp the day, month, and year received, and the commissioner shall verify that the applicant does not owe the state or the political subdivision in which the business is located any delinquent sales taxes, penalties, or interest, excluding items under formal appeal pursuant to applicable statutes. The commissioner and officers or employees specifically so authorized by the commissioner and local authorities may issue the permits immediately after proper investigation but, for a period of thirty-five days after receipt of the application, such permits shall operate on a probationary basis subject to final action on opposition to, or withholding of, the permit as hereinafter provided.

§280. Qualifications of applicants for permits

A. Applicants for state and local permits of all kinds shall demonstrate that they meet the following qualifications and conditions:

\* \* \*

(8) Have not had a license or permit to sell or deal in alcoholic beverages, issued by the United States, any state, or by any political subdivision of a state authorized to issue permits or licenses, revoked within two years prior to the application, or been convicted, or had a judgment of court rendered against the applicant involving the sale or service of alcoholic beverages by this or any other state or by the United States for two years prior to the application.

\* \* \*

§283. Authority of commissioner and local authorities to withhold permits

The commissioner with respect to state permits and municipal authorities or parish governing authorities with respect to local permits may withhold the issuance of permits in the manner and under the terms and conditions specified in this Chapter; however, if a sales tax clearance has not been issued, the permit shall be withheld. Nevertheless, if the sales tax clearance request is not processed within the time limitation provided in R.S. 26:278, the permit shall be issued if all other qualifications are met by the applicant."

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

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

HOUSE BILL NO. 272—  
BY REPRESENTATIVE BILLIOT  
AN ACT

To amend and reenact R.S. 13:5366(B)(9), relative to the Veterans Court program; to expand eligibility for participation in the Veterans Court program; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 272 by Representative Billiot

**AMENDMENT NO. 1**

On page 2, line 2, after "or" delete the remainder of the line and insert "any other drug or drugs"

**AMENDMENT NO. 2**

On page 2, at the beginning of 3, delete "defined in R.S. 40:964"

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

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

**HOUSE BILL NO. 295—**

BY REPRESENTATIVE BROWN

AN ACT

To amend and reenact Part II-A of Chapter 28 of Title 3 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 3:4321, relative to the forest protection tax; to provide for a forest protection assessment; to provide for unencumbered and unexpended monies in the Forest Protection Fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original House Bill No. 295 by Representative Brown

**AMENDMENT NO. 1**

On page 1, line 7, after "Section 1." delete "To amend and reenact"

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

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

**HOUSE BILL NO. 310—**

BY REPRESENTATIVE MACK

AN ACT

To amend and reenact R.S. 3:1437 and 1448, relative to fees for the seed industry; to increase seed dealer license and regulatory fees; to modify who is subject to register as a seed dealer; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

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

**HOUSE BILL NO. 314—**

BY REPRESENTATIVE PIERRE

AN ACT

To enact R.S. 38:2225.1(B)(3), relative to public contracts with political subdivisions; to provide for inclusion of a clause authorizing compensation for the variation in size of a project;

to provide for an adjustment in the contract price; to provide a contracted rate of compensation for contractor services in excess of the specified contract or FEMA Project Worksheet limit; and to provide for related matters.

Read by title.

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

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

**HOUSE BILL NO. 324—**

BY REPRESENTATIVE BADON

AN ACT

To enact R.S. 33:9091.22, relative to Orleans Parish; to create the Fairway Estates Subdivision Improvement District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

**HOUSE BILL NO. 325—**

BY REPRESENTATIVE WESLEY BISHOP

AN ACT

To enact R.S. 33:9091.22, relative to Orleans Parish; to create the Faubourg Marigny Security and Improvement District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

**HOUSE BILL NO. 331—**

BY REPRESENTATIVE BERTHELOT

AN ACT

To amend and reenact R.S. 40:627(A) and to enact R.S. 26:793(D) and R.S. 40:627(E), relative to alcoholic beverage labels; to transfer the authority for the registration and label review of alcoholic beverages; to provide for administrative rules; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Judiciary.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Judiciary to Original House Bill No. 331 by Representative Berthelot

**AMENDMENT NO. 1**

On page 1, line 15, after "submission" delete the remainder of the line and insert "of a Certificate of Label Approval prepared in"

# Page 14 HOUSE

12th Day's Proceedings - May 5, 2015

## AMENDMENT NO. 2

On page 1, line 16, after "of the" delete the remainder of the line and insert "Alcohol and Tobacco Tax and Trade Bureau shall"

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

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

## **HOUSE BILL NO. 358—**

BY REPRESENTATIVE SCHRODER  
AN ACT

To amend and reenact R.S. 3:2094(introductory paragraph) and to enact R.S. 3:2094(B), relative to the state veterinarian's authority to quarantine; to provide authorization for the state veterinarian to quarantine any animal until certain inspections are completed; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Agriculture, Forestry, Aquaculture, and Rural Development.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Agriculture, Forestry, Aquaculture, and Rural Development to Original House Bill No. 358 by Representative Schroder

#### AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete "R.S. 3:2094(2)" and insert "R.S. 3:2094(introductory paragraph) and to enact R.S. 3:2094(B)"

#### AMENDMENT NO. 2

On page 1, line 6, after "Section 1." change "R.S. 3:2094(2)" to "R.S. 3:2094(introductory paragraph)" and after "reenacted" and before "to" insert "and R.S. 3:2094(B) is hereby enacted"

#### AMENDMENT NO. 3

On page 1, at the beginning of line 8, insert "A."

#### AMENDMENT NO. 4

On page 1, delete lines 10 and 11 in their entirety and insert in lieu thereof the following:

"B. In consultation with cognizant federal officials and agencies and based upon an epidemiological evaluation of the current risk of introduction or spread of disease, the state veterinarian may place any animal used for research in quarantine until the disease risk has abated. Any determination to lift a quarantine issued pursuant to this Subsection shall be based on validated data derived from evidence-based practices."

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

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

## **HOUSE BILL NO. 370—**

BY REPRESENTATIVES BROADWATER, EDWARDS, AND SHADOIN  
AN ACT

To amend and reenact R.S. 42:802(B)(6) and (7) and to enact R.S. 42:802.1(F), 812, and Part VI of Chapter 12 of Title 42 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 42:891 through 893, relative to the Office of Group Benefits; to

provide for the powers and duties of the Office of Group Benefits; to provide for definitions; to provide with respect to an annual actuarial report; to provide with respect to premium rates; to establish the Group Benefits Actuarial Committee; to provide for rule promulgation; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

### **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Original House Bill No. 370 by Representative Broadwater

#### AMENDMENT NO. 1

On page 1, line 4, change "894" to "893"

#### AMENDMENT NO. 2

On page 1, line 13, change "894" to "893"

#### AMENDMENT NO. 3

On page 1, line 20, change "review and final approval" to "promulgation"

#### AMENDMENT NO. 4

On page 2, line 5, between "To" and "establish" insert "at least annually"

#### AMENDMENT NO. 5

On page 2, line 7, after "office" delete the remainder of the line and delete lines 8 and 9 in their entirety and insert the following:

"as approved by the Group Benefits Actuarial Committee in accordance with R.S. 42:891 et seq. The establishment of the premium rate is not subject to promulgation in accordance with the Administrative Procedure Act and shall not be subject to approval of the appropriate"

#### AMENDMENT NO. 6

On page 2, delete line 22 and 23 in their entirety and insert the following:

"§812. Actuarial study"

"The independent actuary appointed in accordance with R.S. 42:802(B)(4) shall at least annually"

#### AMENDMENT NO. 7

On page 3, at the end of line 2, insert the following:

"The independent actuary shall also perform an actuarial study of any changes to the premium rate recommended by the office during a plan year."

#### AMENDMENT NO. 8

On page 3, at the end of line 7, delete "The" and insert "As provided in this Part, the"

AMENDMENT NO. 9

On page 3, delete lines 9 through 11 in their entirety and insert the following:

"(1) Review actuarial studies submitted by the independent actuary appointed by the Office of Group Benefits in accordance with R.S. 42:812.

(2) Review and approve premium rates for benefit programs offered through the Office of Group Benefits."

AMENDMENT NO. 10

On page 3, delete lines 17 through 29 in their entirety and on page 4, delete lines 1 through 9 in their entirety and insert the following:

"§892. Review of actuarial study; review and approval of premium rate

A.(1) The Office of Group Benefits shall cause its appointed actuary to annually submit to the committee no less than thirty days prior to each new plan year an actuarial study as required by R.S. 42:812. The Office of Group Benefits shall also submit to the committee no less than thirty days prior to the new plan year the premium rate recommendation, regardless of whether any change to the premium rate from the prior plan year is recommended.

(2) In the event the Office of Group Benefits recommends a change in the premium rate change during a plan year, and implementation is recommended to occur prior to the beginning of a new plan year, the Office of Group Benefits shall cause its appointed actuary to submit to the committee an actuarial study relative to the recommended change. The Office of Group Benefits shall submit to the committee the recommended premium rate change no less than thirty days prior to the recommended date of change.

B. Upon receiving an actuarial study and premium rate recommendation, the committee shall hold a public hearing to review the actuarial study and receive evidence relative to the premium rate recommendation. The hearing shall occur prior to the new plan effective date or the implementation date of the recommended premium rate. The Office of Group Benefits shall give notice to all plan members, whether active or retired, of the premium rate recommendation and the date, time, and location of the committee's public hearing.

C. The committee shall either approve, modify, or reject the premium rate recommendation.

D. The Office of Group Benefits shall implement the premium rate approved by the committee."

AMENDMENT NO. 11

On page 4, at the beginning of line 10, change "§894." to "§893."

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

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

**HOUSE BILL NO. 393—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 23:1196.1(B)(4), (5), and (6) and to enact R.S. 23:1196.1(B)(7), (8), (9), and (10), relative to workers' compensation, to provide with respect to group self-insurance funds; to provide for admissible investments; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 393 by Representative Lorusso

AMENDMENT NO. 1

On page 1, line 2, change "R.S. 23:1196.1(B)(3), (4)" to "R.S. 23:1196.1(B)(4),"

AMENDMENT NO. 2

On page 1, line 7, change "R.S. 23:1196.1(B)(3), (4)" to "R.S. 23:1196.1(B)(4),"

AMENDMENT NO. 3

On page 1, delete lines 15 through 18 in their entirety and on page 2, delete lines 1 and 2 in their entirety

AMENDMENT NO. 4

On page 2, line 4, delete "AA" and insert "A"

AMENDMENT NO. 5

On page 3, at the end of line 20, insert "This type of investment shall not exceed fifty percent of the fund's assets in aggregate."

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

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

**HOUSE BILL NO. 414—**

BY REPRESENTATIVE REYNOLDS  
AN ACT

To amend and reenact R.S. 33:2740.24(C)(1) and (2), (D), and (E), relative to the Downtown Development District of the city of Minden; to provide with respect to the membership of the governing commission of the district; to provide relative to governance of the district, including the power of the mayor of Minden with respect to the activities of the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

**HOUSE BILL NO. 418—**

BY REPRESENTATIVES STUART BISHOP AND CARTER  
AN ACT

To amend and reenact R.S. 17:438, R.S. 23:890(F) and (G), and R.S. 42:456(A), to enact R.S. 42:456(C), (D), and (E), and to repeal R.S. 42:457 and 457.1, relative to authorized payroll deductions; to remove authority for certain public employee, charter school employee, firefighter, and law enforcement payroll withholdings; to grandfather certain collective bargaining agreement terms for payroll deductions; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Labor and Industrial Relations.

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

**HOUSE BILL NO. 425—**

BY REPRESENTATIVE HAZEL

AN ACT

To amend and reenact R.S. 29:26.1(B)(10), relative to National Guard death and disability benefits; to restrict certain federal rating decisions from the definition of "qualifying disability" for National Guardsmen; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Judiciary.

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

**HOUSE BILL NO. 450—**

BY REPRESENTATIVE SCHEXNAYDER

AN ACT

To amend and reenact R.S. 40:2199(F)(1) and to enact R.S. 40:2199(G), relative to fines and penalties collected from home health agencies; to provide for an exception in deposits into the Healthcare Facility Fund; to provide for the creation of the Home Health Agency Trust Fund; to provide for deposits into the fund; to provide for uses of the fund; to provide for transfers into the fund; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Appropriations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Appropriations to Engrossed House Bill No. 450 by Representative Schexnayder

AMENDMENT NO. 1

On page 2, line 6, following "and" and before "Services" change "Medicare" to "Medicaid"

AMENDMENT NO. 2

On page 2, delete line 8 in its entirety and insert the following:

""Home Health Agency Trust Fund", hereinafter referred to as the "HHA Trust Fund".

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

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

**HOUSE BILL NO. 526—**

BY REPRESENTATIVE OURSO

AN ACT

To enact R.S. 33:9097.25, relative to East Baton Rouge Parish; to create the Woodlawn Estates Crime Prevention and Improvement District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee, subject to voter approval, within the district; to provide with respect to termination of the district; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Municipal, Parochial and Cultural Affairs.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Municipal, Parochial and Cultural Affairs to Original House Bill No. 526 by Representative Ourso

AMENDMENT NO. 1

On page 2, delete lines 3 through 14 and insert the following:

"as follows: beginning at the intersection of Shenandoah Boulevard and Jones Creek Road, at the southeastern corner of Lot 24 of Woodlawn Park Subdivision, proceed north along the eastern boundaries of Lots 24 through 14 of Woodlawn Park Subdivision, then northwest along the northern boundaries of Lots 14 and 13 of Woodlawn Park Subdivision and Lots 410-420, 435-447 of Woodlawn Estates, then continuing in a westerly direction along the northern boundaries of Lots 447-449, 495-497, then south along the western boundaries of Lots 497-507, Lot 313, Lots 170-196, to the southwest corner of Lot 196, then in an easterly direction along the southern boundaries of Lots 196 and Lots 245-250, then south along the western boundaries of Lots 25-13, then east along the southern boundaries of Lots 13-3 and Lot 1. From the southeast corner of Lot 1 proceed north along the eastern boundaries of Lots 1, 2, 118-107, and Lots 134-140, then east along Shenandoah Avenue diagonally to the Point of Beginning."

AMENDMENT NO. 2

On page 5, at the end of line 12, delete "two" and insert "three"

AMENDMENT NO. 3

On page 5, line 14, after "hundred" and before "dollars" insert "fifty"

AMENDMENT NO. 4

On page 6, line 24, after "transmitted" and before "to" insert "to the governing authority of the municipality in which district is located if the district was in an incorporated area or"

AMENDMENT NO. 5

On page 6, line 25, between "Rouge" and "and" insert "if the district was not in an incorporated area"

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

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

**HOUSE BILL NO. 527—**

BY REPRESENTATIVE BARROW

AN ACT

To enact R.S. 33:9097.25, relative to East Baton Rouge Parish; to create the Forest Heights Park Crime Prevention and Neighborhood Improvement District within the parish; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district; to provide with respect to termination of the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.



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

**HOUSE BILL NO. 532—**

BY REPRESENTATIVE STOKES

AN ACT

To amend and reenact R.S.47:6006(B); relative to income and corporation franchise tax credits; to provide with respect for authorization for issuance of refunds for tax credits which exceed taxpayer tax liability; to provide for certain limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 532 by Representative Stokes

**AMENDMENT NO. 1**

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

"year, seventy-five percent shall be refundable and twenty-five percent shall be carried"

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

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

**HOUSE BILL NO. 565—**

BY REPRESENTATIVE LEGER

AN ACT

To enact R.S. 47:331(S), relative to the state sales and use tax; to provide relative to the effectiveness and applicability of certain exemptions to the tax; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 565 by Representative Leger

**AMENDMENT NO. 1**

On page 1, line 10, after "July 1, 2015," and before "the" insert "except for the exemptions provided for in R.S. 47:305.36 and those that are required by contractual obligations,"

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

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

**HOUSE BILL NO. 581—**

BY REPRESENTATIVE ARMES

AN ACT

To enact R.S. 32:299.3, relative to off-road vehicles; to provide relative to "utility terrain vehicles" as "off-road vehicles"; to provide relative to safety equipment required for utility terrain

vehicles; to provide for restrictions on speed and eligible roadways to be used by utility terrain vehicles; and to provide for related matters.

Read by title.

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

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Transportation, Highways, and Public Works to Original House Bill No. 581 by Representative Armes

**AMENDMENT NO. 1**

On page 1, line 11, after "tires;" and before "a" insert the following:

"a maximum tire width of twenty seven inches; a maximum wheel cleat or lug of three-fourth inches;"

**AMENDMENT NO. 2**

On page 1, at the end of line 14, after the period "." insert the following:

"Utility terrain vehicle shall include those vehicles not equipped with a certification label as required by 49 CFR Part 567.4."

**AMENDMENT NO. 3**

On page 1, line 15, after "Utility" and before "vehicle" change "type" to "terrain"

**AMENDMENT NO. 4**

On page 1, line 17, after "utility" and before "vehicle" change "type" to "terrain"

**AMENDMENT NO. 5**

On page 1, delete lines 19 through 21 in their entirety and on page 2, delete lines 1 and 2 in their entirety and insert in lieu thereof the following:

"B. Notwithstanding the provisions in R.S. 32:299, the operation of a utility terrain vehicle upon the public roads or streets of this state is prohibited, except as otherwise provided in this Subsection:

(1) A utility terrain vehicle may be operated only upon a parish road that has been designated by a parish or a municipal street that has been designated by a municipality for use by a utility terrain vehicle. Upon a designation that a utility terrain vehicle may be operated on a designated road or street, the responsible governmental entity shall post appropriate signage indicating that such operation is authorized.

(2) A utility terrain vehicle may cross any divided highway, highway, roadway, or street with a posted speed limit in excess of thirty-five miles per hour at an intersection."

**AMENDMENT NO. 6**

On page 2, line 9, after "brake," delete the remainder of the line and delete lines 10 through 11 in their entirety and insert in lieu thereof the following:

"an adequate windshield, a windshield wiper,"

# Page 18 HOUSE

12th Day's Proceedings - May 5, 2015

## AMENDMENT NO. 7

On page 2, line 13, after "identification" and before "number" insert "or serial"

## AMENDMENT NO. 8

On page 2, delete lines 14 and 15 in their entirety and insert in lieu thereof the following:

"D. Any utility terrain vehicle operated upon a parish road or municipal street shall be registered with the state"

## AMENDMENT NO. 9

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

"E. A person operating a utility terrain vehicle shall be at least be twenty one years of age and possess a valid driver's license."

## AMENDMENT NO. 10

On page 2, delete lines 23 through 27 in their entirety and insert in lieu thereof the following:

"G.(1) No person shall be a passenger in the open bed of a utility terrain vehicle while traveling upon a parish road or municipal street. The provisions of this Subsection shall not apply in an emergency situation.

(2) The number of persons permitted to travel in a utility terrain vehicle is limited to the number of available seat belts."

## AMENDMENT NO. 11

On page 2, at the beginning of line 28, change "(2)" to "H."

## AMENDMENT NO. 12

On page 3, line 1, after "any" and before "under" delete "parish or municipal road or highway" and insert "parish road or municipal street"

## AMENDMENT NO. 13

On page 3, at the beginning of line 4, change "H." to "I."

## AMENDMENT NO. 14

On page 3, line 4, after "Corrections," delete the remainder of the line and at the beginning of line 5, delete "vehicles, may adopt" and insert "public safety services, shall promulgate"

## AMENDMENT NO. 15

On page 3, at the end of line 8, after the period "." insert the following:

"Such rules and regulations shall become effective no later than January 15, 2016."

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

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

## **HOUSE BILL NO. 635—**

BY REPRESENTATIVE JACKSON  
AN ACT

To amend and reenact R.S. 51:1787(A)(1)(a)(ii), 2455(A), 3114(B), and 3121(C)(3)(b)(i) and (C)(4)(c) and to enact R.S.

51:2367(E), relative to rebates; to reduce the amount of rebates; to provide for an effective date; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

## **HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 635 by Representative Jackson

## AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line and insert "R.S."

## AMENDMENT NO. 2

On page 1, delete lines 7 through 19 in their entirety and on page 2, delete lines 1 through 26 in their entirety

## AMENDMENT NO. 3

On page 2, at the beginning of line 27, delete "Section 2." and insert "Section 1."

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

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

## **HOUSE BILL NO. 691—**

BY REPRESENTATIVE SMITH  
AN ACT

To enact R.S. 33:9097.25, relative to East Baton Rouge Parish, to create the Riverbend Crime Prevention and Improvement District; to provide relative to the boundaries, purpose, governance, and powers and duties of the district; to provide relative to district funding, including the authority to impose a parcel fee within the district; and to provide for related matters.

Read by title.

Reported favorably by the Committee on Municipal, Parochial and Cultural Affairs.

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

## **HOUSE BILL NO. 768—**

BY REPRESENTATIVE JAY MORRIS  
AN ACT

To amend and reenact R.S. 4:168 and 227, R.S. 33:4169(D), R.S. 47:301(3) through (18) and (28)(a), 302(R)(2), (S), and (T), 305, 305.1(A), 305.16, 305.20(C), 305.25(A)(introductory paragraph), 305.36(A), (B), and (C)(1), 305.50(A)(1), (2)(a), (B), (E), and (F), 305.51(A), 305.54(B)(1), 305.58(A)(1), 305.59, 305.60(A)(1), 305.62(B)(1), 305.63, 305.64(A)(1), 305.65(A), 305.68, 305.70, 305.71, 318(A), 321(H)(2) through (5), (I), and (K), and 6001(A), and R.S. 51:1307(C); to provide with respect to the applicability of certain tax exemptions; to provide with respect to the applicability of certain exclusions from tax; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 768 by Representative Jay Morris

AMENDMENT NO. 1

On page 1, line 2, after "reenact" delete the remainder of the line, delete lines 3 through 6 in their entirety, and insert the following:

"R.S. 4:168 and 227, R.S. 33:4169(D), R.S. 47:301(3) through (18) and (28)(a), 302(R)(2), (S), and (T), 305, 305.1(A), 305.16, 305.20(C), 305.20(C), 305.25(A)(introductory paragraph), 305.36(A), (B), and (C)(1), 305.50(A)(1), (2)(a), (B), (E), and (F), 305.51(A), 305.54(B)(1), 305.58(A)(1), 305.59, 305.60(A)(1), 305.62(B)(1), 305.63, 305.64(A)(1), 305.65(A), 305.68, 305.70, 305.71, 318(A), 321(H)(2) through (5), (I), and (K), and 6001(A), and R.S. 51:1307(C);"

AMENDMENT NO. 2

On page 1, delete lines 11 through 20 in their entirety, and on page 2, delete lines 1 through 9 in their entirety and insert the following:

"Section 1. R.S. 4:168 and 227 are hereby amended and reenacted to read as follows:

§168. License fees, commissions, and taxes of this Part in lieu of ~~all~~ other ~~such~~ taxes

The license fees, commissions, and taxes imposed in this Part are in lieu of all other ~~such~~ licenses, ~~sales~~ excise ~~and~~ taxes, occupational taxes ~~to~~, and certain sales and use taxes imposed by the state or ~~to~~ any parish, city, town, or other political subdivision thereof. However, the taxable transactions of a licensee shall be subject to the state sales and use taxes imposed pursuant to Chapter 2-A of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended.

\* \* \*

§227. License fees, commissions, and taxes of this Part in lieu of ~~all~~ other ~~such~~ taxes

The license fees, commissions, and taxes imposed upon an offtrack wagering facility in this Part are in lieu of all other ~~such~~ licenses, ~~sales~~, excise, ~~and~~ taxes, occupational taxes ~~to~~, and certain sales and use taxes imposed by the state or ~~to~~ any parish, city, town, municipality, or other political subdivision thereof. However, the taxable transactions of a licensee shall be subject to the state sales and use taxes imposed pursuant to Chapter 2-A of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended.

Section 2. R.S. 33:4169(D) is hereby amended and reenacted to read as follows:

§4169. Collection contracts for sewerage service charges; access charges; enforcement procedures for delinquent charges

\* \* \*

D. Any municipal corporation, parish, or sewerage or water district shall have the power to execute and enter into a contract with any private company for the construction of sewerage or wastewater treatment facilities and for the operation of such facilities. Any such private company shall have in its construction and operation of such facilities the same ad valorem and sales tax liability exemption as the

municipal corporation, parish, or sewerage or water district with which it contracts for such purpose; however, this exemption shall not be applicable to taxable transactions subject to the state sales and use taxes imposed pursuant to Chapter 2-A of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, as amended.

\* \* \*

Section 3. R.S. 47:301(3) through (18) and (28)(a), 302(R)(2), (S), and (T), 305, 305.1(A), 305.16, 305.20(C), 305.25(A)(introductory paragraph), 305.36(A), (B), and (C)(1), 305.50(A)(1), (2)(a), (B), (E), and (F), 305.51(A), 305.54(B)(1), 305.58(A)(1), 305.59, 305.60(A)(1), 305.62(B)(1), 305.63, 305.64(A)(1), 305.65(A), 305.68, 305.70, 305.71, 318(A), 321(H)(2) through (5), (I), and (K), and 6001(A), are hereby amended and reenacted to read as follows:"

AMENDMENT NO. 3

On page 2, line 28, after "service costs," delete the remainder of the line and delete line 29 in its entirety and on page 3, at the beginning of line 1, delete "installation,"

AMENDMENT NO. 4

On page 3, at the end of line 3, insert the following:

"Service costs for installing the articles of tangible personal property, if such costs are separately billed to the customer at the time of sale shall be excluded from "cost price" for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision."

AMENDMENT NO. 5

On page 4, line 25, after "price"" and before "shall not" insert a comma "," and insert the following:

"solely for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision,"

AMENDMENT NO. 6

On page 5, line 6, after "the state" and before "and by" delete "under R.S. 47:302 and 331"

AMENDMENT NO. 7

On page 5, delete lines 16 and 17 in their entirety, and insert the following:

"(h)(i) For"

AMENDMENT NO. 8

On page 6, line 2, after "and 331," delete the remainder of the line and delete line 3 and insert "and for those of a political"

AMENDMENT NO. 9

On page 13, line 11, after "use taxes" delete the remainder of the line and insert the following:

"imposed by the state under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision,"

AMENDMENT NO. 10

On page 14, at the end of line 14, delete "solely for" delete line 15 in its entirety and at the beginning of line 16, delete "sales and use tax imposed by a political subdivision"

## Page 20 HOUSE

12th Day's Proceedings - May 5, 2015

### AMENDMENT NO. 11

On page 14, line 21, after "defined" and before "shall not" insert a comma "," and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision."

### AMENDMENT NO. 12

On page 14, line 28, after "purposes of" delete the remainder of the line and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, the term"

### AMENDMENT NO. 13

On page 15, line 3, after "purposes of" delete the remainder of the line and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, "lease"

### AMENDMENT NO. 14

On page 15, line 9, after "purposes of" delete the remainder of the line and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, "lease"

### AMENDMENT NO. 15

On page 16, at the end of line 3, delete "under" and at the beginning of line 4, delete "R.S. 47:302 and 331"

### AMENDMENT NO. 16

On page 16, line 25, after "use tax" and before "on the" insert imposed under R.S. 47:302 and 331"

### AMENDMENT NO. 17

On page 18, line 19, after "state" and before the comma "," delete "imposed under R.S. 47:302 and 331"

### AMENDMENT NO. 18

On page 20, at the end of line 2, after "state" and before "on" insert "under R.S. 47:302 and 331"

### AMENDMENT NO. 19

On page 20, at the end of line 4, after "taxes imposed" and before "on" insert "under R.S. 47:302 and 331"

### AMENDMENT NO. 20

On page 22, at the beginning of line 23, after "(d)" and before "term" delete "The" and insert the following:

"Solely for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, the"

### AMENDMENT NO. 21

On page 23, at the beginning of line 22, after "(i)" and before "term" delete "The" and insert the following:

"Solely for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, the"

### AMENDMENT NO. 22

On page 25, line 10, after "state" and before "and political" insert the following:

"sales and use taxes imposed under R.S. 47:302 and 331"

### AMENDMENT NO. 23

On page 25, line 14, after after "state" and before "and political" insert the following:

"sales and use taxes imposed under R.S. 47:302 and 331"

### AMENDMENT NO. 24

On page 26, line 1, after "purposes of" and before "and political" insert "state sales and use taxes imposed under R.S. 47:302 and 331"

### AMENDMENT NO. 25

On page 27, delete line 2 in its entirety and at the beginning of line 3, delete "a political subdivision" and insert "by all taxing authorities in the state"

### AMENDMENT NO. 26

On page 27, delete line 15 in its entirety and on line 16, delete "by a political subdivision" and insert "by any political subdivision of the state"

### AMENDMENT NO. 27

On page 27, line 23, after "the state" delete the remainder of the line and from the beginning of line 24, delete "47:302 and 331"

### AMENDMENT NO. 28

On page 29, line 26, after "purposes of" delete the remainder of the line and at the beginning of line 27, delete "political subdivision of the state" and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision"

### AMENDMENT NO. 29

On page 30, line 12, after "state" and before the comma "," insert "under R.S. 47:302 and 331"

### AMENDMENT NO. 30

On page 31, line 1, after "state" and before "or any" insert "under R.S. 47:302 and 331"

### AMENDMENT NO. 31

On page 32, line 16, after "(b)" and before "term" delete "The" and insert "

"Solely for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, the"

### AMENDMENT NO. 32

On page 32, at the beginning of line 21, after "(c)" and before "shall" delete "Sales price" and insert the following:

"Solely for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, "sales price"

AMENDMENT NO. 33

On page 33, at the end of line 18, after "taxes imposed" delete the remainder of the line and at the beginning of line 19, delete "R.S. 47:302 and 331"

AMENDMENT NO. 34

On page 34, at the end of line 4, delete "under" and at the beginning of line 5, delete "R.S. 47:302 and 331"

AMENDMENT NO. 35

On page 34, line 17, after "sales price"" insert "tax" and delete the remainder of the line

AMENDMENT NO. 36

On page 34, at the end of line 27, delete "under" and at the beginning of line 28, delete "R.S. 47:302 and 331"

AMENDMENT NO. 37

On page 37, delete line 13 and 14 in their entirety and insert "shall not include"

AMENDMENT NO. 38

On page 37, delete lines 19 and 20 in their entirety and insert "defined as public"

AMENDMENT NO. 39

On page 38, line 5, after "(iv)" delete the remainder of the line and insert the following:

"Solely for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision,"

AMENDMENT NO. 40

On page 40, line 4, after "(h)" and before "term" delete "The" and insert the following:

"Solely for purposes of the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, the"

AMENDMENT NO. 41

On page 41, delete lines 23 and 24 in their entirety and insert "(c) The"

AMENDMENT NO. 42

On page 42, line 2, after "use tax" and before the comma "," delete "imposed under R.S. 47:302 and 331"

AMENDMENT NO. 43

On page 47, line 13, after "levied by" and before "shall not" delete "all tax authorities in the state," and insert the following:

"the state under R.S. 47:302 and 331, and sales and use taxes levied by a political subdivision,"

AMENDMENT NO. 44

On page 47, line 17, after "imposed by" and before "shall not" delete "all tax authorities in this state" and insert the following:

"the state under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision,"

AMENDMENT NO. 45

On page 48, at the beginning of line 29, after "state" and before "and any" insert "under R.S. 47:302 and 331"

AMENDMENT NO. 46

On page 50, at the beginning of line 24, insert "under R.S. 47:302 and 331"

AMENDMENT NO. 47

On page 50, on line 26, after "imposed" and before "on the" insert "under R.S. 47:302 and 331"

AMENDMENT NO. 48

On page 52, line 12, after "purposes of" delete the remainder of the line and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, "use""

AMENDMENT NO. 49

On page 52, line 23, after "state" and before "and political" delete "sales and use tax imposed by R.S. 47:302 and 331"

AMENDMENT NO. 50

On page 53, line 13, after "purposes of" delete the remainder of the line and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision, "use""

AMENDMENT NO. 51

On page 53, line 26, after "purposes of" delete the remainder of the line and insert the following:

"the state sales and use taxes imposed under R.S. 47:302 and 331, and sales and use taxes imposed by a political subdivision," use""

AMENDMENT NO. 52

On page 54, line 5, after "the state" delete the remainder of the line and at the beginning of line 6, delete "and 331"

AMENDMENT NO. 53

On page 54, at the beginning of line 12, after "by" and before "all taxing" delete "the state under R.S. 47:302 and 331 and"

AMENDMENT NO. 54

On page 54, line 22, after "the state" and before the comma "," delete "under R.S. 47:302 and 331"

AMENDMENT NO. 55

On page 55, at the end of line 8, delete "under" and at the beginning of line 9, delete "R.S. 47:302 and 331"

AMENDMENT NO. 56

On page 55, line 26, after "the state" and before "or any" insert "under R.S. 47:302 and 331"

AMENDMENT NO. 57

On page 58, line 21, after "state" and before "and any" insert "under R.S. 47:302 and 331"

AMENDMENT NO. 58

On page 59, delete lines 3 through 29 in their entirety, delete pages 60 through 63 in their entirety, and on page 64, delete lines 1 through 27 in their entirety and insert the following:

\* \* \*

§302. Imposition of tax

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(2) Notwithstanding Except as otherwise provided in this Paragraph, notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, the exemption provided for in R.S. 47:305(A)(2) and 305.25(A)(3) shall be applicable, operable, and effective from July 1, 2007. However, beginning July 1, 2015, the provisions of this Paragraph shall be inapplicable with regard to the state sales and use tax imposed under R.S. 47:321.

\* \* \*

S. Notwithstanding Except as otherwise provided in this Paragraph, notwithstanding any other provision of law to the contrary and specifically notwithstanding any provision enacted during the 2004 First Extraordinary Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305.51 shall be applicable, operable, and effective for all taxable periods beginning on or after July 1, 2007. However, beginning July 1, 2015, the provisions of this Paragraph shall be inapplicable with regard to the state sales and use tax imposed under R.S. 47:321.

T. Notwithstanding Except as otherwise provided in this Paragraph, notwithstanding any other provision of law to the contrary and specifically notwithstanding any provision enacted to make any sales and use tax exemption inapplicable, inoperable, and of no effect, the exemption provided in R.S. 47:305(A)(5)(b) shall be applicable, operable, and effective from July 1, 2009. However, beginning July 1, 2015, the provisions of this Paragraph shall be inapplicable with regard to the state sales and use tax imposed under R.S. 47:321.

AMENDMENT NO. 59

On page 65, line 9, after "state" and before "only" insert "under R.S. 47:302 and 331"

AMENDMENT NO. 60

On page 74, line 10, after "Louisiana" and before "or any" insert "under R.S. 47:302 and 331"

AMENDMENT NO. 61

On page 74, between lines 21 and 22, insert the following:

"§305.1. Exclusions and exemptions; ships and ships' supplies

A. ~~The~~ Except as otherwise provided herein, the tax imposed by taxing authorities shall not apply to sales of materials, equipment, and machinery which enter into and become component parts of ships, vessels, or barges, including commercial fishing vessels, drilling ships, or drilling barges, of fifty tons load displacement and over, built in Louisiana nor to the gross proceeds from the sale of such ships, vessels, or barges when sold by the builder thereof. However, the state sales and use tax imposed under R.S. 47:321 shall be applicable to the sale of such a ship, vessel, or barge.

\* \* \*

§305.16. Exclusions and exemptions; cable television installation and repair

The sales and use taxes imposed by the state under R.S. 47:302 and 331 or by any political subdivision thereof shall not apply to necessary fees incurred in connection with the installation and service of cable television. Such exemption shall not apply to purchases made by any cable television system, but shall only apply to funds collected from the subscriber for regular service, installation and repairs.

\* \* \*

§305.20. Exclusions and exemptions; Louisiana commercial fishermen

\* \* \*

C. An owner who has obtained a certificate of exemption shall, with respect to the vessel identified in the certificate for the harvesting or production of fish and other aquatic life, including shrimp, oysters, and clams, and certain seafood processing facilities described in Subsection A, be exempt from the taxes described in Subsection A, as follows:

(1) Taxes imposed by the state under R.S. 47:302 and 331 as applied to the materials and supplies necessary for repairs to the vessel or facility if they are purchased by the owner and later become a component part of the vessel or facility.

(2) Taxes imposed by the state under R.S. 47:302 and 331 as applied to materials and supplies purchased by the owner of the vessel or facility where such materials and supplies are loaded upon the vessel or delivered to the facility for use or consumption in the maintenance and operation thereof for commercial fishing and processing ventures. For purposes of this Paragraph, it shall make no difference whether the vessel is engaged in interstate, foreign, or intrastate commerce.

(3) Taxes imposed by the state under R.S. 47:302 and 331 as applied to repair services performed upon the vessel or facility. For the purposes of this Paragraph, it shall make no difference whether the vessel is engaged in intrastate, interstate, or foreign commerce.

(4) Taxes imposed by the state under R.S. 47:302 and 331 as applied to the purchase of gasoline, diesel fuel, and lubricants for the vessel and to sources of energy and fuels for the facility.

\* \* \*

§305.25. Exclusions and exemptions; farm equipment

A. The tax imposed by R.S. 47:302(A), ~~321(A)~~, and 331(A) with respect to the sale and use of farm equipment shall apply only to that portion of the sale price in excess of fifty thousand dollars for each item of farm equipment. The purchaser or his representative shall provide on any exemption certificate required for this exemption a certification that the purchaser is a farmer or is purchasing for an agricultural facility. The department shall hold the

purchaser responsible for any taxes due. For the purpose of this Section, "farm equipment" includes the following:

\* \* \*

§305.36. Exclusions and exemptions; motor vehicles

A. Solely for purposes of the sales and use tax levied by the state, such tax imposed by R.S. 47:302(A), ~~R.S. 47:321(A)~~, and R.S. 47:331(A) shall not apply to the sale at retail, the purchase, lease, or the importation of motor vehicles, trailers, or semitrailers as defined by R.S. 47:451 that will be stored, used, or consumed in this state exclusively for lease or rental, provided that the gross proceeds derived from the lease or rental of the property not previously taxed shall be at reasonable market rates. If the secretary of the Department of Revenue finds that any person who has purchased, used, or imported motor vehicles, trailers, or semitrailers tax free under this Subsection has subsequently leased or rented motor vehicles, trailers, or semitrailers in transactions not at arms length at below market rates, the secretary shall presume that the person was not entitled to claim the exemption provided herein, and the burden shall be on that person to prove otherwise.

B. A person who has acquired or used property under this Section without payment of the tax imposed by R.S. 47:302(A), ~~R.S. 47:321(A)~~, and R.S. 47:331(A) shall be construed to be in the business of leasing, renting, or selling such property, whether or not the lessees have the right or obligation to purchase the tangible personal property or will otherwise acquire title to the property at termination of the lease. Therefore, a transaction entered into that is entitled lease, rental, lease-purchase, or similar name which for purposes other than state sales taxation might be considered a conditional sales contract or transaction in lieu of sale, shall be deemed for state sales tax purposes to be a taxable lease. The monthly or other periodic payments made under the agreement shall be subject to the tax imposed by R.S. 47:302(B), ~~R.S. 47:321(B)~~, and R.S. 47:331(B). These persons shall not be allowed to make an isolated or occasional non-retail sale of the property under R.S. 47:301(1) or R.S. 47:301(10).

C.(1) No person shall be entitled to purchase, use, or import motor vehicles, trailers, or semitrailers, under this Section without payment of the tax imposed by R.S. 47:302(A), ~~R.S. 47:321(A)~~, and R.S. 47:331(A) before having received an exemption number or certificate from the secretary of the Department of Revenue authorizing him to engage in the business of purchasing, using, or importing motor vehicles.

\* \* \*

§305.50. Exemption; vehicles used in interstate commerce; rail rolling stock; railroad ties

A.(1) The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or any of its local political subdivisions shall not apply to trucks with a gross weight of twenty-six thousand pounds or more and to trailers if such trucks and trailers are used at least eighty percent of the time in interstate commerce and whose activities are subject to the jurisdiction of the United States Department of Transportation. The determination of whether a truck is used at least eighty percent of the time in interstate commerce shall be based solely on the actual mileage of such truck; however, no truck shall have more than twenty percent Louisiana intrastate miles.

(2)(a) The sales and use tax imposed by the state under R.S. 47:302 and 331 or any of its political subdivisions shall not apply to the purchase, use, or lease of a qualifying truck or to the purchase, use, or lease of a qualifying trailer purchased, imported, or leased, with or without a qualifying truck, for use with a qualifying truck.

\* \* \*

B. The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or any of its local political subdivisions shall not apply to contract carrier buses if such buses are used at least eighty percent of the time in interstate commerce.

\* \* \*

E.(1) The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or any of its local political subdivisions or statewide taxing authorities shall not apply to rail rolling stock sold or leased in this state.

(2) The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or statewide taxing authorities shall not apply to parts or services used in the fabrication, modification, or repair of rail rolling stock. A political subdivision may, by ordinance, provide that sales and use tax imposed by the political subdivision shall not apply to parts or service used in the fabrication, modification, or repair of rail rolling stock.

F. The sales and use tax imposed by the state under R.S. 47:302 and 331, its statewide taxing authorities, or any of its political subdivisions shall not apply to the "sales price" or "cost price" of railroad ties that a railroad purchases prior to long-term preservative treatment and installs into the railroad's track system outside the taxing jurisdiction of the respective taxing authority, whether it be the state, a statewide taxing authority, or a political subdivision.

§305.51. Exemption; utilities used by steelworks and blast furnaces

A. The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or any of its political subdivisions shall not apply to sales or purchases of utilities used by steelworks, blast furnaces, coke ovens, or rolling mills with more than one hundred twenty-five full-time employees, which are classified by the Louisiana Workforce Commission within Sector 331111 of the North American Industry Classification System as it existed in 2002. However, this exemption shall not apply to utilities used in and around the production of coke in oil refineries and the use of coke in oil refineries and other chemical processes.

\* \* \*

§305.54. Exemption; Annual Louisiana Sales Tax Holidays Act

\* \* \*

B.(1) Notwithstanding any other provisions of law to the contrary, the sales tax levied by the state of Louisiana under R.S. 47:302 and 331 and its political subdivisions whose boundaries are coterminous with those of the state shall not apply to the first two thousand five hundred dollars of the sales price or cost price of any consumer purchases of tangible personal property that occur on the first consecutive Friday and Saturday of August each year.

\* \* \*

§305.58. Exemption; annual sales tax holiday; hurricane-preparedness items or supplies; dates; restrictions

A.(1) Notwithstanding any other provision of law to the contrary, the sales and use tax levied by the state of Louisiana under R.S. 47:302 and 331 shall not apply to the first one thousand five hundred dollars of the sales price of purchases of hurricane-preparedness items or supplies as defined in this Subsection that occur during an eligible tax exemption period.

\* \* \*

§305.59. Exemption; charitable residential construction

The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 and all of its tax authorities shall not apply to the sale of construction materials to Habitat for Humanity affiliates, Fuller Center for Housing covenant partners located in this state, or the Make it Right Foundation when such materials are intended for use in constructing new residential dwellings in this state.

§305.60. Exemption; certain water conservation equipment; Sparta Groundwater Conservation District

A.(1) Within the limits provided for in Paragraph (2) of this Subsection, the sales and use tax imposed by all tax authorities in the state under R.S. 47:302 and 331 and the sales and use taxes imposed by a political subdivision shall not apply to sales of water conservation equipment for use within the Sparta Groundwater Conservation District from July 1, 2007, through June 30, 2010. Only persons defined as "users" under R.S. 38:3087.133(7) shall be eligible for this exemption.

\* \* \*

§305.62. Exemption; Annual Louisiana Second Amendment Weekend Holiday

\* \* \*

B.(1) Notwithstanding any other provisions of law to the contrary, the sales and use tax levied by the state of Louisiana under R.S. 47:302 and 331 and its political subdivisions shall not apply to the sales price or cost price of any consumer purchases of firearms, ammunition, and hunting supplies that occur each calendar year on the first consecutive Friday through Sunday of September.

\* \* \*

§305.63. Exemption; commercial farm irrigation equipment

The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 and its political subdivisions whose boundaries are coterminous with those of the state shall not apply to the sale of polyroll tubing sold or used for commercial farm irrigation.

§305.64. Exemption; qualifying radiation therapy treatment centers

A.(1) The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 shall not apply to the amount paid by qualifying radiation therapy treatment centers for the purchase, lease, or repair of capital equipment and the purchase, lease, or repair of software used to operate capital equipment. Any political subdivision of this state, including parishes and municipalities, may elect to grant a sales and use tax exemption for the amount paid by qualifying radiation therapy treatment centers for the purchase, lease, or repair of capital equipment and the purchase, lease, or repair of software used to operate capital equipment.

\* \* \*

§305.65. Exemption; charitable residential construction, rehabilitation, and renovation; limitation

A. The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 and all of its tax authorities shall not apply to the sale of construction materials to Hands on New Orleans and Rebuilding Together New Orleans covenant partners located in this state when such materials are intended for use in either constructing, rehabilitating, or renovating residential dwellings in this state which were destroyed or damaged by Hurricane Katrina or Hurricane Rita.

\* \* \*

§305.68. Exemption; Fore!Kids Foundation

The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or any political subdivisions shall not apply to the purchase, use, or rental of materials, services, property, and supplies, by the Fore!Kids Foundation, whose primary purpose is to fund children's service organizations from monies raised from golfing events.

\* \* \*

§305.70. Exemption; "Make It Right Foundation"

The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or any political subdivision shall not apply to the sale of construction materials to the "Make It Right Foundation" when such materials are intended for use in constructing new residential dwellings in this state.

§305.71. Exemption; St. Bernard Project, Inc.

The sales and use tax imposed by the state of Louisiana under R.S. 47:302 and 331 or any political subdivision as defined in R.S. 47:337.6 shall not apply to the sale of construction materials to the St. Bernard Project, Inc. when such materials are intended for use in rehabilitating existing residential dwellings or constructing new residential dwellings in this state.

\* \* \*

§318. Disposition of collections

A. All monies collected under this Chapter shall be immediately paid into the state treasury, upon receipt, and first credited to the Bond Security and Redemption Fund as provided in Article VII, Section 9(B) of the Constitution of Louisiana; then an amount equal to four-tenths of one percent of all monies collected under this Chapter, and Chapters 2-A and 2-B of this Subtitle, and R.S. 51:1286 shall be used as provided in this Section.

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§321. Imposition of tax

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(2) Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, the exemption provided for in R.S. 47:305(A)(2) and 305.25(A)(3) shall be applicable, operable, and effective for purposes of the tax imposed in this Section from July 1, 2007 through June 30, 2015.

(3) Notwithstanding any other provision of the law or any other provision of this Chapter to the contrary, the exemption provided in R.S. 47:305(D)(1)(i) for new boats, vessels, or other water craft used as demonstrators shall be applicable, operable, and effective for purposes of the tax imposed in this Section for all taxable periods beginning on or after from July 1, 2009 through June 30, 2015.

(4) Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, the exemption provided for in R.S. 47:305.63 shall be applicable, operable, and effective for purposes of the tax imposed in this Section from July 1, 2009 through June 30, 2015.

(5) Notwithstanding any other provision of law to the contrary, including but not limited to any contrary provisions of this Chapter, the exemption provided for in R.S. 47:305.64 shall be applicable, operable, and effective for purposes of the tax imposed in this Section from July 1, 2009 through June 30, 2015.

\* \* \*



I. Notwithstanding any other provision of law to the contrary and specifically notwithstanding any provision enacted during the 2004 First Extraordinary Session which makes any sales and use tax exemption inapplicable, inoperable, and of no effect for purposes of the tax imposed in this Section, the exemption provided in R.S. 47:305.51 shall be applicable, operable, and effective for all taxable periods beginning on or after from July 1, 2007, through June 30, 2015.

\* \* \*

K. Notwithstanding the provisions of Subsection H of this Section or any other provision of this Chapter to the contrary for purposes of the tax imposed in this Section, for taxable periods beginning on or after from July 1, 2008, through June 30, 2015, the exemptions to the tax levied by this Section for electric power or energy, natural gas, steam, and water shall be applicable, operative, and effective.

\* \* \*

§6001. Antique airplanes and certain other aircraft

A. No tax imposed by the state, except for the state sales and use tax imposed under R.S. 47:321, or by any parish, municipality, school board, or any political subdivision of the state shall be imposed on antique airplanes which are maintained by private collectors and not used for commercial purposes, and no personal property tax shall be imposed on any aircraft weighing less than six thousand pounds which is owned by a private individual and not used for commercial or profit making purposes. The exemption from local taxes contained in this Section is granted notwithstanding the provisions of R.S. 47:302, and such exemption shall apply to any sales and use tax levied by any local governmental subdivision or school board.

Section 4. R.S. 51:1307(C) is hereby amended and reenacted to read as follows:

§1307. Refund procedure

\* \* \*

C. The refund may consist of a credit card refund as provided for in Subsection D of this Section, or of a cash or check payment in any currency deemed appropriate by the commission, without interest to the international traveler, of the total sales tax of the state state sales tax paid under the provisions of R.S. 47:302 and 331, and of any participating local tax authority paid by the international traveler as reflected on the invoices or receipts and as verified by the refund form, less the handling fee charged. The international traveler's copy of the refund form will be kept by the refund agent. The invoices or receipts which were attached to the refund form shall be returned to the international traveler, stamped "Sales Tax Refunded".

\* \* \*

AMENDMENT NO. 62

On page 74, line 22, change "Section 2." to "Section 5."

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

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

**HOUSE BILL NO. 772—**  
BY REPRESENTATIVE TIM BURNS  
AN ACT

To amend and reenact R.S. 23:1634(A), relative to unemployment compensation; to provide for the determination of claims; to

provide for appeals; to provide for the judicial review of a board of review decision; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Labor and Industrial Relations.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Labor and Industrial Relations to Original House Bill No. 772 by Representative Tim Burns

AMENDMENT NO. 1

On page 1, line 4, delete "to provide for an appeal procedure;"

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

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

**HOUSE BILL NO. 805—**  
BY REPRESENTATIVE ADAMS  
AN ACT

To amend and reenact R.S. 47:6006(A) and (B) and 6006.1(C) and (D), relative to income and corporation franchise tax credits; to provide with respect to the tax credit for ad valorem taxes paid on inventory and certain natural gas; to provide with respect to the tax credit for ad valorem taxes paid on certain offshore vessels; to provide with respect to authorization for issuance of refunds for tax credits which exceed taxpayer tax liability; to provide for certain limitations; to provide for effectiveness; and to provide for related matters.

Read by title.

Reported with amendments by the Committee on Ways and Means.

The committee amendments were read as follows:

**HOUSE COMMITTEE AMENDMENTS**

Amendments proposed by House Committee on Ways and Means to Original House Bill No. 805 by Representative Adams

AMENDMENT NO. 1

On page 1, line 2, after "R.S. 47:6006(A) and (B)" delete the comma "," and delete the remainder of the line and insert "and 6006.1(C) and (D)."

AMENDMENT NO. 2

On page 1, delete lines 6 and 7 in their entirety and insert "vessels; to provide with respect to authorization"

AMENDMENT NO. 3

On page 1, line 12 after "R.S. 47:6006(A) and (B)" delete the comma "," and delete the remainder of the line and insert "and 6006.1(C) and (D) are"

AMENDMENT NO. 4

On page 2, line 12, after "year," and before "credit may be" delete "then any unused" and insert the following:

"seventy-five percent of the excess credit shall be refundable and twenty-five percent of the excess"

AMENDMENT NO. 5

On page 2, line 29, after "year," and before "credit may be" delete "then any unused" and insert the following:

"seventy-five percent of the excess credit shall be refundable and twenty-five percent of the excess"

AMENDMENT NO. 6

On page 3, delete lines 19 through 29 in their entirety and on page 4, delete lines 1 through 15 in their entirety and insert the following:

"Section 2. The provisions of this Act shall apply to all claims for these credits on any return filed on or after July 1, 2015, regardless of the taxable year to which the return relates."

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

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

**HOUSE BILL NO. 830—**

BY REPRESENTATIVES HARRIS AND HALL  
AN ACT

To amend and reenact R.S. 34:335.1, 335.2(A), (B), and (C), and 335.3(A) and (E) and to repeal R.S. 34:3522, relative to a port in Rapides Parish; to change the territorial limits of the Alexandria Regional Port to be generally coterminous with the boundaries of Rapides Parish; to change the name of the Alexandria Regional Port; to provide relative to the membership of a board of commissioners for a port that has boundaries that are generally coterminous with the boundaries of Rapides Parish; to provide for the powers of a board of commissioners for a port that has boundaries that are generally coterminous with the boundaries of Rapides Parish; to provide for the terms of board commissioners for a port that has boundaries that are generally coterminous with the boundaries of Rapides Parish; to repeal authority for a port whose territorial limits are generally coterminous with the boundaries of Rapides Parish; to provide for transitional matters; and to provide for related matters.

Read by title.

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

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

**Speaker Kleckley in the Chair**

**Suspension of the Rules**

On motion of Rep. Lambert, 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:

**Suspension of the Rules**

On motion of Rep. Robideaux, the rules were suspended to schedule the following bills to be heard on third reading and final passage on Thursday, May 7, 2015:

House Bill Nos. 532, 565, 635, 768, and 805

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Tim Burns gave notice of his intention to call House Bill No. 242 from the calendar on Wednesday, May 6, 2015.

**HOUSE BILL NO. 248—**

BY REPRESENTATIVE LAMBERT  
AN ACT

To enact R.S. 32:299.3, relative to off-road vehicles; to provide relative to "golf carts" as "off-road vehicles"; to provide relative to safety equipment required for golf carts; to provide for restrictions on speed and eligible roadways to be used by golf carts; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Lambert to Engrossed House Bill No. 248 by Representative Lambert

AMENDMENT NO. 1

On page 1, line 16, after "by" and before "golf" insert "a"

AMENDMENT NO. 2

On page 1, line 19, delete "To" and insert "A golf cart may be used to"

AMENDMENT NO. 3

On page 2, delete line 10 in its entirety and insert the following:

"E. No person shall operate a golf cart upon a parish road or municipal street without a valid driver's license."

AMENDMENT NO. 4

On page 2, line 15, after "more" and before "than" change "restrictive" to "extensive"

AMENDMENT NO. 5

On page 2, between lines 19 and 20, insert the following:

"(2) Notwithstanding any provision of law to the contrary, any parish or municipal ordinance that was in effect prior to January 1, 2015, shall be exempt from the requirements of this Section."

AMENDMENT NO. 6

On page 2, at the beginning of line 20, change "(2)" to "(3)"

AMENDMENT NO. 7

On page 2, at the end of line 21, after "parish" insert "road" and on line 22, after "municipal" delete "road or highway" and insert "street"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Moreno
Abramson	Gisclair	Morris, Jay
Adams	Guinn	Morris, Jim
Anders	Hall	Ortego
Arnold	Harris	Ourso
Badon	Harrison	Pearson
Barrow	Havard	Pierre
Berthelot	Hazel	Pope
Billiot	Henry	Price
Bishop, S.	Hensgens	Pugh
Bishop, W.	Hill	Pylant
Bouie	Hodges	Reynolds
Brown	Hoffmann	Richard
Burford	Hollis	Ritchie
Burns, H.	Howard	Schexnayder
Burns, T.	Hunter	Schroder
Burrell	Ivey	Seabaugh
Carmody	James	Shadoin
Carter	Jefferson	Smith
Chaney	Johnson M.	St. Germain
Connick	Lambert	Stokes
Cox	Landry, N.	Talbot
Cromer	Landry, T.	Thibaut
Danahay	LeBas	Thierry
Dove	Leger	Whitney
Edwards	Leopold	Williams, A.
Fannin	Lorusso	Williams, P.
Foil	Mack	Willmott
Franklin	Miguez	Woodruff
Gaines	Miller	
Garofalo	Montoucet	

Total - 91

NAYS

Total - 0

ABSENT

Armes	Huval	Norton
Barras	Jackson	Ponti
Broadwater	Johnson R.	Robideaux
Guillory	Jones	Simon
Honore	Lopinto	

Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 250—**

BY REPRESENTATIVES LEGER, BILLIOT, CHANEY, SMITH, AND THIERRY

AN ACT

To amend and reenact R.S. 17:1874(B)(3) and (C)(4) and to enact R.S. 17:1874(B)(4) and (5) and (C)(5), relative to the Workforce Training Rapid Response Fund; to authorize additional deposits into the fund; to require a private match for the use of additional deposits into the fund; and to provide for related matters.

Read by title.

Rep. Leger moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Guinn	Morris, Jay
Abramson	Hall	Ortego
Adams	Harris	Ourso
Anders	Harrison	Pearson
Arnold	Havard	Pierre
Badon	Hazel	Ponti
Barrow	Henry	Pope
Berthelot	Hensgens	Price
Billiot	Hill	Pugh
Bishop, S.	Hodges	Pylant
Bouie	Hoffmann	Reynolds
Brown	Hollis	Richard
Burford	Honore	Ritchie
Burns, H.	Howard	Robideaux
Burns, T.	Hunter	Schexnayder
Burrell	Huval	Schroder
Carmody	Ivey	Seabaugh
Carter	James	Shadoin
Chaney	Jefferson	Simon
Connick	Johnson M.	Smith
Cox	Lambert	St. Germain
Cromer	Landry, T.	Stokes
Danahay	LeBas	Talbot
Dove	Leger	Thibaut
Edwards	Leopold	Thierry
Fannin	Lorusso	Whitney
Foil	Mack	Williams, A.
Franklin	Miguez	Williams, P.
Gaines	Miller	Willmott
Garofalo	Montoucet	Woodruff
Gisclair	Moreno	

Total - 92

NAYS

Total - 0

ABSENT

Armes	Guillory	Lopinto
Barras	Jackson	Morris, Jim
Bishop, W.	Johnson R.	Norton
Broadwater	Jones	
Geymann	Landry, N.	

Total - 13

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. 298—**

BY REPRESENTATIVE BURRELL

AN ACT

To amend and reenact R.S. 51:652(B) and 656(B)(2), relative to the sale of fireworks; to provide for the dates and times during which fireworks may be sold; to provide with respect to the issuance of retailer permits; and to provide for related matters.

Read by title.

Rep. Burrell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Montoucet
Abramson	Guinn	Moreno
Adams	Hall	Morris, Jay
Anders	Harris	Morris, Jim
Arnold	Harrison	Ortego
Badon	Havard	Ourso
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hodges	Pugh
Bouie	Hoffmann	Pylant
Broadwater	Hollis	Reynolds
Brown	Honore	Richard
Burford	Howard	Ritchie
Burns, H.	Hunter	Schroder
Burns, T.	Huval	Seabaugh
Burrell	Ivey	Shadoin
Carmody	Jackson	Simon
Carter	James	Smith
Chaney	Jefferson	St. Germain
Connick	Johnson M.	Stokes
Cox	Lambert	Talbot
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dove	LeBas	Whitney
Edwards	Leger	Williams, A.
Fannin	Leopold	Williams, P.
Foil	Lorusso	Willmott
Franklin	Mack	Woodruff
Gaines	Miguez	
Garofalo	Miller	
Total - 94		

NAYS

Total - 0

ABSENT

Armes	Johnson R.	Ponti
Barras	Jones	Robideaux
Geymann	Lopinto	Schexnayder
Guillory	Norton	
Total - 11		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burrell 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. 363—**  
BY REPRESENTATIVE BARRAS

AN ACT

To amend and reenact R.S. 38:291(BB)(1) and to enact R.S. 38:291(CC), relative to the West End Levee and Drainage District; to create the West End Levee and Drainage District; to provide for boundaries; to provide for the board of commissioners; to provide for membership of the board; to provide for taxation authority; to provide for duties and powers of the board; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Barras gave notice of his intention to call House Bill No. 363 from the calendar on Wednesday, May 6, 2015.

**HOUSE BILL NO. 386—**

BY REPRESENTATIVES LEGER, BILLIOT, CHANEY, CONNICK, FOIL, SMITH, AND THIERRY

AN ACT

To amend and reenact R.S. 39:91(C) and to enact R.S. 39:91(D), relative to the Deepwater Horizon Economic Damages Collection Fund; to dedicate interest earnings from the fund to higher education; and to provide for related matters.

Read by title.

Rep. Leger moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Miller
Abramson	Gisclair	Montoucet
Adams	Guinn	Moreno
Anders	Hall	Morris, Jay
Armes	Harris	Morris, Jim
Arnold	Harrison	Norton
Badon	Havard	Ortego
Barrow	Hazel	Ourso
Berthelot	Henry	Pearson
Billiot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Bouie	Hoffmann	Price
Broadwater	Hollis	Pugh
Brown	Honore	Pylant
Burford	Howard	Reynolds
Burns, H.	Hunter	Ritchie
Burns, T.	Huval	Schexnayder
Burrell	Ivey	Schroder
Carmody	James	Seabaugh
Carter	Jefferson	Shadoin
Chaney	Johnson M.	Smith
Connick	Lambert	Stokes
Cox	Landry, N.	Talbot
Danahay	Landry, T.	Thibaut
Dove	LeBas	Thierry
Edwards	Leger	Whitney
Fannin	Leopold	Williams, A.
Foil	Lopinto	Williams, P.
Franklin	Lorusso	Willmott
Gaines	Mack	Woodruff
Garofalo	Miguez	
Total - 95		

NAYS

Total - 0

ABSENT

Barras	Johnson R.	Simon
Cromer	Jones	St. Germain
Guillory	Richard	
Jackson	Robideaux	
Total - 10		

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. 533—**  
BY REPRESENTATIVE PRICE  
AN ACT

To amend and reenact R.S. 32:781(9), to enact R.S. 32:792(B)(17)(j), and to repeal R.S. 32:781(1) and 792(C), relative to the regulation of used motor vehicles; to provide for definitions; to require a bona fide certification process for certain advertising; to eliminate references to "brokers"; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Price to Engrossed House Bill No. 533 by Representative Price

AMENDMENT NO. 1

On page 1, line 4, delete "bona fide"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Garofalo	Mack
Abramson	Gisclair	Miguez
Adams	Guinn	Miller
Anders	Hall	Montoucet
Armes	Harris	Moreno
Arnold	Harrison	Morris, Jay
Badon	Havard	Norton
Barrow	Hazel	Ortego
Berthelot	Henry	Ourso
Billiot	Hill	Pearson
Bishop, S.	Hodges	Pierre
Bishop, W.	Hoffmann	Ponti
Bouie	Hollis	Pope
Broadwater	Honore	Price
Brown	Howard	Pylant
Burford	Hunter	Reynolds
Burns, H.	Huval	Richard
Burns, T.	Ivey	Ritchie
Burrell	Jackson	Schexnayder
Carmody	James	Schroder
Carter	Jefferson	Seabaugh
Chaney	Johnson M.	Shadoin
Connick	Jones	Smith
Cox	Lambert	Stokes
Danahay	Landry, N.	Talbot
Dove	Landry, T.	Thibaut
Edwards	LeBas	Thierry
Fannin	Leger	Williams, A.
Foil	Leopold	Williams, P.
Franklin	Lopinto	Willmott
Gaines	Lorusso	Woodruff
Total - 93		

NAYS

Total - 0

ABSENT

Barras	Hensgens	Robideaux
Cromer	Johnson R.	Simon
Geymann	Morris, Jim	St. Germain
Guillory	Pugh	Whitney
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 786—**  
BY REPRESENTATIVE LEGER  
AN ACT

To amend and reenact R.S. 45:1177(A)(2) and (C), relative to the Public Service Commission; to increase certain quarterly fees with respect to common and contract motor carriers and public utilities; to provide for the rebate of excess funds; to provide for an effective date; and to provide for related matters.

Read by title.

Rep. Leger moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Fannin	Miller
Abramson	Foil	Montoucet
Adams	Franklin	Moreno
Anders	Gaines	Morris, Jay
Armes	Hall	Ourso
Arnold	Harris	Pierre
Badon	Harrison	Ponti
Barrow	Hazel	Price
Berthelot	Hodges	Reynolds
Billiot	Hoffmann	Ritchie
Bishop, S.	Honore	Robideaux
Bishop, W.	Hunter	Schexnayder
Bouie	James	Shadoin
Broadwater	Jefferson	Smith
Burns, T.	Johnson M.	Stokes
Carmody	Landry, T.	Thibaut
Carter	Leger	Thierry
Chaney	Leopold	Williams, A.
Cox	Lopinto	Williams, P.
Danahay	Lorusso	Woodruff
Edwards	Mack	
Total - 62		

NAYS

Brown	Hollis	Pylant
Burford	Howard	Richard
Burns, H.	Ivey	Schroder
Connick	Jones	Seabaugh
Cromer	Landry, N.	Talbot
Geymann	Morris, Jim	Whitney
Gisclair	Ortego	Willmott
Guinn	Pearson	
Henry	Pope	
Total - 25		

ABSENT

Barras	Hensgens	LeBas
Burrell	Hill	Miguez

Dove	Huval	Norton
Garofalo	Jackson	Pugh
Guillory	Johnson R.	Simon
Havard	Lambert	St. Germain
Total - 18		

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. Hollis requested the House consent to correct his vote on House Bill No. 786 from yea to nay, which consent was unanimously granted.

**HOUSE BILL NO. 35—**

BY REPRESENTATIVES HOLLIS, ADAMS, BROADWATER, BROWN, HENRY BURNS, CARMODY, CHANEY, COX, CROMER, DOVE, EDWARDS, HARRISON, HENRY, HOWARD, HUNTER, JONES, KLECKLEY, LORUSSO, JAY MORRIS, JIM MORRIS, NORTON, ORTEGO, PEARSON, PYLANT, SCHRODER, SEABAUGH, AND SIMON  
AN ACT

To enact R.S. 47:490.29, relative to military honor license plates; to provide for the establishment of a military honor license plate for the recipients of the Global War on Terrorism Expeditionary Medal; to require the promulgation of rules and regulations relative to the creation and implementation of a military honor license plate; 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 Engrossed House Bill No. 35 by Representative Hollis

**AMENDMENT NO. 1**

On page 1, line 7, after "Be" and before "enacted" insert "it"

On motion of Rep. Hollis, 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	Gisclair	Moreno
Abramson	Hall	Morris, Jay
Adams	Harris	Morris, Jim
Anders	Harrison	Norton
Arnold	Havard	Ortego
Badon	Hazel	Ourso
Barrow	Henry	Pearson
Berthelot	Hill	Pierre
Billiot	Hodges	Ponti
Bishop, S.	Hoffmann	Pope
Bishop, W.	Hollis	Price
Bouie	Honore	Pugh
Broadwater	Howard	Pylant
Brown	Hunter	Reynolds
Burford	Huval	Richard
Burns, H.	Ivey	Ritchie
Burns, T.	Jackson	Robideaux
Burrell	James	Schexnayder

Carmody	Jefferson	Schroder
Carter	Johnson M.	Seabaugh
Chaney	Jones	Shadoin
Connick	Lambert	Simon
Cox	Landry, N.	Smith
Cromer	Landry, T.	Stokes
Danahay	LeBas	Thibaut
Dove	Leger	Thierry
Edwards	Leopold	Whitney
Fannin	Lopinto	Williams, A.
Foil	Lorusso	Williams, P.
Franklin	Mack	Willmott
Gaines	Miguez	Woodruff
Garofalo	Miller	
Geymann	Montoucet	
Total - 97		

**NAYS**

Total - 0

**ABSENT**

Armes	Guinn	St. Germain
Barras	Hensgens	Talbot
Guillory	Johnson R.	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hollis 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. 142—**

BY REPRESENTATIVE ALFRED WILLIAMS  
AN ACT

To amend and reenact R.S. 13:5202(B) and 5203(A), relative to small claims divisions of city courts; to authorize the use of certain summary proceedings; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Alfred Williams gave notice of his intention to call House Bill No. 142 from the calendar on Monday, May 11, 2015.

**HOUSE BILL NO. 162—**

BY REPRESENTATIVE LORUSSO  
AN ACT

To amend and reenact R.S. 29:11(D), relative to the contracting authority of the adjutant general; to provide for alternative contracting methods by the National Guard Bureau to be authorized by the adjutant general when a certain amount of federal funds are utilized for projects; and to provide for related matters.

Read by title.

Rep. Lorusso moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Moreno
Abramson	Guinn	Morris, Jay
Adams	Hall	Morris, Jim
Anders	Harris	Norton
Armes	Harrison	Ortego
Arnold	Hazel	Ourso
Badon	Henry	Pearson
Barrow	Hensgens	Pierre
Berthelot	Hill	Ponti
Billiot	Hodges	Pope
Bishop, S.	Hoffmann	Price
Bishop, W.	Hollis	Pugh
Bouie	Honore	Pylant
Broadwater	Howard	Reynolds
Brown	Hunter	Richard
Burford	Huval	Ritchie
Burns, H.	Ivey	Robideaux
Burns, T.	Jackson	Schexnayder
Burrell	James	Schroder
Carmody	Jefferson	Seabaugh
Carter	Johnson M.	Shadoin
Chaney	Jones	Simon
Cannick	Lambert	Smith
Cox	Landry, N.	St. Germain
Cromer	Landry, T.	Stokes
Danahay	Leger	Talbot
Dove	Leopold	Thibaut
Edwards	Lopinto	Thierry
Fannin	Lorusso	Whitney
Foil	Mack	Williams, A.
Franklin	Miguez	Williams, P.
Gaines	Miller	Willmott
Garofalo	Montoucet	Woodruff
Total - 99		

NAYS

Total - 0

ABSENT

Barras	Guillory	Johnson R.
Geymann	Havard	LeBas
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 170—**  
BY REPRESENTATIVE HOLLIS  
AN ACT

To amend and reenact R.S. 40:1462(A), relative to private driving schools; to reduce the required surety bond for such schools; and to provide for related matters.

Read by title.

Rep. Hollis moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Montoucet
Abramson	Guinn	Moreno

Adams	Hall	Morris, Jay
Anders	Harris	Morris, Jim
Armes	Harrison	Norton
Arnold	Havard	Ortego
Badon	Hazel	Ourso
Berthelot	Henry	Pearson
Billiot	Hensgens	Pierre
Bishop, S.	Hill	Ponti
Bishop, W.	Hodges	Pope
Bouie	Hoffmann	Price
Broadwater	Hollis	Pugh
Brown	Honore	Pylant
Burford	Howard	Reynolds
Burns, H.	Hunter	Richard
Burns, T.	Huval	Ritchie
Burrell	Ivey	Robideaux
Carmody	Jackson	Schexnayder
Carter	Jefferson	Schroder
Chaney	Johnson M.	Seabaugh
Cannick	Jones	Shadoin
Cox	Lambert	Simon
Cromer	Landry, N.	Smith
Danahay	Landry, T.	St. Germain
Dove	LeBas	Stokes
Edwards	Leger	Talbot
Fannin	Leopold	Thierry
Foil	Lopinto	Whitney
Franklin	Lorusso	Williams, A.
Gaines	Mack	Williams, P.
Garofalo	Miguez	Willmott
Geymann	Miller	Woodruff
Total - 99		

NAYS

Total - 0

ABSENT

Barras	Guillory	Johnson R.
Barrow	James	St. Germain
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Hollis 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. 178—**  
BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 38:291(U)(1), relative to the Terrebonne Levee and Conservation District; to provide for the transfer of certain land in the possession of the Atchafalaya Basin Levee District for certain purposes to the Terrebonne Levee and Conservation District; and to provide for related matters.

Read by title.

Rep. Dove moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Hall	Moreno
Abramson	Harris	Morris, Jay
Adams	Harrison	Morris, Jim
Anders	Havard	Norton

Armes	Hazel	Ortego
Arnold	Henry	Ourso
Badon	Hensgens	Pearson
Barrow	Hill	Pierre
Berthelot	Hodges	Ponti
Billiot	Hoffmann	Pope
Bishop, S.	Hollis	Price
Bishop, W.	Honore	Pugh
Bouie	Howard	Pylant
Broadwater	Hunter	Reynolds
Brown	Huval	Richard
Burford	Ivey	Ritchie
Burns, H.	Jackson	Robideaux
Burns, T.	James	Schexnayder
Burrell	Jefferson	Schroder
Carter	Johnson M.	Seabaugh
Chaney	Jones	Shadoin
Connick	Lambert	Simon
Cox	Landry, N.	Smith
Cromer	Landry, T.	St. Germain
Dove	LeBas	Stokes
Edwards	Leger	Talbot
Fannin	Leopold	Thibaut
Foil	Lopinto	Thierry
Franklin	Lorusso	Whitney
Garofalo	Mack	Williams, A.
Geymann	Miguez	Williams, P.
Gisclair	Miller	Willmott
Guinn	Montoucet	Woodruff

Total - 99

NAYS

Total - 0

ABSENT

Barras	Danahay	Guillory
Carmody	Gaines	Johnson R.

Total - 6

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Dove 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 record his vote on final passage of House Bill No. 178 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 204—**  
BY REPRESENTATIVES FOIL AND NANCY LANDRY  
AN ACT

To amend and reenact R.S. 9:315.1(C)(8) and Code of Civil Procedure Articles 74.2(A) and 2592(8) and to enact R.S. 9:315.1(C)(9) and 315.22(E) and Code of Civil Procedure Article 10(A)(9), relative to child support for adult child with disabilities; to provide for deviations from the child support guidelines; to provide for the awarding of support; to provide for the application of the child support guidelines; to provide for subject matter jurisdiction; to provide for venue; to provide for the use of summary proceedings; and to provide for related matters.

Read by title.

Rep. Foil moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Moreno
Abramson	Guinn	Morris, Jay
Adams	Hall	Morris, Jim
Anders	Harris	Ortego
Armes	Harrison	Ourso
Arnold	Hazel	Pearson
Badon	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Billiot	Hodges	Price
Bishop, S.	Hoffmann	Pugh
Bouie	Hollis	Pylant
Broadwater	Honore	Reynolds
Brown	Howard	Richard
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Ivey	Schexnayder
Burrell	Jackson	Schroder
Carmody	James	Seabaugh
Carter	Jefferson	Shadoin
Chaney	Johnson M.	Simon
Connick	Jones	Smith
Cromer	Landry, N.	Stokes
Dove	Landry, T.	Talbot
Edwards	Leopold	Thibaut
Fannin	Lopinto	Thierry
Foil	Lorusso	Whitney
Franklin	Mack	Williams, A.
Garofalo	Gaines	Williams, P.
Geymann	Miller	Willmott
	Montoucet	Woodruff

Total - 93

NAYS

Total - 0

ABSENT

Barras	Guillory	LeBas
Bishop, W.	Havard	Leger
Cox	Johnson R.	Norton
Danahay	Lambert	St. Germain

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Foil 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. Shadoin requested the House consent to record his vote on final passage of House Bill No. 204 as yea, which consent was unanimously granted.

**HOUSE BILL NO. 212—**  
BY REPRESENTATIVES JAY MORRIS, STUART BISHOP, GEYMAN, HARRIS, HARRISON, HAVARD, HENSGENS, PEARSON, POPE, RICHARD, SCHRODER, TALBOT, WILLMOTT, ABRAMSON, BOUIE, BROWN, BURFORD, CARMODY, CARTER, CONNICK, GAROFALO, GISCLAIR, HALL, HOFFMANN, HOWARD, IVEY, LORUSSO, PYLANT, REYNOLDS, ST. GERMAIN, STOKES, AND WHITNEY  
AN ACT

To amend and reenact R.S. 39:122(A), relative to capital outlay; to provide relative to the capital outlay process; to provide for line



of credit recommendations for projects; to require the approval of certain line of credit recommendations; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Jay Morris to Engrossed House Bill No. 212 by Representative Jay Morris

AMENDMENT NO. 1

On page 2, at the beginning of line 1, before "the" insert "that"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Moreno
Abramson	Gisclair	Morris, Jay
Adams	Harris	Morris, Jim
Anders	Harrison	Norton
Armes	Havard	Ortego
Arnold	Hazel	Ourso
Badon	Henry	Pearson
Barrow	Hensgens	Pierre
Berthelot	Hodges	Ponti
Billiot	Hoffmann	Pope
Bishop, S.	Hollis	Price
Bishop, W.	Honore	Pugh
Bouie	Howard	Pylant
Broadwater	Hunter	Reynolds
Brown	Huval	Richard
Burford	Ivey	Ritchie
Burns, H.	Jackson	Robideaux
Burns, T.	James	Schexnayder
Burrell	Jefferson	Schroder
Carmody	Johnson M.	Seabaugh
Carter	Jones	Shadoin
Chaney	Lambert	Simon
Connick	Landry, N.	Smith
Cox	Landry, T.	St. Germain
Cromer	LeBas	Stokes
Danahay	Leger	Talbot
Dove	Leopold	Thibaut
Edwards	Lopinto	Thierry
Fannin	Lorusso	Whitney
Foil	Mack	Williams, A.
Franklin	Miguez	Williams, P.
Gaines	Miller	Willmott
Garofalo	Montoucet	Woodruff
Total - 99		

NAYS

Total - 0

ABSENT

Barras	Guinn	Hill
Guillory	Hall	Johnson R.
Total - 6		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 218—**  
BY REPRESENTATIVE BROADWATER  
AN ACT

To amend and reenact R.S. 47:246(E) and (G), 287.86, 1621(B)(7), and 1623(C) and to enact R.S. 47:181(B)(3), relative to corporate income tax; to provide for the net operating loss deduction, to eliminate net operating loss deduction carry back, to increase net operating loss deduction carry forward; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Broadwater gave notice of his intention to call House Bill No. 218 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 228—**  
BY REPRESENTATIVE REYNOLDS  
AN ACT

To enact R.S. 56:10.2, relative to state mineral income from activity in and adjacent to Lake Bistineau; to dedicate a portion of such revenue to weevil production for control of giant salvinia in the lake; to create the Lake Bistineau Management Account in the Conservation Fund; to provide for the use of monies in the account; to provide legislative oversight; to provide for termination; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Patrick Williams to Engrossed House Bill No. 228 by Representative Reynolds

AMENDMENT NO. 1

On page 1, line 17, delete "production of weevil" and insert in lieu thereof: "weevil production and research into the utility of using surface mowing boats"

AMENDMENT NO. 2

On page 2, line 11, after "production" insert "and research into the utility of using surface mowing boats"

AMENDMENT NO. 3

On page 2, line 17, after "production" insert "and research into the utility of using surface mowing boats"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guinn	Morris, Jim
Abramson	Hall	Norton
Adams	Harris	Ortego
Anders	Harrison	Ourso
Armes	Hazel	Pearson
Arnold	Henry	Pierre
Badon	Hensgens	Ponti
Barrow	Hill	Pope
Berthelot	Hodges	Price
Billiot	Hoffmann	Pugh
Bishop, S.	Hollis	Pylant
Bishop, W.	Honore	Reynolds
Bouie	Howard	Richard
Broadwater	Hunter	Ritchie
Brown	Huval	Robideaux
Burford	Ivey	Schexnayder
Burns, H.	Jackson	Schroder
Burns, T.	James	Seabaugh
Burrell	Jefferson	Shadoin
Carmody	Johnson M.	Simon
Carter	Jones	Smith
Chaney	Landry, N.	St. Germain
Connick	Landry, T.	Stokes
Cox	LeBas	Talbot
Dove	Leger	Thibaut
Edwards	Leopold	Thierry
Fannin	Lorusso	Whitney
Foil	Mack	Williams, A.
Franklin	Miguez	Williams, P.
Gaines	Miller	Willmott
Garofalo	Montoucet	Woodruff
Geymann	Moreno	
Gisclair	Morris, Jay	
Total - 97		

**NAYS**

Total - 0

**ABSENT**

Barras	Guillory	Lambert
Cromer	Havard	Lopinto
Danahay	Johnson R.	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 273—**

BY REPRESENTATIVE BURRELL  
AN ACT

To repeal Title XVIII of Book III of the Civil Code, comprised of Civil Code Articles 3084 through 3098, relative to respite; to provide for the repeal of all provisions governing voluntary and forced respite; and to provide for related matters.

Read by title.

Rep. Burrell moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gisclair	Montoucet
Abramson	Hall	Moreno
Adams	Harris	Morris, Jay
Anders	Harrison	Morris, Jim
Armes	Havard	Norton
Arnold	Hazel	Ortego
Badon	Henry	Ourso
Barrow	Hensgens	Pearson
Berthelot	Hill	Pierre
Billiot	Hodges	Ponti
Bishop, S.	Hoffmann	Pope
Bishop, W.	Hollis	Price
Bouie	Honore	Pugh
Broadwater	Howard	Pylant
Brown	Hunter	Reynolds
Burford	Huval	Richard
Burns, H.	Ivey	Ritchie
Burns, T.	Jackson	Schexnayder
Burrell	James	Schroder
Carmody	Jefferson	Seabaugh
Carter	Johnson M.	Shadoin
Chaney	Jones	Smith
Connick	Lambert	St. Germain
Cox	Landry, N.	Stokes
Cromer	Landry, T.	Talbot
Dove	LeBas	Thibaut
Edwards	Leger	Thierry
Fannin	Leopold	Whitney
Foil	Lopinto	Williams, A.
Franklin	Lorusso	Williams, P.
Gaines	Mack	Willmott
Garofalo	Miguez	Woodruff
Geymann	Miller	
Total - 98		

**NAYS**

Total - 0

**ABSENT**

Barras	Guinn	Simon
Danahay	Johnson R.	
Guillory	Robideaux	
Total - 7		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Burrell 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. 276—**

BY REPRESENTATIVE HARRIS  
AN ACT

To enact R.S. 47:6007(C)(1)(e), relative to income tax credits; to provide with respect to the motion picture investor tax credit; to provide for an annual program cap for the motion picture investor tax credit; to provide for certain limitations; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Harris gave notice of his intention to call House Bill No. 276 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 313—**

BY REPRESENTATIVE JIM MORRIS  
AN ACT

To enact R.S. 22:912(G), relative to life insurance policies; to provide an exemption for funeral expenses from life insurance proceeds paid to a parent on the life of an unmarried adult forced heir; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Jim Morris gave notice of his intention to call House Bill No. 313 from the calendar on Thursday, May 14, 2015.

**HOUSE BILL NO. 327—**

BY REPRESENTATIVE DOVE  
AN ACT

To amend and reenact R.S. 38:291(T)(2)(a)(introductory paragraph) and (i), (b) and (c), and (4) and to enact R.S. 38:291(T)(2)(d), relative to the membership of the North Lafourche Conservation, Levee and Drainage District; to provide relative to the number of board commissioners; to provide for lengths of terms for board members; to remove requirement that members of the board of commissioners be from certain areas; to provide for a definition of a quorum; to provide for an effective date; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Dove to Engrossed House Bill No. 327 by Representative Dove

AMENDMENT NO. 1

On page 2, line 20, after "or" and before the comma "," delete "a vacancy pursuant to the foregoing" and insert in lieu thereof "the occurrence of a vacancy"

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

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Gisclair	Morris, Jay
Abramson	Guinn	Morris, Jim
Adams	Hall	Norton
Anders	Harris	Ortego
Armes	Harrison	Ourso
Arnold	Hazel	Pearson
Badon	Henry	Pierre
Barrow	Hensgens	Ponti
Berthelot	Hill	Pope
Billiot	Hodges	Price
Bishop, S.	Hoffmann	Pugh
Bishop, W.	Hollis	Pylant

Bouie	Honore	Reynolds
Broadwater	Howard	Richard
Brown	Hunter	Ritchie
Burford	Huval	Robideaux
Burns, H.	Ivey	Schexnayder
Burns, T.	Jackson	Schroder
Burrell	James	Seabaugh
Carmody	Jefferson	Shadoin
Carter	Johnson M.	Simon
Chaney	Jones	Smith
Connick	Lambert	St. Germain
Cox	Landry, N.	Stokes
Cromer	Landry, T.	Talbot
Danahay	Leger	Thibaut
Dove	Leopold	Thierry
Edwards	Lopinto	Whitney
Fannin	Lorusso	Williams, A.
Foil	Mack	Williams, P.
Franklin	Miguez	Willmott
Gaines	Miller	Woodruff
Garofalo	Montoucet	
Geymann	Moreno	

Total - 100

NAYS

Total - 0

ABSENT

Barras	Havard	LeBas
Guillory	Johnson R.	
Total - 5		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 335—**

BY REPRESENTATIVE HENRY BURNS  
AN ACT

To amend and reenact R.S. 40:1299.39(A)(1)(a)(ii)(introductory paragraph) and 1299.41(A)(10), relative to medical malpractice; to include licensed dietitians/licensed nutritionists within the definitions of state health care provider and health care provider; and to provide for related matters.

Read by title.

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

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Montoucet
Abramson	Gisclair	Morris, Jay
Adams	Hall	Morris, Jim
Anders	Harris	Norton
Armes	Harrison	Ortego
Arnold	Henry	Ourso
Badon	Hensgens	Pearson
Barrow	Hill	Pierre
Berthelot	Hodges	Ponti
Billiot	Hoffmann	Pope
Bishop, S.	Hollis	Price
Bishop, W.	Honore	Pugh
Broadwater	Howard	Pylant

Brown	Hunter	Reynolds
Burford	Huval	Ritchie
Burns, H.	Ivey	Robideaux
Burns, T.	Jackson	Schexnayder
Burrell	James	Schroder
Carmody	Jefferson	Seabaugh
Carter	Johnson M.	Shadoin
Chaney	Jones	Simon
Connick	Landry, N.	Smith
Cox	Landry, T.	Stokes
Danahay	Leger	Talbot
Dove	Leopold	Thierry
Edwards	Lopinto	Whitney
Fannin	Lorusso	Williams, A.
Foil	Mack	Williams, P.
Franklin	Miguez	Willmott
Garfalo	Miller	Woodruff

Total - 90

NAYS

Hazel  
Total - 1

ABSENT

Barras	Guinn	Moreno
Bouie	Havard	Richard
Cromer	Johnson R.	St. Germain
Gaines	Lambert	Thibaut
Guillory	LeBas	

Total - 14

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 355—**  
BY REPRESENTATIVE PUGH  
AN ACT

To amend and reenact R.S. 47:302(K)(7) and (U) and 305(E) and to enact R.S. 47:302(V), relative to sales and use tax; to provide with respect to the collection and remittance of sales and use tax; to provide for the definition of dealer; to provide a method for reporting and remitting taxes by certain dealers; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Pugh gave notice of his intention to call House Bill No. 355 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 383—**  
BY REPRESENTATIVES JACKSON, BURRELL, COX, GAINES, HALL, HUNTER, JAMES, TERRY LANDRY, PIERRE, SMITH, AND WOODRUFF  
AN ACT

To amend and reenact R.S. 47:246(E) and (G), 287.86(A), (B), (C), (D), and (E), 1621(B)(7), and 1623(C) and to repeal R.S. 47:287.86(F), (G), (H), and (I), relative to corporate income tax; to provide for the net operating loss deduction; to eliminate net operating loss deduction carryback; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Jackson gave notice of her intention to call House Bill No. 383 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 402—**  
BY REPRESENTATIVE STOKES  
AN ACT

To enact R.S. 47:33(A)(4) through (6), relative to tax credits; to provide with respect to the individual income tax credit for taxes paid to other states; to provide for requirements and limitations; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Stokes gave notice of her intention to call House Bill No. 402 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 426—**  
BY REPRESENTATIVE HUNTER  
AN ACT

To amend and reenact R.S. 47:246(E) and 287.86(B), relative to corporate income tax; to provide for the net operating loss deduction; to reduce net operating loss deduction carry back and carry forward; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Hunter gave notice of his intention to call House Bill No. 426 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 439—**  
BY REPRESENTATIVE NANCY LANDRY  
AN ACT

To amend and reenact R.S. 9:1783(B), 1821, 1822, 1891, 1894, 1904, 1905, 1953, 2026, 2028, 2031, 2087(B), 2096, and 2158, and to enact R.S. 9:2047 and 2114.1 and Chapter 1-C of Code Title II of Code Book III of Title 9 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 9:2263, relative to the Louisiana Trust Code; to provide for who may be trustee; to provide for when testamentary trusts are created; to provide for when inter vivos trusts are created; to provide for creation of classes; to provide for representation; to provide for general rules for classes of beneficiaries; to provide for interest in income for members of the same class; to provide for assignment of interest in trusts and termination of trusts for mixed private and charitable purposes; to provide for termination or modification to prevent impairment of trust purposes and termination of small trusts; to provide for

concurrence of settlors in termination; to provide for delegation of the right to amend; to provide for delegating trustee performance; to provide for co-trustees; to provide for the power to adjust by a trustee; to provide for the revocation of inter vivos trusts upon divorce; to provide for the allocation of different powers to different trustees; to provide for trusts for the care of an animal; and to provide for related matters.

Read by title.

Rep. Nancy Landry moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gisclair	Moreno
Abramson	Hall	Morris, Jay
Adams	Harris	Morris, Jim
Anders	Harrison	Norton
Armes	Havard	Ortego
Arnold	Hazel	Ourso
Badon	Henry	Pearson
Barrow	Hensgens	Pierre
Berthelot	Hill	Ponti
Billiot	Hodges	Pope
Bishop, S.	Hoffmann	Price
Bouie	Hollis	Pugh
Broadwater	Honore	Pylant
Brown	Howard	Reynolds
Burford	Hunter	Ritchie
Burns, H.	Huval	Robideaux
Burns, T.	Ivey	Schexnayder
Burrell	Jackson	Schroder
Carmody	James	Seabaugh
Carter	Jefferson	Shadoin
Chaney	Johnson M.	Simon
Connick	Jones	Smith
Cox	Landry, N.	St. Germain
Danahay	Landry, T.	Stokes
Dove	LeBas	Talbot
Edwards	Leopold	Thibaut
Fannin	Lopinto	Thierry
Foil	Lorusso	Whitney
Franklin	Mack	Williams, A.
Gaines	Miguez	Williams, P.
Garofalo	Miller	Willmott
Geymann	Montoucet	Woodruff
Total - 96		

**NAYS**

Total - 0

**ABSENT**

Barras	Guillory	Lambert
Bishop, W.	Guinn	Leger
Cromer	Johnson R.	Richard
Total - 9		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 456—**

BY REPRESENTATIVES THIERRY, BARROW, CARMODY, COX, EDWARDS, HALL, HARRISON, HAVARD, HAZEL, HOLLIS, JACKSON, JAMES, JEFFERSON, JONES, LEBAS, MIGUEZ, ORTEGO, OURSO, PIERRE, PONTI, PRICE, REYNOLDS, SMITH, ST. GERMAIN, TALBOT, PATRICK WILLIAMS, AND WOODRUFF

**AN ACT**

To enact Chapter 8-L of Title 45 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 45:844.61 through 844.67, relative to commercial mobile service providers and telecommunications carriers; to provide for a short title; to provide for definitions; to require disclosure of call location information in emergency situations; to provide for limited liability; to allow for protocols relative to voluntary disclosure of call location information; to provide for an emergency contact listing; to provide for enforcement; to provide for rules and regulations; to provide for special effectiveness dates; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Thierry to Engrossed House Bill No. 456 by Representative Thierry

AMENDMENT NO. 1

On page 2, delete lines 8 through 12 in their entirety and insert in lieu thereof the following:

(3) "Law enforcement agency" means any municipality, sheriff's office, or other public agency who employs full-time employees of the state whose permanent duties include but are not limited to:

(a) Making arrests.

(b) Performing searches and seizures.

(c) Executing criminal warrants.

(d) Preventing or detecting crime.

(e) Enforcing the penal, traffic, or highway laws of this state."

AMENDMENT NO. 2

On page 3, line 21, change "any" to "Every"

AMENDMENT NO. 3

On page 4, line 2, change "any" to "every"

AMENDMENT NO. 4

On page 4, line 4, change "any" to "every"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Guinn	Morris, Jim
Abramson	Hall	Norton

Adams	Harris	Ortego
Anders	Harrison	Ourso
Arnes	Havard	Pearson
Arnold	Hazel	Pierre
Badon	Henry	Ponti
Barrow	Hensgens	Pope
Berthelot	Hill	Price
Billiot	Hodges	Pugh
Bishop, S.	Hoffmann	Pylant
Bishop, W.	Honore	Reynolds
Bouie	Howard	Richard
Broadwater	Hunter	Ritchie
Burford	Huval	Robideaux
Burns, H.	Ivey	Schexnayder
Burns, T.	James	Schroder
Burrell	Jefferson	Seabaugh
Carmody	Johnson M.	Shadoin
Carter	Jones	Simon
Chaney	Lambert	Smith
Connick	Landry, N.	St. Germain
Cox	Landry, T.	Stokes
Cromer	Leger	Talbot
Danahay	Leopold	Thibaut
Dove	Lopinto	Thierry
Edwards	Lorusso	Whitney
Fannin	Mack	Williams, A.
Foil	Miguez	Williams, P.
Franklin	Miller	Willmott
Gaines	Montoucet	Woodruff
Geymann	Moreno	
Gisclair	Morris, Jay	
Total - 97		

NAYS

Total - 0

ABSENT

Barras	Guillory	Johnson R.
Brown	Hollis	LeBas
Garofalo	Jackson	
Total - 8		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 466—**  
BY REPRESENTATIVE BARRAS  
AN ACT

To amend and reenact R.S. 51:1787(B)(3)(b), relative to incentives for businesses; to provide with respect to the enterprise zone program; to provide for certain eligibility requirements; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Barras gave notice of his intention to call House Bill No. 466 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 478—**  
BY REPRESENTATIVES MIGUEZ AND STUART BISHOP  
AN ACT

To amend and reenact R.S. 32:1261(A)(1)(t), relative to warranty repairs; to provide relative to unauthorized acts; to provide for exemptions; to provide for certain terms and conditions; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 506—**  
BY REPRESENTATIVE JAMES  
AN ACT

To enact R.S. 47:287.733(C), relative to corporation income tax; to establish a pilot program adopting combined unitary reporting for income tax purposes; to provide for definitions; to require the reporting of certain information related to corporation income and groups of corporations; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. James gave notice of his intention to call House Bill No. 506 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 510—**  
BY REPRESENTATIVES JAMES, COX, GAINES, HALL, HUNTER, JACKSON, TERRY LANDRY, NORTON, SMITH, AND WOODRUFF  
AN ACT

To amend and reenact R.S. 47:6030(B)(1) and (2)(a) and (c) and to repeal R.S. 47:6030(B)(2)(b)(iii), relative to tax credits; to provide with respect to the solar energy systems tax credit; to change the sunset date for the tax credit; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. James gave notice of his intention to call House Bill No. 510 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 514—**  
BY REPRESENTATIVE SCHEXNAYDER  
AN ACT

To enact Code of Civil Procedure Article 1204, relative to notice of certain actions; to provide relative to allegations of violations of certain permits; to provide for service of citation; to provide for notice of judgment or settlement; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 529—**

BY REPRESENTATIVE MILLER

AN ACT

To amend and reenact R.S. 38:334(A), relative to expenditures of taxes collected by the Lafourche Basin Levee District from property in St. Charles Parish located west of the Mississippi River; to provide that certain provisions of law relating to expenditures of taxes collected by the Lafourche Basin Levee District from property in St. Charles Parish located west of the Mississippi River shall not apply in certain circumstances; and to provide for related matters.

Read by title.

Rep. Miller moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Geymann	Moreno
Abramson	Gisclair	Morris, Jay
Adams	Guinn	Morris, Jim
Anders	Hall	Norton
Armes	Harris	Ortego
Arnold	Harrison	Ourso
Badon	Havard	Pearson
Barrow	Hazel	Pierre
Berthelot	Henry	Pope
Billiot	Hensgens	Price
Bishop, S.	Hill	Pugh
Broadwater	Hodges	Pylant
Brown	Hoffmann	Reynolds
Burford	Hollis	Ritchie
Burns, H.	Honore	Robideaux
Burns, T.	Howard	Schexnayder
Burrell	Huval	Schroder
Carmody	Ivey	Seabaugh
Carter	Jefferson	Shadoin
Chaney	Johnson M.	Simon
Connick	Jones	Smith
Cox	Lambert	St. Germain
Cromer	Landry, N.	Stokes
Danahay	Landry, T.	Talbot
Dove	Leopold	Thibaut
Edwards	Lopinto	Thierry
Fannin	Lorusso	Whitney
Foil	Mack	Williams, A.
Franklin	Miguez	Williams, P.
Gaines	Miller	Willmott
Garofalo	Montoucet	Woodruff

Total - 93

**NAYS**

Total - 0

**ABSENT**

Barras	Hunter	LeBas
Bishop, W.	Jackson	Leger
Bouie	James	Ponti
Guillory	Johnson R.	Richard

Total - 12

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Miller 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. 531—**

BY REPRESENTATIVE STOKES

AN ACT

To enact R.S. 47:287.82, relative to corporate income tax; to provide with respect to certain corporate deductions; to require that certain deductible items and costs be added-back when computing corporate income tax liability; to provide for certain limitations; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Stokes gave notice of her intention to call House Bill No. 531 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 536—**

BY REPRESENTATIVES PATRICK WILLIAMS, BURRELL, COX, GAINES, HALL, JACKSON, JAMES, TERRY LANDRY, PIERRE, SMITH, AND ALFRED WILLIAMS

AN ACT

To amend and reenact R.S. 47:302(U) and 305(E) and to enact R.S. 47:302(V), relative to sales and use tax; to provide with respect to the collection and remittance of sales and use tax; to provide for the definition of dealer; to provide a method for reporting and remitting taxes by certain dealers; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Patrick Williams gave notice of his intention to call House Bill No. 536 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 555—**

BY REPRESENTATIVE FANNIN

AN ACT

To amend and reenact R.S. 47:302(U) and 305(E) and to enact R.S. 47:302(V), relative to sales and use tax; to provide with respect to the collection and remittance of sales and use tax; to provide for the definition of dealer; to provide a method for reporting and remitting taxes by certain dealers; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**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. 555 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 628—**

BY REPRESENTATIVE JACKSON

AN ACT

To enact R.S. 47:287.82, relative to corporate income tax; to provide with respect to certain corporate deductions; to require that

certain deductible items and costs be added-back when computing corporate income tax liability; to provide for certain limitations; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Jackson gave notice of her intention to call House Bill No. 628 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 656—**  
BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 33:140.62(A)(3) and (4), relative to state planning and development districts; to move St. Mary Parish to a new district; and to provide for related matters.

Read by title.

Rep. Harrison moved the final passage of the bill.

**ROLL CALL**

The roll was called with the following result:

YEAS

Mr. Speaker	Geymann	Montoucet
Abramson	Gisclair	Moreno
Adams	Guinn	Morris, Jay
Anders	Hall	Morris, Jim
Armes	Harris	Norton
Arnold	Harrison	Ortego
Badon	Havard	Ourso
Barrow	Hazel	Pearson
Berthelot	Henry	Pierre
Billiot	Hensgens	Pope
Bishop, S.	Hill	Price
Bishop, W.	Hodges	Pugh
Broadwater	Hoffmann	Pylant
Brown	Hollis	Reynolds
Burford	Honore	Ritchie
Burns, H.	Howard	Robideaux
Burns, T.	Huval	Schexnayder
Burrell	Ivey	Schroder
Carmody	James	Seabaugh
Carter	Jefferson	Shadoin
Chaney	Johnson M.	Simon
Connick	Jones	Smith
Cox	Landry, N.	St. Germain
Cromer	Landry, T.	Stokes
Danahay	LeBas	Talbot
Dove	Leopold	Thibaut
Edwards	Lopinto	Thierry
Foil	Lorusso	Whitney
Franklin	Mack	Williams, P.
Gaines	Miguez	Willmott
Garofalo	Miller	Woodruff

Total - 93

NAYS

Total - 0

ABSENT

Barras	Hunter	Leger
Bouie	Jackson	Ponti

Fannin	Johnson R.	Richard
Guillory	Lambert	Williams, A.
Total - 12		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 696—**  
BY REPRESENTATIVE ABRAMSON  
AN ACT

To amend and reenact Code of Civil Procedure Article 966, relative to motions for summary judgment; to provide for certain procedures at the hearing on a motion for summary judgment; to provide for the filing and consideration of certain documents; to provide for the burden of proof; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Abramson gave notice of his intention to call House Bill No. 696 from the calendar on Monday, May 11, 2015.

**HOUSE BILL NO. 704—**  
BY REPRESENTATIVES THIERRY, GAINES, HUNTER, JACKSON,  
JAMES, AND SMITH  
AN ACT

To enact R.S. 47:6007(C)(1)(e), relative to income tax credits; to provide with respect to the motion picture investor income tax credit; to provide for an annual program cap for the motion picture investor tax credit; to provide for the promulgation of rules and regulations; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Thierry gave notice of her intention to call House Bill No. 704 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 709—**  
BY REPRESENTATIVE HARRISON  
AN ACT

To amend and reenact R.S. 38:308(A) and to enact R.S. 38:308(C), relative to per diem of board members; to change the per diem of certain members and board of commissioners to equal federal per diem rates; to require a board of commissioners to provide public notice of its intent to vote on whether or not to increase the per diem of its members above a certain amount; and to provide for related matters.

Read by title.



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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Harrison to Engrossed House Bill No. 709 by Representative Harrison

AMENDMENT NO. 1

On page 1, line 16, after "shall" insert "not exceed" and delete "be equal to"

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Gisclair	Morris, Jay
Abramson	Guinn	Norton
Adams	Hall	Ortego
Anders	Harris	Ourso
Arnold	Harrison	Pearson
Badon	Hazel	Pierre
Barrow	Henry	Ponti
Berthelot	Hensgens	Pope
Billiot	Hill	Price
Bishop, S.	Hodges	Pugh
Bishop, W.	Hoffmann	Pylant
Broadwater	Hollis	Reynolds
Brown	Honore	Richard
Burford	Howard	Ritchie
Burns, H.	Hunter	Schexnayder
Burns, T.	Huval	Schroder
Burrell	Ivey	Seabaugh
Carter	James	Shadoin
Chaney	Jefferson	Smith
Connick	Johnson M.	St. Germain
Cox	Jones	Stokes
Cromer	Lambert	Talbot
Danahay	Landry, N.	Thibaut
Dove	Landry, T.	Thierry
Edwards	LeBas	Whitney
Fannin	Lopinto	Williams, A.
Foil	Lorusso	Williams, P.
Franklin	Miguez	Willmott
Gaines	Miller	Woodruff
Geymann	Moreno	
Total - 89		

**NAYS**

Total - 0

**ABSENT**

Armes	Havard	Montoucet
Barras	Jackson	Morris, Jim
Bouie	Johnson R.	Robideaux
Carmody	Leger	Simon
Garofalo	Leopold	
Guillory	Mack	
Total - 16		

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

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

**HOUSE BILL NO. 719—**

BY REPRESENTATIVE JACKSON  
AN ACT

To amend and reenact R.S. 51:1787(B)(3)(b), relative to tax incentives; to provide with respect to the enterprise zone program; to provide for tax credits and rebates available as incentives through the program; to provide for eligibility for contracts for incentives; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Jackson gave notice of her intention to call House Bill No. 719 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 767—**

BY REPRESENTATIVES ST. GERMAIN AND ARMES  
AN ACT

To amend and reenact R.S. 48:77(B)(2) and to enact R.S. 36:769(M) and Subpart B of Part V of Chapter 1 of Title 48 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 48:81 through 90.1, relative to providing funds to certain entities for transportation related projects; to create the Louisiana State Transportation Infrastructure Bank; to provide for a board of directors; to provide for membership, duties, and authority of the board; to provide for the adoption of bylaws, rules, and regulations by the board; to create the Louisiana State Transportation Infrastructure Fund; to provide for the receipt, administration, and expenditure of monies allotted for the fund; to provide for the investment and disposition of the monies of the fund; to authorize the bank to incur debt and issue bonds, notes, or other evidences of indebtedness and to guarantee the debt of other entities; to authorize loans from the fund to certain entities; to provide procedures to enter into such indebtedness; to exempt evidence of indebtedness from taxation; to exempt any debt of or obligation entered into by the bank from being used in the calculation of net state tax supported debt; and to provide for related matters.

Read by title.

**Motion**

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

**HOUSE BILL NO. 775—**

BY REPRESENTATIVE STOKES  
AN ACT

To enact Part II-B of Chapter 1 of Subtitle II of Title 47 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 47:288.1 through 288.50, relative to corporation income tax; to require reporting; to provide for definitions; to provide for applicability; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Stokes gave notice of her intention to call House Bill No. 775 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 779—**  
BY REPRESENTATIVE PONTI

AN ACT

To amend and reenact R.S. 47:6030(A)(1), (B), (C)(6), and (D) and to repeal R.S. 47:6030(C)(5), relative to tax credits; to provide with respect to the solar energy systems tax credit; to provide for the amount of the credit; to provide with respect to eligibility for certain types of solar energy systems; to limit certain types of financing for eligible systems; to provide with respect to the claiming of the credit; to repeal the credit for leased systems; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Ponti gave notice of his intention to call House Bill No. 779 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 817—**  
BY REPRESENTATIVE BROADWATER

AN ACT

To amend and reenact R.S. 47:6030(A)(1), (B), (C)(6), and (D), relative to tax credits; to provide with respect to the solar energy systems tax credit; to provide for the amount of the credit; to provide for an annual cap on the amount of certain credits; to provide with respect to eligibility for certain types of solar energy systems; to provide for applicability; to provide for effectiveness; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Broadwater gave notice of his intention to call House Bill No. 817 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 829—**  
BY REPRESENTATIVES ROBIDEAUX, BARROW, HENRY BURNS, HUNTER, AND PATRICK WILLIAMS

AN ACT

To amend and reenact R.S. 47:6007(B), (C)(1)(introductory paragraph), (c) and (d), (2) and (4)(f)(ii), (D)(4)(ii)(aa) and to enact R.S. 47:6007(C)(1)(e), relative to income tax credits; to provide with respect to the motion picture investor tax credit; to provide for certain definitions; to provide for the certification of credits; to authorize credits for certain investors; to authorize a credit for certain state certified productions which employ certain residents; to authorize a credit for investments on certain music; to provide for an annual program cap on the tax credit; to provide for a cap on certain productions; to provide for the transfer of credits; to provide for the value of a credit transferred to the state; to provide for use of the monies collected as a result

of the application fee; to provide for tax credit requirements and limitations; to provide for an effective date; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Robideaux gave notice of his intention to call House Bill No. 829 from the calendar on Thursday, May 7, 2015.

**HOUSE BILL NO. 833** (Substitute for House Bill No. 594 by Representative Henry)—  
BY REPRESENTATIVE HENRY

AN ACT

To amend and reenact R.S. 32:1252(12), (23), (25), (26), and (46)(introductory paragraph), 1254(G)(4) and (N), 1256.1, 1257(C) and (D)(2), 1258(A)(introductory paragraph) and (6), 1261(A)(1)(n) and (r), 1264, 1270.5(A), (C), (D)(introductory paragraph), (E), and (J), 1270.17(A)(1)(introductory paragraph) and (c), and (B), and 1270.29(A)(1)(c) and (B), relative to the distribution and sale of vehicles; to provide for definitions; to modify insurance requirements imposed on satellite warranty and repair centers; to provide for specialty vehicle shows; to modify procedural requirements relative to protests; to exempt trailers from certain requirements relative to unauthorized acts; to specify damage disclosure requirements relative to new motor vehicles; to modify procedural requirements relative to the termination or failure to renew a marine dealer franchise; to authorize the Louisiana Motor Vehicle Commission to maintain the license of a marine dealer in limited circumstances; to modify repurchasing requirements relative to both motorcycle dealers and all-terrain vehicle dealers; to modify repurchasing requirements relative to recreational vehicles; and to provide for related matters.

Read by title.

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

**HOUSE FLOOR AMENDMENTS**

Amendments proposed by Representative Henry to Engrossed House Bill No. 833 by Representative Henry

AMENDMENT NO. 1

On page 1, line 3, after "1254(G)(4)" and before ", 1256.1", delete "and (N)"

AMENDMENT NO. 2

On page 1, line 5, after "(c)" delete the comma ","

AMENDMENT NO. 3

On page 1, line 19, after "1254(G)(4)" and before ", 1256.1", delete "and (N)"

AMENDMENT NO. 4

On page 2, line 1, after "(c)" and before "and" delete the comma ","

AMENDMENT NO. 5

On page 2, line 9, after "vehicles" delete the comma "," and insert "or"

AMENDMENT NO. 6

On page 2, line 10, after "motors" delete the comma ","

AMENDMENT NO. 7

On page 4, delete lines 7 through 13 in their entirety

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

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

**ROLL CALL**

The roll was called with the following result:

**YEAS**

Mr. Speaker	Garofalo	Moreno
Abramson	Gisclair	Morris, Jay
Adams	Guinn	Morris, Jim
Anders	Hall	Norton
Arnold	Harris	Ortego
Badon	Harrison	Ourso
Barrow	Havard	Pearson
Berthelot	Hazel	Ponti
Billiot	Henry	Pope
Bishop, S.	Hensgens	Price
Bishop, W.	Hill	Pugh
Broadwater	Hodges	Pylant
Brown	Hoffmann	Reynolds
Burford	Hollis	Richard
Burns, H.	Honore	Ritchie
Burns, T.	Howard	Schexnayder
Burrell	Hunter	Schroder
Carmody	Huval	Seabaugh
Carter	Ivey	Shadoin
Chaney	James	Smith
Cannick	Johnson M.	St. Germain
Cox	Jones	Stokes
Cromer	Landry, N.	Thibaut
Danahay	Landry, T.	Thierry
Dove	Leopold	Whitney
Edwards	Lopinto	Williams, A.
Fannin	Lorusso	Willmott
Foil	Mack	Woodruff
Franklin	Miguez	
Gaines	Miller	

Total - 88

**NAYS**

Total - 0

**ABSENT**

Armes	Jefferson	Pierre
Barras	Johnson R.	Robideaux
Bouie	Lambert	Simon
Geymann	LeBas	Talbot
Guillory	Leger	Williams, P.
Jackson	Montoucet	

Total - 17

The Chair declared the above bill was finally passed.

The title of the above bill was read and adopted.

Rep. Henry 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. 834** (Substitute for House Bill No. 750 by Representative Broadwater)—  
BY REPRESENTATIVE BROADWATER  
AN ACT

To enact Subpart E of Part III of Chapter 7 of Title 40 of the Louisiana Revised Statutes of 1950, to be comprised of R.S. 40:1651 through 1655, relative to the Louisiana Office of State Fire Marshal; to provide for a short title; to provide for definitions; to authorize inspections of fuel tanks, fuel tank installations, and fuel dispensing facilities; to establish minimum standards relative to the plan review and inspection of fuel tanks, fuel tank installations, and fuel dispensing facilities; to authorize enforcement relative to violations; to provide for plan review and document fees; to provide for effective dates; and to provide for related matters.

Read by title.

**Motion**

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

**Notice of Intention to Call**

Pursuant to House Rule No. 8.26(A), Rep. Broadwater gave notice of his intention to call House Bill No. 834 from the calendar on Monday, May 11, 2015.

**Suspension of the Rules**

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

**Petitions, Memorials, and Communications**

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

**Message from the Senate**

**HOUSE CONCURRENT RESOLUTIONS**

May 5, 2015

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. 100  
Returned without amendments

House Concurrent Resolution No. 101  
Returned without amendments

House Concurrent Resolution No. 102  
Returned without amendments

House Concurrent Resolution No. 103  
Returned without amendments

House Concurrent Resolution No. 105  
Returned without amendments

House Concurrent Resolution No. 106  
Returned without amendments

House Concurrent Resolution No. 107  
Returned without amendments

House Concurrent Resolution No. 108  
Returned without amendments

House Concurrent Resolution No. 109  
Returned without amendments

House Concurrent Resolution No. 110  
Returned without amendments

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**  
**ASKING CONCURRENCE IN**  
**SENATE CONCURRENT RESOLUTIONS**

May 5, 2015

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. 22, 67, 70, and 71

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

**Message from the Senate**  
**SIGNED SENATE CONCURRENT RESOLUTIONS**

May 5, 2015

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. 60, 61, 62, 63, 64, and 65

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

Respectfully submitted,  
GLENN A. KOEPP  
Secretary of the Senate

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

**Message from the Senate**  
**SENATE BILLS**

May 5, 2015

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. 151

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. 151—**  
BY SENATOR CORTEZ

AN ACT

To amend and reenact R.S. 48:251.5(B)(1) and (2), 256.5(B), 256.6(A)(1), and 256.7(C), relative to public contracts of the Department of Transportation and Development; to provide relative to payment of legal interest on contract balances; to provide relative to filing of statements of amounts due by claimants; to provide relative to cancellation of the inscription of claims and privileges; and to provide for related matters.

Read by title.

**Suspension of the Rules**

On motion of Rep. Jefferson, 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. 114—**  
BY REPRESENTATIVE JEFFERSON AND SENATOR GALLOT  
A CONCURRENT RESOLUTION

To commend Eula Woodard upon her attainment in April 2015 to the elite club of Louisiana centenarians.

Read by title.

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

Ordered to the Senate.

**HOUSE CONCURRENT RESOLUTION NO. 115—**  
BY REPRESENTATIVE EDWARDS  
A CONCURRENT RESOLUTION

To express the legislature's appreciation to teachers and to designate May 4 through May 8, 2015, as Teacher Appreciation Week at the state capitol.

Read by title.

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

Ordered to the Senate.

**Reports of Committees**

The following reports of committees were received and read:

**Report of the Committee on Appropriations**

May 5, 2015

To the Speaker and Members of the House of Representatives:

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

House Bill No. 646, by Harrison  
Reported with amendments. (16-0)

House Bill No. 692, by Robideaux  
Reported with amendments. (16-0)

House Bill No. 758, by Morris, Jay  
Reported favorably. (16-0)

JAMES R. "JIM" FANNIN  
Chairman

**Report of the Committee on Civil Law and Procedure**

May 5, 2015

To the Speaker and Members of the House of Representatives:

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

House Bill No. 189, by Ritchie (Joint Resolution)  
Reported with amendments. (8-0-1)

House Bill No. 196, by Schexnayder  
Reported with amendments. (10-0-1)

House Bill No. 301, by Dove  
Reported favorably. (10-0-1)

House Bill No. 497, by Henry  
Reported with amendments. (11-0-1)

House Bill No. 518, by Stokes (Joint Resolution)  
Reported with amendments. (8-0-1)

House Bill No. 618, by St. Germain (Joint Resolution)  
Reported without amendments. (10-0-1)

House Bill No. 716, by Hodges  
Reported by substitute. (10-0-1)

NEIL C. ABRAMSON  
Chairman

**RULE 6.8(A) REPORT  
OF THE HOUSE COMMITTEE ON CIVIL LAW AND  
PROCEDURE  
ON HOUSE BILL NO. 189**

May 5, 2015

**I. SUMMARY OF JOINT RESOLUTION**

This report is for House Bill No. 189 of the 2015 Regular Session by Representative Ritchie, proposing to amend Art. III, Section 2(A)(3) and (4) of the Constitution.

HB 189 proposes to change the convening of legislative sessions restricted to certain fiscal, local, and limited matters from odd-numbered years to even-numbered years and the convening of

general legislative sessions from even-numbered years to odd-numbered years.

**II. CONCLUSION**

The proposed measure cannot be accomplished statutorily.

HB 189 proposes to change the convening of legislative sessions which is controlled by the constitution. A constitutional amendment would be required to make this change in the convening of legislative sessions.

**III. OTHER PENDING MEASURES**

Total joint resolutions introduced: 67

Total joint resolutions reported  
by other standing committees: 4

HB 189 and HB 518 may conflict with respect to changing the convening of sessions in odd- or even-numbered years since both instruments propose to amend portions of Const. Art. III, Section 2, which address matters which may be introduced during odd-numbered years.

**IV. RECOMMENDATION**

With Amendments  X

Without Amendments \_\_\_\_\_

**RULE 6.8(A) REPORT  
OF THE HOUSE COMMITTEE ON CIVIL LAW AND  
PROCEDURE  
ON HOUSE BILL NO. 518**

May 5, 2015

**I. SUMMARY OF JOINT RESOLUTION**

This report is for House Bill No. 518 of the 2015 Regular Session by Representative Stokes proposing to amend Art. III, Section 2(A)(4)(b) of the Constitution.

HB 518 proposes to eliminate certain restrictions on legislation which may be introduced in an odd-numbered year regarding the dedication of revenue and taxes.

**II. CONCLUSION**

The proposed measure cannot be accomplished statutorily.

HB 518 proposes to change the matters which may be introduced in a legislative session which is controlled by the constitution. A constitutional amendment would be required to make this change in the convening of legislative sessions.

**III. OTHER PENDING MEASURES**

Total joint resolutions introduced: 67

Total joint resolutions reported  
by other standing committees: 4

HB 189 and HB 518 may conflict with respect to changing the convening of sessions in odd- or even-numbered years since both instruments propose to amend portions of Const. Art. III, Section 2, which address matters which may be introduced during odd-numbered years.

**IV. RECOMMENDATION**

With Amendments X

Without Amendments

RULE 6.8(A) REPORT OF THE HOUSE COMMITTEE ON CIVIL LAW AND PROCEDURE ON HOUSE BILL NO. 618

May 5, 2015

I. SUMMARY OF JOINT RESOLUTION

This report is for House Bill No. 618 of the 2015 Regular Session by Representative St. Germain, proposing to amend Art. VII, Section 14(B) of the Constitution.

HB 618 proposes to authorize the investment of public funds to capitalize a state infrastructure bank and to loan, pledge, or guarantee public funds for transportation projects.

II. CONCLUSION

The proposed measure cannot be accomplished statutorily.

HB 618 proposes to authorize the investment of public funds to capitalize a state infrastructure bank and to authorize the bank to loan, pledge, or guarantee public funds for transportation projects. The present constitution prohibits the loan, pledge, or donation of state funds, credit, property, or things of value of the state except as provided by the constitution. A constitutional amendment would be required to provide this additional authorized use.

III. OTHER PENDING MEASURES

Total joint resolutions introduced: 67

Total joint resolutions reported by other standing committees: 4

There are no other measures proposing to amend Const. Art. VII, Section 14(B).

IV. RECOMMENDATION

With Amendments

Without Amendments X

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

May 5, 2015

To the Speaker and Members of the House of Representatives:

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

House Bill No. 564, by Burford Reported favorably. (9-3)

House Bill No. 593, by Landry, T. Reported with amendments. (10-0)

House Bill No. 737, by Ortego Reported with amendments. (13-0)

House Bill No. 742, by Leger Reported with amendments. (12-0)

KAREN GAUDET ST. GERMAIN Chairwoman

Report of the Committee on Ways and Means

May 5, 2015

To the Speaker and Members of the House of Representatives:

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

House Concurrent Resolution No. 9, by Smith, P. Reported with amendments. (6-5)

House Bill No. 336, by Connick Reported favorably. (12-0)

House Bill No. 412, by Morris, Jay (Joint Resolution) Reported favorably. (13-0)

House Bill No. 509, by Smith, P. Reported with amendments. (8-6)

House Bill No. 624, by Jackson Reported with amendments. (6-5)

House Bill No. 629, by Jackson Reported with amendments. (8-5)

House Bill No. 777, by St. Germain Reported with amendments. (7-3)

House Bill No. 778, by St. Germain Reported with amendments. (15-0)

JOEL C. ROBIDEAUX Chairman

Privileged Report of the Committee on Enrollment

May 5, 2015

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. 58— BY REPRESENTATIVES ST. GERMAIN AND KLECKLEY A RESOLUTION To recognize Tuesday, May 5, 2015, as Ports Day at the state capitol.

HOUSE RESOLUTION NO. 59— BY REPRESENTATIVES ARNOLD, BARRAS, BERTHELOT, AND JAY MORRIS A RESOLUTION To designate Tuesday, May 5, 2015, as Bankers Day at the state capitol.

HOUSE RESOLUTION NO. 60— BY REPRESENTATIVE JEFFERSON A RESOLUTION To commend native Louisianian and "folk-funk" musical artist, Bobby Rush.

HOUSE RESOLUTION NO. 61— BY REPRESENTATIVE JEFFERSON A RESOLUTION To express the condolences of the Louisiana House of Representatives upon the death of William Thomas Bailey of Athens, Louisiana.

**HOUSE RESOLUTION NO. 62—**

BY REPRESENTATIVE ADAMS

**A RESOLUTION**

To designate May 3 through May 9, 2015, as Arson Awareness Week in the state of Louisiana.

**HOUSE RESOLUTION NO. 63—**

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

**A RESOLUTION**

To designate Tuesday, May 5, 2015, as AARP Louisiana Caregiver Day at the state capitol.

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. Lopinto, the rules were suspended to permit the Committee on Administration of Criminal Justice to consider the following legislative instruments that were not listed on the weekly committee schedule as required by House Rule 14.23:

House Bill No. 343

**Suspension of the Rules**

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

House Bill No. 369

House Concurrent Resolution No. 92

**Suspension of the Rules**

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

House Concurrent Resolution No. 104

**Leave of Absence**

Rep. Guillory - 1 day

Rep. Robert Johnson - 1/2 day

**Adjournment**

On motion of Rep. Billiot, at 3:46 P.M., the House agreed to adjourn until Wednesday, May 6, 2015, at 2:00 P.M.

The Speaker of the House declared the House adjourned until 2:00 P.M., Wednesday, May 6, 2015.

ALFRED W. SPEER  
Clerk of the House

